

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, November 21, 2019

Time: 1:30 p.m.

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

Members Present: Robert Figaroa, Jr., Industry Member, Chairperson  
Stuart Lau, Public Member, Vice-Chairperson  
Kelvin Kohatsu, Industry Member  
Michael Tetsutani, Industry Member  
Dansen Carvalho, Industry Member

Staff Present: Alan Taniguchi, Executive Officer (“EO”)  
Christopher Leong, Esq., Deputy Attorney General (“DAG”)  
LaJoy Lindsey, Secretary

Guests: None.

Call to Order: There being a quorum present, Chair Figaroa called the meeting to order at 1:30 p.m.

Approval of the Meeting Minutes: It was moved by Mr. Tetsutani, seconded by Mr. Carvalho, and unanimously carried to approve the public minutes of the September 19, 2019 meeting as circulated.

Executive Officer’s Report: Officer Taniguchi received Mr. Kohatsu’s suggested amendments to the rules. Other members may submit input if desired.

New Business: a. Letter from Regulated Industries Complaint’s Office (RICO)

Officer Taniguchi informed the Board that he received a letter from RICO, asking for an informal opinion regarding an incident a member of the public reported. In the letter dated April 2, 2017, RICO stated that their office:

“...received a complaint from a customer who lost the keys to her motor vehicle. She hired a locksmith who removed the lock from the exterior of her vehicle. The locksmith is not licensed under HRS Chapter 437B as a repair dealer or mechanic. The locksmith drilled out the old ignition switch and replaced it. The customer later claims that the motor vehicle would not start. RICO requests an informal interpretation as to whether the actions of the locksmith would constitute the ‘repair of motor vehicles’ under HRS §437B-1.”

A repair order identifies the vehicle as a 1974 Grumman/Chevrolet. However, the complainant describes the vehicle as a “Chevy Step van, curb master, 1973 6 cylinder.” They believe the complainant runs a lunch plate business from the truck. According to the complainant, one of her employees lost the keys to the van. She called respondent’s company. A locksmith came and opened the van door. After the van was open, she could not locate the ignition keys and she did not have a spare. The respondent’s employee went back to the respondent’s place of business with an ignition switch. He drilled out the old one and after some work, got the new switch working. She then reported problems with the van.

A discussion ensued regarding scope of practice of this locksmith. DAG Leong read the statutes to the Board. Mr. Lau mentioned that chip keys require expertise greater than a layperson.

The Board discussed the current language of the statutes and whether a locksmith requires a mechanic’s license in this situation. Upon a motion by Mr. Tetsutani that this locksmith didn’t require a mechanic’s license, it was seconded by Mr. Carvalho and all members voted in favor of the motion except for Mr. Kohatsu who opposed. The vote was 4 to 1 in favor of this motion.

Old Business: None.

Licensing: a. Ratifications

Upon a motion by Mr. Kohatsu, seconded by Mr. Tetsutani, it was voted and unanimously carried to approve the following ratification lists:

1. RD Ratification List

RD 4443 Evolution Auto LLC

RD 4444 Transform SR LLC  
RD 4445 Irineo P. Soriano  
RD 4446 Bridgestone Retail Operations LLC

2. MC Ratification List

MC 9057 Robert A. Trent  
MC 9058 Geoffrey B. La Rosa  
MC 9059 Joey C. Hashimoto  
MC 9060 Raul Gachuz Segura  
MC 9061 Quoc Le Tran  
MC 9062 Kirt M. Marquez  
MC 9063 Jeremy K. Rasay  
MC 9064 Brian K. Johnson  
MC 9065 Joshua T. Gima  
MC 9066 James S. Wescoatt  
MC 9067 Nestor Canada  
MC 9068 Keith T. Kugiyama  
MC 9069 Edilberto U. Turne  
MC 9070 Jesse D. Janzig  
MC 9071 David S. McCutchan  
MC 9072 Natthew P. Salboro

Executive  
Session:

The Board may move into Executive Session to consider and evaluate personal information relating to individuals applying for licensure in accordance with Chapter 92-5(a)(1), and to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with Chapter 92-5(a)(4), Hawaii Revised Statutes.

IN: Upon a motion by Mr. Lau, seconded by Mr. Tetsutani and unanimously carried at 1:50 p.m.

OUT: Upon a motion by Mr. Figaroa, seconded by Mr. Kohatsu and unanimously carried to move out of executive session at 1:54 p.m.

b. Application for John Pang, Mechanic

Upon a motion by Mr. Tetsutani, seconded by Mr. Kohatsu, it was unanimously carried to approve Mr. John Pang's Mechanic's license.

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Next Meeting: Thursday, January 16, 2020  
1:30 p.m.  
Queen Liliuokalani Conference Room  
King Kalakaua Building, 1<sup>st</sup> Floor  
335 Merchant Street  
Honolulu, Hawaii 96813

Adjournment: The meeting was adjourned at 1:55 p.m.

Taken and recorded by:

/s/ LaJoy A. Lindsey

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LaJoy A. Lindsey, Secretary

Reviewed and approved by:

/s/ Alan Taniguchi

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Alan Taniguchi, Executive Officer

AT:lal

12/26/19

[ ] Minutes approved as is.

[ x ] Minutes approved with changes. See Minutes of 1/16/20.