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STATE OF CALIFORNIA
NEW MOTOR VEHICLE BOARD
A G E N D A
SPECIAL MEETING

New Motor Vehicle Board
The William G. Brennan Hearing Room
1507 21st Street, Suite 330
Sacramento, California 95811

August 15, 2019

Please note that Board action may be taken regarding any of the issues listed below. As such, if any person has an interest in any of these issues, he or she may want to attend.

The Board provides an opportunity for members of the public to comment on each agenda item before or during the discussion or consideration of the item as circumstances permit. (Gov. Code § 11125.7) However, comments by the parties or by their counsel that are made regarding any proposed decision, order, or ruling must be limited to matters contained within the administrative record of the proceedings. No other information or argument will be considered by the Board. Members of the public may not comment on such matters.

1. **10:30 a.m. -- Meeting called to order.**
2. **Roll Call.**
3. **Pledge of Allegiance.**
4. **Consideration of petition requesting that the Board direct DMV to conduct an investigation of the matters contained therein or order DMV to exercise its authority and power to initiate disciplinary proceedings against Respondent's Occupational License pursuant to Vehicle Code section 3050(c)(1) and (3).**

CALIFORNIA NEW CAR DEALERS ASSOCIATION v. VOLVO GROUP NORTH AMERICA LLC aka VOLVO CAR USA, LLC
Petition No. P-460-19

Consideration of Petition requesting that the Board direct DMV to conduct an investigation of the matters contained therein or order DMV to exercise its authority and power to initiate disciplinary proceedings against Respondent's Occupational License, by the Public Members of the Board.

5. **Public Comment. (Gov. Code § 11125.7)**

6. **Oral Presentation before the Public Members of the Board.**

- a. FAIRFIELD IMPORTS TWO, LLC, a California Limited Liability Company v. NISSAN NORTH AMERICA, INC., a California Corporation
Protest Nos. PR-2587-18, PR-2588-18, PR-2597-18 and PR-2598-18
- b. ROUNDTREE BEVERLY HILLS, LLC, a California Limited Liability Company v. NISSAN NORTH AMERICA, INC., a California Corporation
Protest Nos. PR-2613-19 and PR-2616-19
- c. MOTORINI, Inc., dba LA CYCLESPO RTS v. VANDERHALL MOTOR WORKS, INC.
Protest No. PR-2599-18
- d. PAUL BLANCO'S GOOD CAR COMPANY SACRAMENTO dba PAUL BLANCO'S KIA (CA 303) v. KIA MOTORS AMERICA, INC.
Protest No. PR-2617-19

7. **Closed Executive Session deliberations.**

Pursuant to Government Code section 11126(c)(3), Vehicle Code section 3008(a), and Title 13, California Code of Regulations, sections 581 and 588, the Board convenes in closed Executive Session to deliberate the decisions reached upon the evidence introduced in proceedings that were conducted in accordance with Chapter 5 (commencing with section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

Pursuant to Government Code section 11517(c)(2), the Board could adopt the proposed decision, make technical or other minor changes, reject the proposed decision and remand the case, or reject the proposed decision and decide the case upon the record.

a. **Consideration of Proposed Order.**

FAIRFIELD IMPORTS TWO, LLC, a California Limited Liability Company v. NISSAN NORTH AMERICA, INC., a California Corporation
Protest Nos. PR-2587-18, PR-2588-18, PR-2597-18 and PR-2598-18

Consideration of the Administrative Law Judge’s “Proposed Order Granting ‘Nissan North America, Inc.’s Motion to Dismiss Protests of Fairfield Imports Two, LLC”, by the Public Members.

b. Consideration of Proposed Order.

ROUNDTREE BEVERLY HILLS, LLC, a California Limited Liability Company v. NISSAN NORTH AMERICA, INC., a California Corporation
Protest Nos. PR-2613-19 and PR-2616-19

Consideration of the Administrative Law Judge’s “Proposed Order Granting ‘Nissan North America, Inc.’s Motion to Dismiss Roundtree Beverly Hills, LLC’s Protests”, by the Public Members.

c. Consideration of Proposed Order.

MOTORINI, Inc., dba LA CYCLESPO RTS v. VANDERHALL MOTOR WORKS, INC.
Protest No. PR-2599-18

Consideration of the Administrative Law Judge’s “Proposed Order Dismissing Protest for Lack of Jurisdiction”, by the Public Members.

d. Consideration of Proposed Order.

PAUL BLANCO’S GOOD CAR COMPANY SACRAMENTO dba PAUL BLANCO’S KIA (CA 303) v. KIA MOTORS AMERICA, INC.
Protest No. PR-2617-19

Consideration of the Administrative Law Judge’s “Proposed Order Granting ‘Motion of Respondent Kia Motors America, Inc. to Dismiss Protest for Lack of Jurisdiction””, by the Public Members.

8. Open Session.

9. Adjournment.

To request special accommodations for persons with disabilities at this or any future Board meeting or to request any accommodation for persons with disabilities necessary to receive agendas or materials prepared for Board meetings, please contact Eugene Ohta at (916) 445-1888 or Eugene.Ohta@nmvb.ca.gov.