

MOTOR VEHICLE REPAIR INDUSTRY BOARD
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by section 92-7(b), Hawaii Revised Statutes ("HRS").

Date: Thursday, May 18, 2017

Time: 1:30 p.m.

Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Members Present: Roy Sasuga, Public Member, Chairperson
Robert Figaroa, Jr., Industry Member
Stuart Lau, Public Member
Michael Tetsutani, Industry Member

Staff Present: Carol Kramer, Executive Officer
Ronni-Ann Bumgarner, Secretary

Excused: Marie Weite, Public Member, Vice-Chairperson
Rodney J. Tam, Esq., Deputy Attorney General ("DAG")

Call to Order: There being a quorum present, Chairperson Sasuga called the meeting to order at 2:20 p.m.

Introduction of New Board Member: Chairperson Sasuga introduced new Board member Mr. Stuart Lau. Mr. Lau introduced himself to the Board and spoke briefly about his background. He works at the Queen Emma Land Company in the Real Estate Department, and was previously on this Board from 1994-2002. Mr. Lau thanked the Board for welcoming him.

Recognition Of Outgoing Board Member: Executive Officer Kramer thanked Chairperson Sasuga for his dedication to the Board which he has served on since 2009, and presented him with a Certificate of Appreciation.

Approval of Minutes: It was moved by Mr. Tetsutani, seconded by Mr. Figaroa, and unanimously carried to approve the minutes of the March 16, 2017 meeting as circulated.

Election of Officers: The floor was opened for nominations for the office of Chairperson. Mr. Tetsutani nominated Vice-Chairperson Marie Weite as Chairperson. The nomination was seconded by Mr. Figaroa. There were no other

nominations for Chairperson. Vice-Chairperson Weite was elected Chairperson by acclamation.

The floor was opened for nominations for the office of Vice-Chairperson. Mr. Tetsutani nominated Mr. Figaroa. After hearing from Mr. Figaroa, the nomination was seconded by Chairperson Sasuga. There were no other nominations for Vice-Chairperson. Mr. Figaroa was elected Vice-Chairperson by acclamation.

Licensing:

a. Ratifications

The Board members reviewed the ratification list for Motor Vehicle Repair Dealers and Motor Vehicle Mechanic licenses.

It was moved by Mr. Lau, seconded by Mr. Figaroa, and unanimously carried to ratify the following list:

RD Ratification list

RD 4359 GREYWOLF AUTOMOTIVE LLC
RD 4358 HIKI NO AUTOMOTIVE LLC
RD 4360 PRESTIEGE AUTO SERVICE CORP

MC Ratification List

MC 8833 YADAO, ROMEO B

b. Applications

Executive Session:

At 2:25 p.m., it was moved by Chairperson Sasuga, seconded by Mr. Tetsutani, and unanimously carried to move into executive session pursuant to HRS §92-5 to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section HRS §26-9 or both, as provided in HRS §92-5(a)(1).

EXECUTIVE SESSION

At 2:30 p.m., it was moved by Mr. Tetsutani, seconded by Mr. Figaroa, and unanimously carried to return to the Board's regular order of business.

1. Duran, David Q
2. Goldrive Maui LLC

After some discussion, it was moved by Mr. Tetsutani, seconded by Mr. Figaroa, and unanimously carried to approve the applications of David Q Duran, for a Mechanic license and Goldrive Maui, LLC, for a Motor Vehicle Repair Dealer license.

Chapter 91, HRS,
Adjudicatory
Matters:

At 2:32 p.m. Chairperson Sasuga called a recess to discuss the following adjudicatory matter, pursuant to Chapter 91, HRS:

In the Matter of the Motor Vehicle Dealer License of P&A INVESTMENTS, INC., doing business as AIONA CAR SALES, Respondent; ARP 2012-25-L – Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order

The Board reviewed the above Settlement Agreement. After some discussion, it was moved by Mr. Tetsutani, seconded by Mr. Figaroa, and unanimously carried to approve the Settlement Agreement, in which:

1. Respondent does not admit to violating any law or rule, but acknowledges that RICO has sufficient cause to file a Petition for Disciplinary Action against Respondent's license.
2. Respondent agrees to pay a fine in the amount of ONE THOUSAND AND NO/100 DOLLARS (\$1,000.00). Payment shall be made by **cashier's check or money order made payable to "DCCA - Compliance Resolution Fund"** and mailed to the Regulated Industries Complaints Office, Attn: Marc T. Nakamura, Esq., 235 S. Beretania Street, 9th Floor, Honolulu, Hawaii 96813. Payment of the fine shall be due at the time this Settlement Agreement is returned to RICO.
3. If Respondent fails to fully and timely comply with the terms of this Settlement Agreement as set forth in paragraph(s) C.1 above, Respondent's license shall be automatically revoked upon RICO's filing of an affidavit with the Board attesting to such failure. In case of such revocation, Respondent shall turn in all indicia of the license to the Executive Officer of the Board within ten (10) days after receipt of notice of the revocation. In case of such revocation, Respondent understands Respondent cannot apply for a new license until the expiration of at least five (5) years after the effective date of the revocation. Respondent understands that if Respondent desires to become licensed again, Respondent must apply to the Board for a new license pursuant to and subject to HRS §§ 92-17, 436B-21, and all other applicable laws and rules in effect at the time.

Following the Board's review, deliberation and decision in this matter pursuant to Chapter 91, HRS, at 2:34 p.m., Chairperson Sasuga announced that the Board was reconvening its scheduled meeting.

Next Meeting:

Thursday, July 20, 2017
1:30 p.m.
Queen Liliuokalani Conference Room
King Kalakaua Building, 1st Floor
335 Merchant Street
Honolulu, Hawaii 96813

Adjournment: The meeting adjourned at 2:36 p.m.

Taken and recorded by:

/s/ Ronni-Ann Bumgarner

Ronni-Ann Bumgarner, Secretary

Reviewed and approved by:

/s/ Carol Kramer

Carol Kramer, Executive Officer

CK:rb
5/31/17

- Minutes approved as is.
 Minutes approved with changes. See Minutes of _____.