



**AGENDA**  
**BOARD MEETING**  
**TEXAS DEPARTMENT OF MOTOR VEHICLES**  
**4000 JACKSON AVE., BUILDING 1, LONE STAR ROOM**  
**AUSTIN, TEXAS 78731**  
**THURSDAY, JULY 11, 2013**  
**9:00 A.M.**

All agenda items are subject to possible discussion, questions, consideration, and action by the Board of the Texas Department of Motor Vehicles. Agenda item numbers are assigned for ease of reference only and do not necessarily reflect the order of their consideration by the Board. The Board reserves the right to discuss any items in executive session where authorized by the Open Meetings Act.

**1. CALL TO ORDER**

- A. Roll Call and Establishment of Quorum
- B. Public Comment
- C. Comments and Announcements from Chairman, Board Members and Executive Director

**2. CONSENT AGENDA - Bill Harbeson** (see attached itemized list A)

- A. Consideration of Enforcement Agreed Orders under Occupations Code, Chapter 2301
- B. Consideration of Enforcement Notice of Violation Citation Agreed Orders under Occupations Code, Chapter 2301
- C. Consideration of Enforcement Dismissal Orders under Occupations Code, Chapter 2301
- D. Consideration of Settlement and Dismissal Orders under Occupations Code, Section 2301.204 (Warranty Performance Complaints)
- E. Consideration of Franchise Case Dismissal Orders under Occupations Code, Chapter 2301

**3. RESOLUTIONS for INDIVIDUAL CONSIDERATION - CONTESTED CASES**

- A. Consideration of Franchise Proposal for Decision under Occupations Code, Chapter 2301 - Bill Harbeson**  
**12-0024 LIC - Desmo Moto, LLC d/b/a Houston Superbikes, Applicant v. MPH Cycles, Inc., Protestant**
- B. Consideration of Enforcement Motions for Disposition Based on Default under Occupations Code, Chapter 2301 - Bill Harbeson**  
(see attached itemized list B)

**4. BRIEFINGS and ACTION ITEMS**

- A. Approval for Automation Projects/Contracts - Jonathan Taylor**
  - 1. Headquarters Communications Infrastructure - increased spending authority for software and hardware
  - 2. Regional Office Communication Infrastructure - increased spending authority to complete an inventory of existing infrastructure and to purchase hardware

3. LACE Data Purification - permission to procure vendor services

**B. Approval for Specialty Plate Designs - Randy Elliston**

1. Permian High School
2. Lee High School Midland
3. Odessa High School
4. Indiana University
5. Southern Methodist University
6. Save Texas Ocelots

**C. Proposed 2014 Board Meeting Schedule - Johnny Walker**

**D. Fiscal Years 2014-2015 Preliminary Operating Budget - Linda Flores**

**E. Approval for Administrative Contracts - Linda Flores, Charles Caldwell, and Eric Obermier**

1. License Plate Production - Texas Department of Criminal Justice
2. Freight Services - Central Freight
3. Digital Imaging Services - Vendor from Council on Competitive Government List
4. ABTPA Advertising - Tuerff-Davis EnviroMedia, Inc.
5. IT Staff Augmentation (Data Architect) - Vendor from Texas Department of Information Resources List
6. IT Staff Augmentation (MCCS Programmer) - Vendor from Texas Department of Information Resources List
7. Web Site Hosting Services (credit card processing) - Texas NICUSA
8. Data Center Services - Texas Department of Information Resources
9. County Tax Assessor Collector Desktop Support - Insight Public Sector

**5. REPORTS**

**A. Quarterly Financial Summary Report - Linda Flores**

**B. Quarterly Automation Projects Report - Jonathan Taylor**

**C. Legislative Report - Jeremiah Kuntz**

**D. Executive Director Reports - Whitney Brewster**

TxDMV - related activities identified as noteworthy, which may include reports.

