

MOTOR VEHICLE INDUSTRY LICENSING 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 §92-7(b), Hawaii Revised Statutes (HRS).

Date: Tuesday, December 20, 2016  
Time: 9:00 a.m.  
Place: Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

Present: Wayne De Luz, Industry Member Chairperson  
Russell Wong, Industry Member Vice Chairperson  
Steven J. T. Chow, Esq., Public Member  
Byron Hansen, Public Member  
Carl D. Johnsen, Public Member  
  
Christine Rutkowski, Executive Officer  
Rodney J. Tam, Deputy Attorney General (“DAG”)  
Christine Hironaka, Secretary

Excused: Dennis Short, Industry Member

Guests: Lyle Ishida, Attorney for Volvo Car USA LLC  
Fred Kubota, H T & T Truck Center  
Dave Rolf, Hawaii Automotive Dealers Association (“HADA”)

Call to Order: Chairperson De Luz called the meeting to order at 9:00 a.m. at which time quorum was established.

Approval of Minutes  
October 18, 2016

Meeting: It was moved by Mr. Chow, seconded by Vice Chairperson Wong, and unanimously carried by to approve the minutes of the October 18, 2016 meeting as circulated.

Executive Session: At 9:13 a.m., it was moved by Vice Chairperson Wong, seconded by Mr. Johnsen, and unanimously carried to enter into Executive Session to consider and evaluate personal information relating to the individual applying for licensure in accordance with HRS, §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 HRS §92-5(a) (4), Hawaii Revised Statutes.

EXECUTIVE SESSION

At 10:10 a.m., it was moved by Mr. Chow, seconded by Vice Chairperson Wong and unanimously carried to return to the Board's regular order of business.

Chairperson De Luz commented that there is no category for an Executive Officer, nor the Chairperson to give a report. The Executive Officer reported that the agendas will have topics when there are matters for the Board to discuss, as a means to comply with Hawaii Revised Statutes Chapter 92.

Chairperson De Luz directed the Executive Officer to place the topic about Agenda items on the February 21, 2017 meeting agenda.

Licensing:

a. Ratifications

Motor Vehicle Salesperson Transfers  
Motor Vehicle Salesperson License  
Motor Vehicle Dealer License  
Motor Vehicle Dealer Relocation  
Motor Vehicle Branch Office

Upon a motion by Vice Chairperson Wong, seconded by Mr. Johnsen, it was unanimously carried to ratify the above lists for the licenses sought (as attached).

b. Applications

(i) Ronnette Leilani Borge – Motor Vehicle Salesperson

It was moved by Mr. Chow, seconded by Mr. Johnsen and unanimously carried to defer decision-making on the motor vehicle salesperson application subject to the Board's receipt of a letter from the dealer principal in which the dealer principal states that he/she is aware of the charges and why the dealership seeks to employ the applicant, and that the Executive Officer is authorized to approve the application when the required letter is received.

The Executive Officer requested clarification about who is required to sign the letter for the dealer. There was brief discussion about whether the signature of an officer of the company, or a manager of the dealership would be acceptable. After discussion, members agreed by consensus that whenever the Board requests a letter from the dealership pertaining to a salesperson employee, the only signature that the Board will accept will be that of the dealer principal.

(ii) Niethammer Family LLC – Motor Vehicle Dealer

It was moved by Mr. Hansen, seconded by Mr. Chow and unanimously carried to defer decision-making on the motor vehicle dealer application subject to the Board's receipt of written verification from Business Registration Division, DCCA that applicant has registered a tradename that comports with the name contained in the Manufacturer's Sales and Service Agreement, namely King Chrysler Dodge Jeep Ram". Upon a motion by Mr. Chow, seconded by Mr. Hansen, it was unanimously carried to authorize the Executive Officer to approve the application upon receipt of the required document.

