

**MOTOR VEHICLE DEALER BOARD  
MINUTES  
June 17, 2025**

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

**BOARD MEMBERS:**

Charla Berens  
Craig Fisher  
Matthew Gebhardt  
Amanda Gordon  
David Guttenberg  
Michael Hatchett  
Kevin Shaughnessy  
Colin Wilhelm  
Seth Wong

**ACTING EXECUTIVE SECRETARY:**

John Opeka

**DEPT. OF REVENUE SBG/AID STAFF:**

Frank Agos  
Joshua Dexter  
Billy Maestas  
Neal Robinson  
Cheryl Morrison  
Jason Stern  
Lisa Garcia  
Arleen Criddell Tapanen

**ATTORNEY GENERAL'S OFFICE:**

Sarah Killeen  
Angela Little  
Sarah Bomgardner

**VISITORS:**

David Cardella, CIADA  
Jackson Piggott, CADA  
Christopher Shelhart  
Michael McKinnon

President, Amanda Gordon, opened the meeting of June 17, 2025, at 9:02 a.m. Ms. Gordon relinquished the floor to the Acting Executive Secretary, John Opeka.

## **AGENDA REVIEW AND ANNOUNCEMENTS**

Mr. Opeka stated that meetings of the Colorado Motor Vehicle Dealer Board are open 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 open records to the Division's public information officer.

Mr. Opeka informed the Board that Compliance Investigator, Jason Stern, will be handling the Background report today in Ms. Breeden's absence.

Adjudicatory Counsel, Angela Little, will be present should the Board need legal advice regarding the Jose Tizcareno matter.

## **MINUTES**

The minutes of April 15, 2025, May 8, 2025 (fee setting) and May 20, 2025, meetings were approved unanimously.

## **BACKGROUND INVESTIGATIONS REPORT**

Mr. Stern presented the following to the Board:

### **Dealer Applications:**

- **Monument Auto, LLC #47121** - Motion to grant the license - approved 6-2 (Ms. Berens and Mr. Wilhelm opposed).
- **RVs and Auto World, LLC #47120** - Motion to grant the license - approved unanimously.
- **XO Motors, LLC #46964** - Motion to grant the license - approved unanimously.

### **Salesperson Application:**

- **Rupp, David Russell #217109** - Motion to deny the license based on unfitness of criminal character, unfitness of financial character and having been convicted of a misdemeanor under title 18 or any felony - approved unanimously.

At 9:30 a.m. the Board began the Exceptions Hearing for Jose Luis Tizcareno.

## REVIEW OF INITIAL DECISION UPON FILING OF EXCEPTIONS

*Case #BD 23-1390 Jose Luis Tizcareno, License #174351*

*Michael G. McKinnon, Esq., appears on behalf of Respondent*

*Sarah Killeen, Assistant Attorney General, appears on behalf of the State*

Oral arguments were heard pursuant to the exceptions process.

After Board discussion, a motion was made to adopt the Initial Decision's Findings of Fact, the Conclusions of Law and order Respondent's license be revoked - passed 7-1 (Mr. Hatchett opposed).

The Adjudicatory Council will draft the final order for the Board's review at next month's meeting.

**The regular Board meeting resumed.**

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

## EXECUTIVE SECRETARY REPORT

Mr. Opeka presented the following to the Board:

- **Review Initial Decision Upon Default from the Office of Administrative Courts**  
**I Drive Auto Works**  
**Used Motor Vehicle Dealer License #44532** - Motion to accept the Findings of Fact, Conclusions of Law, revoke the license, impose a \$760K fine and make an expressed finding of fraud so the surety bond can be opened - passed unanimously.
- **Review of Initial Decision and Determine the Final Order**  
**Robert Thomas Surratt, Jr.**  
**Motor Vehicle Salesperson License #209385** - Motion to accept the Findings of Fact, Conclusions of Law, impose a \$500 fine and issue a conditional license with the standard terms and conditions for a 12-month probationary period - passed unanimously.

Ms. Killeen returned to the meeting.

## COMPLAINT INVESTIGATIONS REPORT

Mr. Agos presented the following to the Board:

**May Statistical Reporting** - Mr. Agos informed the Board that we started with 461 cases, 105 new cases were opened, and 112 cases were closed, giving the Division a balance of 454 open cases. There were 238 background inquiries performed.

### Affidavit of Probable Cause:

- **The Sharpest Rides, DL #40281** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to The Sharpest Rides, Dealer License #40281; 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 7-1 (Mr. Hatchett recused).
- **Sawari Automotive Group, DL #44241** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Sawari Automotive Group, Dealer License #44241; 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** - None

The meeting of the Motor Vehicle Dealer Board was adjourned at 10:41 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.)*

John P. Opeka  
Acting Executive Secretary