1. Performance Measures
2. RTS Contract Execution
3. FY 2014 Interagency Agreement between TxDOT and TxDMV

**6. EXECUTIVE SESSION**

**A. Section 551.071 - Consultation with and advice from legal counsel regarding:**

1. pending or contemplated litigation, a settlement offer;
2. a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Government Code, Chapter 551; or
3. any item on this agenda.

- B. Section 551.074** - Personnel matters. Discussion relating to the appointment, employment, evaluation, reassignment, duties, discipline, and dismissal of personnel.

**7. ACTION ITEMS FROM EXECUTIVE SESSION**

**8. ADJOURNMENT**

The Board will allow an open comment period to receive public comment on any agenda item or other matter that is under the jurisdiction of the Board. No action will be taken on matters that are not part of the agenda for the meeting. For subjects that are not otherwise part of the agenda for the meeting, Board members may respond in accordance with Texas Government Code Section 551.042 and consider the feasibility of placing the matter on the agenda for a future meeting.

Agenda items may be presented by the named presenters or other TxDMV staff.

Pursuant to Section 30.06, Penal Code (trespass by holder of license to carry a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (concealed handgun law), may not enter this property with a concealed handgun.

Any individual with a disability who plans to attend this meeting and requires auxiliary aids or services should notify the department as far in advance as possible, but no less than 2 days in advance, so that appropriate arrangements can be made. Contact Stacy Steenken by telephone at (512) 302-2380.

I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements.

CERTIFYING OFFICIAL: Margaret A. Wilson, General Counsel, (512) 467-3883.

**Board of the Texas Department of Motor Vehicles**

**Attached List A**

**July 11, 2013**

**Agenda Items 2.A. - E.**

**Consent Agenda**

2. **A. Consideration of Enforcement Agreed Orders under Occupations Code, Chapter 2301**
  1. **10-0645 ENF - Shahrokh Soltani, DBA Texas International Auto Sales**

Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Sold or offered to sell a motor vehicle at an unlicensed location: Occ Code 2301.362(a), Transp Code 503.021 and 503.027, 43 TAC 215.136  
Sold a motor vehicle without certificate of title or title receipt: Transp Code 501.152 \$1,500.00 and attend a Dealer Training Seminar.
  2. **11-0152 ENF - McCall-TII, Inc., DBA Fort Bend Toyota**

Failure to timely transfer title and pay sales tax: Transp Code 501.0234 \$500.00
  3. **11-0558 ENF - McCall-TII, Inc., DBA Fort Bend Toyota**

Failure to timely transfer title and pay sales tax: Transp Code 501.0234 \$500.00
  4. **11-0669 ENF - Beaumont Motor Co., DBA Chevyland, Classic Buick, GMC, Classic Chevrolet**

Failure to allow purchaser to select county for registration: Transp Code 501.0234(d),(e) \$500.00
  5. **11-0704 ENF - Archer Automotive, Inc., DBA Archer Kia**

Sold or offered to sell a motor vehicle at an unlicensed location: Occ Code 2301.362(a), Transp Code 503.021 and 503.027, 43 TAC 215.136  
Cease and desist
  6. **11-0804 ENF - Murphy J. Provost, DBA Provost Auto Sales**

Failure to have dealer or a bona fide employee present during posted business hours: Transp Code 503.032, 503.038(a)(14) and 43 TAC 215.140(1)(B)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234 \$500.00 and attend a Dealer Training Seminar.
  7. **11-1451 ENF - Brazosport Enterprises Inc., DBA A-Z Motors #2**

Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to make dealership records available for inspection: 43 TAC 215.144(a) and 43 TAC 215.141(a)(3)  
\$500.00 and attend a Dealer Training Seminar.
  8. **12-0146 ENF - Hassan Rahmanian, DBA Legend Auto**

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Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Falsified or forged tax or title document: Transp Code 503.038(a)(1)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$1,500.00

**9. 12-0194 ENF - Sonic Richardson F LP, DBA North Central Ford**

Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$1,000.00

**10. 12-0842 ENF - Lake Travis Auto LLC, DBA Lake Travis Auto LLC**

Failure to comply with a Final Order: Occ Code 2301.651(a)(3)  
License is cancelled

**11. 12-0965 ENF - Patja LTD, DBA Mi Amigo Auto Sales**

Advertised the amount of down payment in connection with a credit transaction without including the terms of repayment: 43 TAC 215.263  
\$2,500.00 and attend a Dealer Training Seminar.

