

**MOTOR VEHICLE DEALER BOARD
MINUTES
February 20, 2024**

The regular meeting of the Dealer Board was held via video conference with Cisco Webex. The following persons were present:

BOARD MEMBERS:

Charla Berens
Kathleen Chandler
Matthew Gebhardt
Amanda Gordon
David Guttenberg
Kevin Shaughnessy
Seth Wong

MEMBERS ABSENT:

Fletcher Flower

ACTING EXECUTIVE SECRETARY:

John Opeka

DEPT. OF REVENUE SBG/AID STAFF:

Frank Agos
Gloria Breedon
Joshua Dexter
Billy Maestas
San Trieu
Lisa Garcia
Arleen Criddell Tapanen

ATTORNEY GENERAL'S OFFICE:

Sarah Killeen
Lisa Michaels

VISITORS:

David Cardella
Matthew Groves
Tim Fleury
Devin Saunders

President, Amanda Gordon, opened the meeting of February 20, 2024, at 9:00 a.m. Ms. Gordon turned the floor over to Acting Executive Secretary, John Opeka.

AGENDA REVIEW AND ANNOUNCEMENTS

Mr. Opeka stated that meetings of the Colorado Motor Vehicle Dealer Board are opened to the public and are recorded. Members of the press may be in attendance and all comments, contributions, videos, images, and documents presented during the public session of the Colorado Motor Vehicle Dealer Board are considered public open records. Members of the media should direct any inquiries about this meeting and or open records to the Division's public information officer, Shannon Gray.

Mr. Opeka reminded that Board that there will be an Exceptions hearing today and Conflicts Counsel, Lisa Michaels will be in attendance.

MINUTES

The minutes of the January 16, 2024, meeting was approved.

BACKGROUND INVESTIGATIONS REPORT

Ms. Breeden presented the following to the Board:

Dealer Applications:

- **English Brothers Polaris #40124** - Motion to grant the license - approved unanimously.
- **Premium Car Rentals #46323** - Motion to table until property appraisal has been received for the Board's review - approved 4-1 (Berens opposed, Guttenberg abstained).
- **Taj Auto Sales #46086** - Motion to grant the license - approved unanimously.

The Isiah Lewis Quinonez Exceptions Hearing began at 9:30 a.m.

REVIEW OF INITIAL DECISION UPON FILING OF EXCEPTIONS

Case # SD 23-0897

Isiah Lewis Quinonez

Sarah Killeen, Assistant Attorney General, appearing on behalf of the State.

Mr. Quinonez was not in attendance. Oral arguments, board discussion and final ruling were heard pursuant to the exceptions process.

A motion was made to adopt the Findings of Fact, the Conclusions of Law, uphold the recommendation and deny the license - passed unanimously.

Ms. Michaels will draft the final order for the Board's review and approval at next month's meeting.

The Board meeting resumed.

- **Timeless Sales #46224** - Motion to grant the license - approved unanimously.

Salesperson Applications:

- **Chacon Alvarez, Jesus Mario #35681** - Motion to deny the license based on unfitness of criminal character and unfitness of financial character - approved unanimously.
- **Salzano, Vincenzo #194964** - Motion to deny the license based on unfitness of criminal character and unfitness of licensing character - approved unanimously.

Ms. Killeen recused herself, turned off her audio, video and left the meeting.

EXECUTIVE SECRETARY REPORT

Mr. Opeka presented the following to the Board:

- **Initial Decision - Tylor Korang Amoako, Motor Vehicle Salesperson License #203459** - Motion to accept the Findings of Fact, Conclusions of Law, set aside the recommendation and revoke the license based on the mandatory disqualifying conviction which precludes the respondent from holding a salesperson license - passed unanimously.

Ms. Killeen returned to the meeting.

COMPLAINT INVESTIGATIONS REPORT

Mr. Agos presented the following to the Board:

Statistical Reporting - Mr. Agos informed the Board that we started with 490 cases, 128 new cases were opened, and 109 cases were closed, giving the Division a balance of 509 open cases. There were 216 background inquiries performed.

Affidavit of Probable Cause:

- **A.C.E.S., DL #36375** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to A.C.E.S., Dealer License #36375; and that the case be assigned to the Office of Administrative

Courts for a hearing on the merits and that the Executive Secretary be permitted to engage in settlement negotiations pursuant to C.R.S. 44-20-104 - passed unanimously.

New Business - None

Public Comment - David Cardella of CIADA thanked the Division's Investigation team and the Board for their work on recent cases and inquired how the progress to fill the vacant position on the Board was progressing.

Mr. Opeka advised that the Governor has not filled the Used Motor Vehicle Dealer vacancy.

Ms. Killeen stated that it would be perfectly within Mr. Cardella's right and purview to inquire about the status of the vacant position with the office of Boards and Commissions.

Mr. Cardella asked if the mandatory disqualifying conviction can be changed from 10 to 5 years. Ms. Killeen advised that the statute would have to be changed.

The meeting of the Motor Vehicle Dealer Board was adjourned at 10:11 a.m.

(Note: The Minutes of the Motor Vehicle Dealer Board summarize the contents of the meeting. They are not verbatim transcripts and are based principally upon the digital recording of the meeting and upon the later collaboration of staff attendees to ensure that the summary faithfully captures the matters before the Board and the actions the Board took. The digital recording of the meeting is a permanent record of the Board, retained in the electronic filing system of the Auto Industry Division, and is available as a resource for review, as needed.)

Chris J. Rouze
Executive Secretary