

**MOTOR VEHICLE DEALER BOARD
MINUTES
September 17, 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
Fletcher Flower
Matthew Gebhardt
Amanda Gordon
David Guttenberg
Michael Hatchett
Kevin Shaughnessy

MEMBERS ABSENT:

Seth Wong

EXECUTIVE SECRETARY:

Chris Rouze

DEPT. OF REVENUE SBG/AID STAFF:

John Opeka
Frank Agos
Gloria Breeden
Joshua Dexter
Billy Maestas
Frank Macias
James Osborn
Rob Urbach
David Peterson
Jeremy Scicluna
Lisa Garcia
Kyle Boyd
Cheryl Morrison
Jason Stern
Arleen Criddell Tapanen

ATTORNEY GENERAL'S OFFICE:

Sarah Killeen

VISITORS:

Shawn Kalister
Richard Otero
Joe Fuentes

President, Amanda Gordon, opened the meeting of September 17, 2024, at 9:01 a.m. Ms. Gordon relinquished the floor to Executive Secretary, Chris Rouze.

AGENDA REVIEW AND ANNOUNCEMENTS

Ms. Rouze 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, Heather Draper.

Ms. Rouze informed the Board that Mr. Wong will not be in attendance today. The Board's required annual training will be held today and conducted by Senior Assistant Attorney General, Sarah Killeen.

Ms. Rouze relinquished the floor and Ms. Killeen began the training in accordance with C.R.S. 24-3.7-102 Best Practices for State Boards and Commissions.

The Board took a break at 10:13 a.m.

The regular meeting of the Motor Vehicle Dealer Board resumed at 10:30 a.m.

MINUTES

The minutes of the August 20, 2024, meeting was approved unanimously.

BACKGROUND INVESTIGATIONS REPORT

Ms. Breeden presented the following to the Board:

Dealer Applications:

- **JEenterprise d/b/a JE Classic Automotive #46713** - Motion to deny the license based on unfitness of criminal character and unfitness of financial character - Motion failed 4-3.

Motion was made to table until additional information about outstanding judgements and wage garnishment is provided - approved 6-1 (Ms. Berens opposed).

- **Rev to Rev Capital LLC #46717** - Motion to grant the license - approved 6-1 (Ms. Berens opposed).
- **R-Rod Auto Finders LLC #46640** - Motion to grant the license - approved 6-1 (Ms. Berens opposed).

Salesperson Application:

- **Noe, Lindsey Conwill #211600** - Motion to grant the license - approved unanimously.

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

EXECUTIVE SECRETARY REPORT

Ms. Rouze presented the following to the Board:

- **Initial Decision - Vakhtang Jokhadze**
Salesperson License Applicant #212529 - Motion to accept the Findings of Fact, Conclusions of Law and accept recommendation to grant a conditional license and that the applicant remain in compliance with the terms of the deferred judgment - passed unanimously.

Ms. Killeen returned to the meeting.

COMPLAINT INVESTIGATIONS REPORT

Mr. Opeka presented the following to the Board:

Statistical Reporting - Mr. Opeka informed the Board that we started with 578 cases, 107 new cases were opened, and 90 cases were closed, giving the Division a balance of 595 open cases. There were 306 background inquiries performed.

Affidavits of Probable Cause:

- **970 Motors, DL #44927** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to 970 Motors, Dealer License #44927; 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.
- **Avalanche Automotive LLC, DL #38634** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Avalanche Automotive LLC, Dealer License #38634; 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.
- **Munoz Auto Sales, DL #38847** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Munoz Auto Sales, Dealer License #38847; 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.

- **Northern Auto Brokers, DL #38664** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Northern Auto Brokers, Dealer License #38664; 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 - Mr. Richard Otero inquired about the status of his salesperson license application. Executive Secretary Rouze advised him to contact the Division's Licensing Manager, Ms. Breeden.

The meeting of the Motor Vehicle Dealer Board was adjourned at 11:29 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