MOTOR VEHICLE DEALER BOARD MINUTES December 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 Craig Fisher Matthew Gebhardt Amanda Gordon **David Guttenberg** Michael Hatchett **Kevin Shaughnessy** Colin Wilhelm Seth Wong **MEMBERS ABSENT:** Chris Rouze **EXECUTIVE SECRETARY: DEPT. OF REVENUE SBG/AID STAFF:** John Opeka Frank Agos Gloria Breeden Joshua Dexter Billy Maestas Neal Robinson San Trieu **David Peterson** Lisa Garcia Cheryl Morrison Jason Stern Arleen Criddell Tapanen **ATTORNEY GENERAL'S OFFICE:** Sarah Killeen **VISITORS:** David Cardello, CIADA Matthew Groves, CADA Rick Mizell

President, Amanda Gordon, opened the meeting of December 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, Elizabeth Kosar.

Ms. Rouze congratulated Ms. Gordon on her reappointment by the Governor to serve another term on the Board.

On November 22, 2024, Governor Polis appointed new Public Member, Mr. Colin Wilhelm and Mr. Craig Fisher as a new Motor Vehicle Dealer to the Board. The new members have received their orientation and have been sworn in.

MINUTES

The minutes of the November 19, 2024, meeting was approved unanimously.

BACKGROUND INVESTIGATIONS REPORT

Ms. Breeden presented the following to the Board:

Dealer Applications:

• Eddie's Motors, Inc #46659 - Motion to grant the license - approved unanimously.

ATTORNEY GENERAL'S REPORT

Ms. Killeen presented the following to the Board:

Proposed Stipulation and Final Agency Order - Matthew Ray Morris
 Motor Vehicle Salesperson License #210689
 BD24-0031 - Motion to accept the proposed Stipulation and Final Agency Order - approved unanimously.

COMPLAINT INVESTIGATIONS REPORT

Mr. Opeka presented the following to the Board:

Statistical Reporting - Mr. Opeka informed the Board that we started with 585 cases, 91 new cases were opened, and 125 cases were closed, giving the Division a balance of 551 open cases. There were 368 background inquiries performed.

Affidavits of Probable Cause:

- Colorado Motorcars, DL #44646 Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Colorado Motorcars, Dealer License #44646; 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.
- CTS Auto Sales and Service, DL #43995 Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to CTS Auto Sales and Service, Dealer License #43995; 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. Guttenberg recused).
- **Guido Cavalli Seijas, SL #204604** Motion that the Board find probable cause based upon the Affidavit of Probable Cause presented to the Board today respective to Guido Cavalli Seijas, Salesperson License #204604; and that the case be assigned to the Colorado Department of Revenue Hearing Division for a hearing on the merits passed unanimously.

New Business - None

Public Comment - Mr. Cardello of CIADA informed the Board that several dealer websites have been hacked and that the Board may consider notifying the public.

The meeting of the Motor Vehicle Dealer Board was adjourned at 9:25 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