(iii) LMT Auto LLC – Motor Vehicle Dealer Relocation

It was moved by Vice Chairperson Wong, seconded by Mr. Chow and unanimously carried to defer decision-making on the motor vehicle dealer relocation application, subject to the Board's receipt of photos depicting that: 1) the 3 vehicle display stalls are marked with the applicant's name; and 2) the applicant has a dedicated office (books and records are kept), in that it appears applicant is sharing the premise with other businesses. Provided that applicant submits the requested information, Mr. Chow moved, Mr. Hansen seconded and the members voted unanimously to delegate the approval of the application to the Executive Officer.

(iv) Ariens Company – Motor Vehicle Distributor

Board members related that the information provided is confusing and more information is required.

It was moved by Vice Chairperson Wong, seconded by Mr. Hansen and unanimously carried to defer decision-making on the application.

(v) Volvo Cars USA LLC – Motor Vehicle Distributor

Lyle Ishida, Attorney for Volvo Cars USA LLC appeared before the Board.

He stated that Volvo Car USA LLC is the exclusive North America distributor for all Volvo automobiles and SUV's. He also said that Volvo automobiles and SUV's are manufactured by Volvo Car Corporation, a Sweden corporation, and is not publicly traded.

Mr. Ishida related that in 2016, Volvo Car Corporation and Volvo Cars of North America, LLC created the subsidiary, Volvo Car USA LLC. He further explained that Volvo Car USA LLC is 100% owned by Volvo Cars of North America, LLC, which, in turn, is 100% owned by Volvo Car Corporation.

Mr. Ishida stated that the applicant has not submitted a distribution agreement because such a document does not exist. In lieu of the "executed agreement", applicant submitted a statement from Volvo Car Corporation attesting that applicant is the exclusive distributor of Volvo automobiles and SUV's in the U.S. Mr. Ishida related that the Board, in accordance with HRS §437-6(6), can exercise discretion by accepting the statement and approve the application, even though the distribution agreement is not being supplied.

Mr. Chow inquired whether Volvo Car Corporation has articles of incorporation for Volvo Cars of North America LLC and Volvo Cars USA LLC.

DAG Tam explained that all applicants must satisfy the requirements as provided by law.

Board members engaged in discussion about the requirements, non-submission of the required document and the status of the application.

After much discussion, it was moved by Mr. Hansen, seconded by Mr. Chow and unanimously carried to defer decision-making on the Motor Vehicle Distributor application subject to the Board's receipt of a copy of the executed agreement granting the distributor applicant the franchise to distribute motor vehicles in this state, in accordance with HRS section 437-7(f)(2).

Vice-Chairperson Wong inquired about whether Hawaii dealers are notified by the Board's office in the event the manufacturer or distributor do not renew their licenses. The Executive Officer stated that the Board's office lacks the resources to pore through the information and pass on the information to the dealers, however should information be raised about a manufacturer or dealer not renewing its license, she would notify the dealers. The Executive Officer added that dealers and other interested parties can perform a license check via the Division's website:

<http://pvl.ehawaii.gov/pvlsearch/app>

Public Comment: Happy Holidays!!

The Executive Officer announced that this meeting is Christine Hironaka's last meeting since she will be retiring at the end of the year. Board members thanked Ms. Hironaka for her years of public service and for her assistance in the past months.

Chairperson De Luz commented that he hoped the position will be staff before too long.

Next Meeting: Tuesday, February 21, 2017  
9:00 a.m.  
Queen Liliuokalani Conference Room  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, HI 96813

Adjournment: There being no further business to discuss, the meeting adjourned at 10:49 a.m.

Taken and recorded by

/s/ Christine Hironaka

---

Christine Hironaka  
Secretary

Reviewed and approved by

/s/ Christine Rutkowski

---

Christine Rutkowski  
Executive Officer

12/16

[ X ] Minutes approved as is.

[ ] Minutes approved with changes. See Minutes of \_\_\_\_\_.