**12. 12-1029 ENF - Aim Holdings, Inc., DBA Austin Auto Direct**

Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely pay lien on a motor vehicle traded in: Finance Code 348.408(c), Occ Code 2301.651(a)(4)  
Failure to fulfill written agreement with retail purchaser: Occ Code 2301.651(a)(7)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Failure to allow purchaser to select county for registration: Transp Code 501.0234(d),(e)  
\$2,500.00 and attend a Dealer Training Seminar.

**13. 12-1124 ENF - Frank Uribe, DBA P M Auto Sales**

Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to make dealership records available for inspection: 43 TAC 215.144(a) and 43 TAC 215.141(a)(3)  
\$250.00 and attend a Dealer Training Seminar.

**14. 12-1127 ENF - Z's Auto, Inc., DBA Z's Auto, Inc.**

Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$1,000.00 and attend a Dealer Training Seminar.

**Board of the Texas Department of Motor Vehicles  
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- 15. 12-1245 ENF - Alvin Cars LLC, DBA Alvin Cars LLC**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
\$100.00
- 16. 12-1249 ENF - Maxline Auto Group, LLC, DBA Maxline Auto Group**  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Sold or offered to sell motor vehicles on consecutive Saturday and Sunday: Transp  
Code 728.002  
\$500.00 and attend a Dealer Training Seminar.
- 17. 12-1413 ENF - Hensley Inc., DBA Automax**  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Sold a motor vehicle without certificate of title or title receipt: Transp Code 501.152  
\$500.00
- 18. 12-1429 ENF - Revon Craig Investments, Inc., DBA The Motorcycle Man**  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$250.00 and attend a Dealer Training Seminar.
- 19. 12-1486 ENF - Tampa Bay Motor Works.com, Inc., DBA Tampa Bay Motor  
Works.com, Inc.**  
Failure to have dealer or a bona fide employee present during posted business hours:  
Transp Code 503.032, 503.038(a)(14) and 43 TAC 215.140(1)(B)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$250.00 and attend a Dealer Training Seminar.
- 20. 12-1606 ENF - Hamdy Aboellhasan, DBA Budget Motor Company**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$500.00
- 21. 12-1660 ENF - Greig Automotive, Inc., DBA Auto Maxx**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and  
503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code  
503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
\$500.00
- 22. 12-1671 ENF - Mega Motors, Inc., DBA Mega Motors, Inc.**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and  
503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code  
503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Cease and desist
- 23. 12-1691 ENF - Amaru Motors LP, DBA Charlie Clark Mission**  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$500.00

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**July 11, 2013**  
**Agenda Items 2.A. - E.**  
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- 24. 12-1800 ENF - Eric Shawn Longnecker, DBA Long Haul Trailer**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Delivered title directly to retail buyer: Transp Code 501.0234, 503.038(a)(14), Tax Code 152.0411 and 43 TAC 215.141(a)(23)  
\$500.00 and attend a Dealer Training Seminar.
- 25. 13-0028 ENF - Fox Auto Group, Inc., DBA Autocredit**  
Failure to produce records within (15) days: 43 TAC 215.144(d) and 215.141(a)(3)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$500.00 and attend a Dealer Training Seminar.
- 26. 13-0056 ENF - Cooley Enterprises, Inc., DBA Clay Cooley Motor Co.**  
Advertised the amount of down payment in connection with a credit transaction without including the terms of repayment: 43 TAC 215.263  
\$1,000.00
- 27. 13-0081 ENF - Midsouth Capital, LP, DBA Midsouth Automotive Group**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$500.00 and attend a Dealer Training Seminar.
- 28. 13-0088 ENF - Gunn Nissan LTD, DBA Gunn Nissan LTD**  
Sold a motor vehicle without certificate of title or title receipt: Transp Code 501.152  
\$500.00
- 29. 13-0129 ENF - Juan Fernando Rodriguez, DBA Bulldogs Auto Salvage**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$2,500.00 and attend a Dealer Training Seminar.
- 30. 13-0227 ENF - Tonja Harris, DBA H & H Motor Co.**  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Cease and desist
- 31. 13-0233 ENF - RCO Auto Group LLC, DBA RCO Auto Group LLC**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$500.00

