

**MOTOR VEHICLE DEALER BOARD  
MINUTES  
October 17, 2023**

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  
Kevin Shaughnessy  
Seth Wong

**EXECUTIVE SECRETARY:**

Chris Rouze

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

John Opeka  
Frank Agos  
Gloria Breeden  
Joshua Dexter  
Billy Maestas  
Lisa Garcia  
Cheryl Morrison  
Jason Stern  
Arleen Criddell Tapanen

**ATTORNEY GENERAL'S OFFICE:**

Sarah Killeen

**VISITORS:**

President, Amanda Gordon, opened the meeting of October 17, 2023, at 9:00 a.m. Ms. Gordon turned the floor over 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, Shannon Gray.

## **MINUTES**

The minutes of the August 15, 2023, and September 19, 2023, meetings were approved.

## **BACKGROUND INVESTIGATIONS REPORT**

Ms. Breeden presented the following to the Board:

### **Dealer Applications:**

- **Eridu Auto #45167** - Motion to deny the license due to an incomplete application - approved unanimously.

### **Salesperson Application:**

- **Ransom, Westley Joseph #213455** - Motion to grant the license - approved 6-1 (Mr. Guttenberg opposed).

## **COMPLAINT INVESTIGATIONS REPORT**

Mr. Opeka presented the following to the Board:

**Statistical Reporting** - Mr. Opeka informed the Board that we started with 419 cases, 132 new cases were opened, and 115 cases were closed, giving the Division a balance of 436 open cases. There were 558 background inquiries performed.

## Affidavits of Probable Cause:

- **Davidson Motors, LLC, DL #39961** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Davidson Motors, LLC, Dealer License #39961; 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.
- **De Kam Auto Brokers, DL #41434** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to De Kam Auto Brokers, Dealer License #41434; and that the Colorado Motor Vehicle Dealer Board summarily suspend the motor vehicle dealer license in accordance with C.R.S. 24-4-104 as they have engaged in deliberate and willful acts and this conduct poses a threat to the public health, safety and welfare - passed unanimously.
- **Eridu Auto, DL #45167** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Eridu Auto, Dealer License #45167; and that the Colorado Motor Vehicle Dealer Board summarily suspend the motor vehicle dealer license in accordance with C.R.S. 24-4-104 as they have engaged in deliberate and willful acts and this conduct poses a threat to the public health, safety and welfare and there is a mandatory disqualifying conviction, which precludes them from holding a dealer license - passed unanimously.
- **Foundation Kia, DL #44758** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Foundation Kia, Dealer License #44758; 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.
- **Green Eyed Motors, DL #42077** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Green Eyed Motors, Dealer License #42077; 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.
- **Johnson Auto Plaza, DL #186** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Johnson Auto Plaza, Dealer License #186; 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.

- **Wilcox III Auto, DL #44296** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Wilcox III Auto, Dealer License #44296; 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.
- **Wilcox III Auto, DL #44316** - Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Wilcox III Auto, Dealer License #44316; 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 9:26 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