# MOTOR VEHICLE INDUSTRY LICENSING BOARD MEETING

December 20, 2016

## RATIFICATION LISTS

### CAR SALESPERSON TRANSFERS

a. City and County of Honolulu

Addison III, Henry	Cutter CJD Inc. dba Cutter Chrysler Jeep Dodge of Pearl City
Aiona, Shawn	Honolulu Ford Inc.
Alcantara, Antonio	Lithia of Honolulu-F, LLC
Alvarado, Royce	C & C Auto Group Inc.
Antonio, Normanuel	GAC Auto Group Inc. dba Cutter Mazda of Honolulu
Asao, Daniel	Lithia of Honolulu-F, LLC
Benson, Mark	Lithia of Honolulu-F, LLC
Bowser, Kevin	Cutter Buick GMC, Inc.
Brantley, Robert	Lithia of Honolulu-F, LLC
Cabalo, Benusto	Lithia of Honolulu-F, LLC
Callahan, Thomas	Cutter CJD Inc. dba Cutter Chrysler Jeep Dodge of Pearl City
Dollopac, Nestor	Lithia of Honolulu-F, LLC
Egnew, Andrew	Lithia of Honolulu-F, LLC
Feldman, Matthew	Cutter Honolulu Inc.
Franco, Tiffany	Lithia of Honolulu-F, LLC
Fukumoto, Wayne	Lithia of Honolulu-F, LLC
Garcia, Jason	Lithia of Honolulu-F, LLC
Griffith, Quintin	GAC Auto Group Inc. dba Cutter Mazda of Honolulu
Hashimoto, Brian	Lithia of Honolulu-F, LLC
Hata, David	J.P. Automobiles Inc.
Hirata, Ken	Lithia of Honolulu-F, LLC
Ho, Ivan	Waipahu Auto Sales LLC
Hudgins Jr., David L.	Pacific Nissan dba Tony Nissan
Joslin, Lisa	Lithia of Honolulu-F, LLC
Kaai, Mark	Cutter Buick GMC, Inc.
Kauwe, Christopher	Lithia of Honolulu-F, LLC
Kee, Patrick	Lithia of Honolulu-F, LLC
Kouchi, Devin V.	Auto Biz
Lee, Sherman	Lithia of Honolulu-F, LLC
Lowman, Phillip	Lithia of Honolulu-F, LLC
Lucas, Scot	Cutter CJD Inc. dba Cutter Chrysler Jeep Dodge of Pearl City
Medeiros, Ryan	Lithia of Honolulu-F, LLC
Mello, Guy	Lithia of Honolulu-F, LLC
Michiels, Mark Lee	Gill Island Motors, Inc.
Moniz, Alfredo	Lithia of Honolulu-F, LLC
Montes, Juan J.	Tony Hawaii Automotive Group dba Tony Volkswagen
Munoz, Nicky James	Stobner Holdings Inc. dba Honda Windward
Oravainen, Keliamakanaukalani	Servco Auto Waipahu
Payomo, Phillip P.	Cutter Buick GMC, Inc.
Salazar, Jeffrey	Lithia of Honolulu-F, LLC
Santimore, Laura L.	Shelly Eurocars, LLC
Satterfield, Benjamin	Lithia of Honolulu-F, LLC
Sparks, Johnny O.	Cutter Honolulu Inc. dba Cutter Chrysler Jeep Dodge of Honolulu
Stewart, Jason	Lithia of Honolulu-F, LLC
Teruya, Richard	Lithia of Honolulu-F, LLC
Tsui, Anthony	Servco Subaru Honolulu

Motor Vehicle Industry Licensing Board  
Ratification List  
December 20, 2016  
Page 2

- |   |  |
|---|--|
| Van Fossen, Rhett<br>Wagner, Christopher<br>Watson III, Charles D.<br>Yong, Henry | Lithia of Honolulu-F, LLC<br>C & C Auto Group Inc.<br>Tony Hawaii Automotive Group dba Tony Volkswagen<br>Waipahu Auto Sales LLC |
| b. <u>County of Maui</u>  |  |
| Drewry, Neal T.<br>Kong, Joshua T.K.  | Valley Isle Motors Ltd.<br>Valley Isle Motors Ltd.   |
| c. <u>County of Kauai</u>   |  |
| Morris, Jeffrey K.<br>Yoshida, Vernon   | Tradewind Auto Sales<br>Servco Auto Kauai  |
| d. <u>County of Hawaii</u>  |  |
| Hennessey, Peter B.   | IK Motors Inc. dba Kamaaina Motors   |