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- 32. 13-0312 ENF - Johnny Lee Hughes, DBA Hughes Pre-owned**  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$250.00 and attend a Dealer Training Seminar.
- 33. 13-0329 ENF - Royal Imports, Inc., DBA Crown Kia Crown Isuzu of Longview**  
Acted as, or offered to act as, or claimed to be a broker of used motor vehicles: Occ  
Code 2301.006  
Attend a Dealer Training Seminar.
- 34. 13-0360 ENF - Brandon Ray Birmingham, DBA B & B Motors**  
Misuse of Internet-Down buyer temporary tag: Transp Code 503.0631 and 43 TAC  
215.151, 215.153, 215.155 and 215.158  
No metal dealer plate record. 43 TAC 215.138(d)  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and  
503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code  
503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to assign certificates of title for vehicles sold: Transp Code 503.038(a)(4)  
\$500.00 and attend a Dealer Training Seminar.
- 35. 13-0377 ENF - Rakhshanda Khan, DBA Cypress Motors**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and  
503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code  
503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to meet premises requirement(s): Transp Code 503.032 and 503.038(a)(14); 43  
TAC 215.140(1)(B)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Sold or offered to sell a motor vehicle at an unlicensed location: Occ Code  
2301.362(a), Transp Code 503.021 and 503.027, 43 TAC 215.136  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$3,500.00 and attend a Dealer Training Seminar.
- 36. 13-0378 ENF - Alamo Used Cars, LLC., DBA Alamo RVs**  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Sold a motor vehicle without certificate of title or title receipt: Transp Code 501.152  
\$1,000.00 and attend a Dealer Training Seminar.
- 37. 13-0394 ENF - Basin Subaru, LLC, DBA Basin Subaru, LLC**  
Misuse of a temporary tag on a vehicle without a valid certificate of inspection: 37 TAC  
3.76(b), Occ Code 2301.651(a)(4), Transp Code 503.038(a)(12) and 43 TAC  
215.141(a)(10)(11)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234



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Failure to allow purchaser to select county for registration: Transp Code 501.0234(d),(e)  
\$1,500.00 and attend a Dealer Training Seminar.

**38. 13-0413 ENF - Big State Auto & Truck Sales, LLC.**

Misuse of a temporary tag on a vehicle without a valid certificate of inspection: 37 TAC 3.76(b), Occ Code 2301.651(a)(4), Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11)

Sold or offered to sell a motor vehicle at an unlicensed location: Occ Code 2301.362(a), Transp Code 503.021 and 503.027, 43 TAC 215.136

Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$500.00

**39. 13-0416 ENF - Titan Imports, Inc., DBA Titan Imports, Inc.**

Failure to comply with a Final Order: Occ Code 2301.651(a)(3)  
\$500.00

**40. 13-0427 ENF - Titan Imports, Inc., DBA Titan Imports, Inc.**

Failure to comply with a Final Order: Occ Code 2301.651(a)(3)  
\$500.00

**41. 13-0457 ENF - Payne Brownsville, Inc., DBA Ed Payne Mitsubishi, Payne Lincoln-Mercury-Volkswagen-Suzuki**

Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
\$500.00

**42. 13-0464 ENF - KBE, Inc., DBA Texas Auto Outlet**

Advertised the amount of down payment in connection with a credit transaction without including the terms of repayment: 43 TAC 215.263  
\$500.00