**CAR SALESPERSON LICENSES**

- |                                       |      |                            |
|---------------------------------------|------|----------------------------|
| a. <u>City and County of Honolulu</u> |      |                            |
| A & L MOTORS LLC                      | OAHU | LESTER L <CLEMONS<         |
| ALOHA AUTO GROUP LTD                  | OAHU | DIANE R <CHMIELEWSKI<      |
| ALOHA AUTO GROUP LTD                  | OAHU | ERIKA M <JARRETT<          |
| ALOHA AUTO GROUP LTD                  | OAHU | JOANNE M <PAE<             |
| AUTOSOURCE LLC                        | OAHU | LUIS <MICHEL<              |
| C & C AUTO GROUP INC                  | OAHU | ANGELA N <FIRESTONE<       |
| C & C AUTO GROUP INC                  | OAHU | JERSON A <TORO<            |
| C & C AUTO GROUP INC                  | OAHU | SCOTT A <SCHRADER<         |
| C & C AUTO GROUP INC                  | OAHU | SHILOH HERSHEY C <EUGENIO< |
| CAR DEPOT LLC                         | OAHU | BULLY K <KOANI<            |
| CUTTER CJD INC                        | OAHU | RAQUEL <MONTES<            |
| CUTTER HONOLULU INC                   | OAHU | DOMINIC S <CAMPBELL<       |
| CYCLE CITY LTD                        | OAHU | JORDAN A <PARKER<          |
| ENVY HAWAII LLC                       | OAHU | CHELSEA M <HERNANDEZ<      |
| ENVY HAWAII LLC                       | OAHU | JOE-ANN K <LINDSEY-RAPOZA< |
| GAC AUTO GROUP INC                    | OAHU | GAVIN G <WEBBER<           |
| GAC AUTO GROUP INC                    | OAHU | JAMAL L <KING<             |
| GAC AUTO GROUP INC                    | OAHU | MICHAEL P <TORRES<         |
| GAC AUTO GROUP INC                    | OAHU | RICKY J <BROWN<            |
| HAWAII NISSAN INC                     | OAHU | ALEXUS D M <BANAS<         |
| HAWAII NISSAN INC                     | OAHU | JEFFREY B <BENNETT<        |
| HAWAII NISSAN INC                     | OAHU | JEFFREY L <MISKIMEN<       |
| HAWAII NISSAN INC                     | OAHU | ZANE A <AGUON<             |
| HONOLULU FORD INC                     | OAHU | JOSEPH P <DELLAPENNA<      |
| HONOLULU FORD INC                     | OAHU | KAINALUKANE A <MORTEL<     |
| HONOLULU FORD INC                     | OAHU | SARAH JUAN H <KIM<         |
| J P AUTOMOBILES INC                   | OAHU | LOGAN S <TANNO<            |
| JN GROUP INC                          | OAHU | BRITTNEY E K <SHIMABUKURO< |
| JN GROUP INC                          | OAHU | JAMIE R <IHA<              |
| JN GROUP INC                          | OAHU | JENNA L <GHILAIN<          |
| JN GROUP INC                          | OAHU | KYLE D <WILLIAMS<          |

Motor Vehicle Industry Licensing Board  
Ratification List  
December 20, 2016  
Page 3

JN GROUP INC	OAHU	LIEN <PHAN<
JN GROUP INC	OAHU	MARK W <TRUAX<
JN GROUP INC	OAHU	YIYIN <ZHANG<
KING INFINITI OF HONOLULU LLC	OAHU	DANIEL <MORISATO<
LITHIA OF HONOLULU-A INC	OAHU	RANDALL S <BOTELHO<
QIU'S COMPANY INC	OAHU	FU-KANG <WANG<
RAINBOW CHEVROLET INC	OAHU	ERIC M <KAWAHARA<
SERVCO PACIFIC INC	OAHU	FREDERIC J <KELIIKULI<
SERVCO PACIFIC INC	OAHU	RENE <JULIAN<
SERVCO PACIFIC INC	OAHU	SHAYVIS <WILSON-THEPHSOURINTHONE<
SHELLY EUROCARS LLC	OAHU	MATTHEW M <MATERAZZI<
SHELLY EUROCARS LLC	OAHU	NICHOLAS S <INFERRERA<
SODERHOLM SALES AND LEASING INC	OAHU	AGAPE' R P S <YEAZUS<
TESLA MOTORS INC	OAHU	JARIS R <PAI<
TESLA MOTORS INC	OAHU	KELLY E <WILLIAMS<
TESLA MOTORS INC	OAHU	MARIE K <ZUKEMURA<
TONY HAWAII AUTOMOTIVE GROUP LTD	OAHU	JAREM L <ABELLA<
TONY HAWAII AUTOMOTIVE GROUP LTD	OAHU	JAY D <SEO<
WINDWARD AUTO SALES INC	OAHU	CHRISTOPHER K <JAY<

b. County of Hawaii

BIG ISLAND MOTORS INC	HAWAII	MARFA <FLANNERY<
BIG ISLAND TOYOTA INC	HAWAII	MANDI L <GONZALES<
IK MOTORS INC	HAWAII	MICHAEL G <MASTROLEO<
INTER PACIFIC MOTORS INC	HAWAII	GARRETT M <ALVARADO<
INTER PACIFIC MOTORS INC	HAWAII	JASON B <STEARMAN<
SHELLY EUROCARS LLC	HAWAII	ANTHONY D <FAGUNDES<

c. County of Kauai

ALOHA AUTO GROUP LTD	KAUAI	GUSTAVO A <ALBUJA<
ALOHA AUTO GROUP LTD	KAUAI	MIRANDA J <JOHNSON<
HARBOR MOTORS INC	KAUAI	MARK S <HOLDEN<
KING AUTO CENTER INC	KAUAI	CLEUSON A <CARVALHO< JR
OHANA MOTORS INC	KAUAI	DUSTIN H <TELLES<
SERVCO PACIFIC INC	KAUAI	SEAN-MICHAEL A <HIRANAKA<

d. County of Maui

JIM FALK AUTOMOTIVE INC	MAUI	ZEA LEILANI C <ROBBINS<
LITHIA OF MAUI-H LLC	MAUI	MARI L <BENDA<
LITHIA OF MAUI-H LLC	MAUI	NASRE N <MANASRAH<
OHANA AUTOMOTIVE GROUP INC	MAUI	MICHAEL K <CLAIRES<
SERVCO SUBARU INC	MAUI	JUDINA M <HAAS<
VALLEY ISLE MOTORS LTD	MAUI	ALBERT B <TESTA<
VALLEY ISLE MOTORS LTD	MAUI	JASON C <WILSON<
VALLEY ISLE MOTORS LTD	MAUI	KANIELA M <MEDEIROS<
VALLEY ISLE MOTORS LTD	MAUI	TERRY R <TINSLEY<

**MOTOR VEHICLE DEALER RELOCATION**

MVD-360 SERVCO PACIFIC INC  
2477 ULUMAIIKA STREET  
LIHUE HI 96766

MVD-856 SERVCO SUBARU INC  
2850 PUKOLOA STREET STE 101  
HONOLULU HI 96819

MVD-999 HARBOR MOTORS INC  
3501 RICE STREET #1021  
LIHUE HI 96766

MVD-521 M A S H INC  
190 WILIKINA DR  
WAHIAWA HI 96786

**MOTOR VEHICLE BRANCH OFFICE**

MVB-94-7 JN GROUP INC  
MVB-282-2 SHELLY EUROCARS LLC

**MOTOR VEHICLE DEALER LICENSE**

MVD 1040 LITHIA OF HONOLULU-F LLC