**43. 13-0473 ENF - Stadium Auto, Inc., DBA Stadium Auto, Inc.**

Advertised the amount of down payment in connection with a credit transaction without including the terms of repayment: 43 TAC 215.263  
\$1,000.00

**44. 13-0493 ENF - Jaime Miguel Buitron, DBA 7-11 Autoplex**

Misuse of temporary dealer tag or failed to comply with recordkeeping requirements: Transp Code 503.062, 503.0626 and 503.068 and 43 TAC 215.151, 215.152, 215.153 and 215.154

Filed an application for Texas Certificate of Title containing false or fraudulent lien information: Transp Code 503.038(a)(2)

Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$1,500.00 and attend a Dealer Training Seminar.

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- 45. 13-0499 ENF - Louis L. Costello, Jr., DBA Costellos Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Misuse of temporary dealer tag or failed to comply with recordkeeping requirements:  
Transp Code 503.062, 503.0626 and 503.068 and 43 TAC 215.151, 215.152, 215.153  
and 215.154  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Failure to allow purchaser to select county for registration: Transp Code  
501.0234(d),(e)  
\$4,000.00
- 46. 13-0506 ENF - Mission Automotive, LLC., DBA Mission Mitsubishi**  
Used false, deceptive, unfair and/or misleading advertising: 43 TAC 215.242  
\$2,000.00
- 47. 13-0510 ENF - Jimmie Stanaford, DBA Jimmies Motor Company**  
Failure to meet premises requirement(s): Transp Code 503.032 and 503.038(a)(14); 43  
TAC 215.140(1)(B)  
Sold or offered to sell a motor vehicle at an unlicensed location: Occ Code  
2301.362(a), Transp Code 503.021 and 503.027, 43 TAC 215.136  
\$500.00 and attend a Dealer Training Seminar.
- 48. 13-0514 ENF - Johnson Grayson Automotive, Inc., DBA Holiday Chevrolet**  
Advertised a disclosure that is not clear and conspicuous: 43 TAC 215.246  
Failed to disclose the amount of the customer rebate and the amount of the dealer  
discount in a savings claim: 43 TAC 215.262(a)(2)  
Featured a savings claim not available to all buyers: 43 TAC 215.262(b)  
Failure to disclose the amount of the customer's rebate and/or the amount of the dealer  
discount in the advertised new motor vehicle price equation: 43 TAC 215.250(c)(3)  
Featured a price not available to all buyers: 43 TAC 215.250(a) and (e)  
\$3,500.00 and attend a Dealer Training Seminar.
- 49. 13-0520 ENF - G L D Investments, Inc., DBA G L D Investments, Inc.**  
Failure to meet premises requirement(s): Transp Code 503.032 and 503.038(a)(14); 43  
TAC 215.140(1)(B)  
Sold or offered to sell a motor vehicle at an unlicensed location: Occ Code  
2301.362(a), Transp Code 503.021 and 503.027, 43 TAC 215.136  
License is cancelled
- 50. 13-0521 ENF - Third Coast Auto Group LP, DBA Third Coast Auto Group**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and  
503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code  
503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$1,000.00 and attend a Dealer Training Seminar.

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- 51. 13-0554 ENF - Albert Sullivan, DBA Albert's Reconditioned Used Cars**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Misuse of temporary dealer tag or failed to comply with recordkeeping requirements:  
Transp Code 503.062, 503.0626 and 503.068 and 43 TAC 215.151, 215.152, 215.153  
and 215.154  
Failure to have business hours posted at the dealer's location: Transp Code 503.032  
and 503.038(a)(14); 43 TAC 215.140(1)(B)  
Failure to have dealer or a bona fide employee present during posted business hours:  
Transp Code 503.032, 503.038(a)(14) and 43 TAC 215.140(1)(B)  
\$500.00 and attend a Dealer Training Seminar.
- 52. 13-0561 ENF - Hill Country Imports, LTD, DBA Round Rock Honda**  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Cease and desist
- 53. 13-0591 ENF - Tab III, Inc., DBA Texas Auto Brokers**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and  
503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code  
503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$500.00 and attend a Dealer Training Seminar.
- 54. 13-0592 ENF - Tarek Badawi, DBA TB Auto**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Misuse of temporary dealer tag or failed to comply with recordkeeping requirements:  
Transp Code 503.062, 503.0626 and 503.068 and 43 TAC 215.151, 215.152, 215.153  
and 215.154  
Delivered title directly to retail buyer: Transp Code 501.0234, 503.038(a)(14), Tax  
Code 152.0411 and 43 TAC 215.141(a)(23)  
\$500.00 and attend a Dealer Training Seminar.
- 55. 13-0595 ENF - Texas Longhorn Motors, Inc., DBA Longhorn Motor Co.**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
\$500.00 and attend a Dealer Training Seminar.
- 56. 13-0611 ENF - Najwa Al-Muasher, DBA American Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$500.00 and attend a Dealer Training Seminar.
- 57. 13-0614 ENF - Patja LTD, DBA MN Auto Finance Company**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)

**Board of the Texas Department of Motor Vehicles**  
**Attached List A**  
**July 11, 2013**  
**Agenda Items 2.A. - E.**  
**Consent Agenda**

Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234 \$500.00 and attend a Dealer Training Seminar.

- 58. 13-0618 ENF - Potamkin Humble Hy LP, DBA Humble Hyundai**  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Cease and desist
- 59. 13-0622 ENF - Henry J. Drapela, DBA Car Store**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
\$500.00
- 60. 13-0623 ENF - Kemosabe Motors LP, DBA Honda Cars of Katy**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Sold or offered to sell motor vehicles on consecutive Saturday and Sunday: Transp Code 728.002  
\$1,500.00
- 61. 13-0638 ENF - J & M Motors LLC, DBA J & M Motors LLC**  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Sold a motor vehicle without certificate of title or title receipt: Transp Code 501.152  
\$500.00
- 62. 13-0673 ENF - Knapp Chevrolet, Inc., DBA Knapp Chevrolet, Inc.**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Failure to allow purchaser to select county for registration: Transp Code 501.0234(d),(e)  
\$1,500.00
- 63. 13-0684 ENF - Euro Motor Sale, Inc., DBA Euro Motor Sales**  
Aided and abetted the unlicensed sale of a motor vehicle by allowing the use of its GDN number: Occ Code 2301.351  
Failure to fulfill written agreement with retail purchaser: Occ Code 2301.651(a)(7)  
Defrauded purchaser: Occ Code 2301.651(a)(6)  
\$1,000.00 and attend a Dealer Training Seminar.
- 64. 13-0685 ENF - C R Car Company, DBA C R Car Company**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)

**Board of the Texas Department of Motor Vehicles**  
**Attached List A**  
**July 11, 2013**  
**Agenda Items 2.A. - E.**  
**Consent Agenda**

Delivered title directly to retail buyer: Transp Code 501.0234, 503.038(a)(14), Tax Code 152.0411 and 43 TAC 215.141(a)(23)  
\$500.00 and attend a Dealer Training Seminar.

- 65. 13-0686 ENF - Charlie T's Autos, Inc., DBA Talisman Motor City**  
Sold a motor vehicle without certificate of title or title receipt: Transp Code 501.152  
Failure to allow purchaser to select county for registration: Transp Code 501.0234(d),(e)  
\$500.00 and attend a Dealer Training Seminar.
- 66. 13-0696 ENF - Forest River, Inc., DBA Forest River, Inc.**  
Licensed manufacturer directly or indirectly owned an interest in and/or operated or controlled a franchised dealer: Occ Code 2301.476(c)  
\$3,000.00
- 67. 13-0711 ENF - TMBC LLC, DBA Bass Pro Shops Outdoor World, DBA Tracker Boat Center**  
Engaged in business as a dealer, directly or indirectly, including consignment without a General Distinguishing Number: Transp Code 503.021  
\$1,500.00
- 68. 13-0769 ENF - Shafaamri Incorporated, DBA Texas Import Sales**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$500.00 and attend a Dealer Training Seminar.
- 69. 13-0774 ENF - Miguel A. Gonzalez, DBA M G Autos**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
\$500.00
- 70. 13-0775 ENF - Dallas Hyundai, Inc., DBA South Dallas Hyundai**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Failure to allow purchaser to select county for registration: Transp Code 501.0234(d),(e)  
\$1,000.00
- 71. 13-0781 ENF - Carlos Herrera, Jr., DBA C.H Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to observe right of way: 43 TAC 215.140(11)(c)

**Board of the Texas Department of Motor Vehicles  
Attached List A  
July 11, 2013  
Agenda Items 2.A. - E.  
Consent Agenda**

\$500.00 and attend a Dealer Training Seminar.

**72. 13-0787 ENF - Jose A. Molina, DBA M Motors**

No metal dealer plate record: 43 TAC 215.139(i) or (j)

Misuse of dealer's metal plates: Transp Code 503.068 and TAC 215.138(b)

Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)

Failure to answer the telephone, have it answered by a bona fide employee or to have an answering machine or service in operation during posted business hours: Transp Code 503.032, 503.038(a)(14) and 43 TAC 215.140(1)(B)

\$500.00

**73. 13-0788 ENF - Yoder Ford, Inc., DBA Hacienda Ford**

Participated in a new motor vehicle show without obtaining written approval in a timely manner: Occ Code 2301.358

\$1,000.00

**74. 13-0792 ENF - Judson Motors LTD, DBA Red McCombs Drive Away Motors, Select Auto Network, Universal Toyota**

Advertised the period of repayment, "Up to 60 months", in connection with 1.9% APR financing without including the amount or percentage of down payment and the terms of repayment: 43 TAC 215.263

\$2,000.00

**75. 13-0820 ENF - GPVN Motors Limited Partnership, DBA Texas Nissan of Grapevine**

Advertised the amount of down payment in connection with a credit transaction without including the terms of repayment: 43 TAC 215.263

\$1,000.00

**76. 13-0868 ENF - Freedom, Inc., DBA Freedom Auto Group**

Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)

Failure to fulfill written agreement with retail purchaser: Occ Code 2301.651(a)(7)

\$500.00

**77. 13-0900 ENF - Masaud Parwani, DBA Markit Autos**

Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)

Failure to timely transfer title and pay sales tax: Transp Code 501.0234

\$500.00

**B. Consideration of Enforcement Notice of Violation Citation Agreed Orders under Occupations Code, Chapter 2301**

**Board of the Texas Department of Motor Vehicles**  
**Attached List A**  
**July 11, 2013**  
**Agenda Items 2.A. - E.**  
**Consent Agenda**

- 1. 13-0574 ENF - RVC Auto Sales, DBA RVC Auto Sales**  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$50.00
- 2. 13-0605 ENF - Jesus E. Zamarripa, DBA Zamarripas Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
\$250.00
- 3. 13-0639 ENF - Aya General Remarketing, Inc., DBA Buy Direct Motorcars**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
\$200.00
- 4. 13-0741 ENF - Alderson Enterprises, DBA Alderson European Motors**  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$50.00
- 5. 13-0754 ENF - Victor H. Resendez, DBA V.H.R. Motors**  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Failure to observe right of way: 43 TAC 215.140(11)(c)  
\$150.00
- 6. 13-0756 ENF - Brad Madry, DBA Madry Motorplex**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
\$200.00
- 7. 13-0761 ENF - Alvaro Nava, DBA Nava Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
\$250.00
- 8. 13-0764 ENF - Graciano Castanon, DBA Castanon Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
\$200.00
- 9. 13-0765 ENF - Dora L. Luna, DBA Luna's Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
\$250.00
- 10. 13-0766 ENF - Esteve Banda, DBA Los Mavs Auto Sales**

**Board of the Texas Department of Motor Vehicles**  
**Attached List A**  
**July 11, 2013**  
**Agenda Items 2.A. - E.**  
**Consent Agenda**

Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
\$250.00

- 11. 13-0768 ENF - Carizma Motors LLC, DBA Carizma Motors**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
\$100.00
- 12. 13-0771 ENF - East Houston Corp., DBA SR Auto Sales**  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$50.00
- 13. 13-0773 ENF - Seven Meadows Auto Group LLC, DBA Texas Auto Pros**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
\$100.00
- 14. 13-0776 ENF - West Oaks Auto Plaza Inc., DBA West Oaks Auto Plaza Inc.**  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$50.00
- 15. 13-0777 ENF - Donny Veliz, DBA Sportline Motors**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$150.00
- 16. 13-0784 ENF - Gloria Trevino, DBA Yeye Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$150.00
- 17. 13-0786 ENF - Auto Avenue Inc., DBA Auto Avenue**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
\$100.00
- 18. 13-0794 ENF - Oscar Garza, DBA Autos Maral, Texas Motors**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$150.00
- 19. 13-0795 ENF - Claudia Zavala De Gracia, DBA Lucky McQueen**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$150.00
- 20. 13-0806 ENF - Interstate Remarketing Inc., DBA Interstate Remarketing Inc.**  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14



**Board of the Texas Department of Motor Vehicles**  
**Attached List A**  
**July 11, 2013**  
**Agenda Items 2.A. - E.**  
**Consent Agenda**

Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Failure to meet premises requirement(s): Transp Code 503.032 and 503.038(a)(14); 43  
TAC 215.140(1)(B)  
\$250.00

- 21. 13-0807 ENF - USA Global Brand Inc., DBA Pan American Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$150.00
- 22. 13-0841 ENF - Fernando Coronado, Francisca Coronado, DBA Zamora Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$150.00
- 23. 13-0842 ENF - Victor M. Alvarez, DBA Millenium Auto Plex**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
\$100.00
- 24. 13-0843 ENF - Jesus Garza Espino, Victoria Gonzalez Espino, DBA J J L Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to meet premises requirement(s): Transp Code 503.032 and 503.038(a)(14); 43  
TAC 215.140(1)(B)  
\$200.00
- 25. 13-0857 ENF - Speed Motor Inc., DBA Speed Motor Inc.**  
Sold or offered to sell a motor vehicle at an unlicensed location: Occ Code  
2301.362(a), Transp Code 503.021 and 503.027, 43 TAC 215.136  
\$200.00
- 26. 13-0869 ENF - William Jeffrey Word Jr., DBA Words Auto Co.**  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$50.00
- 27. 13-0875 ENF - Juan Hernandez, DBA Chava's Auto Sales #2 & Used Auto Parts & Glass**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Misuse of metal plates: 43 TAC 215.138  
\$200.00
- 28. 13-0915 ENF - Karina Maldonado Camargo, DBA Camargo Motors**  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Failure to observe right of way: 43 TAC 215.140(11)(c)  
\$150.00

**Board of the Texas Department of Motor Vehicles  
Attached List A  
July 11, 2013  
Agenda Items 2.A. - E.  
Consent Agenda**

- 29. 13-0917 ENF - Austin Auto Web LLC, DBA Austin Auto Web LLC**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$150.00
  - 30. 13-0939 ENF - Aspire Automotive Inc., DBA Aspire Automotive Inc.**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
\$250.00
  - 31. 13-0942 ENF - Amadeo Serna Jr., DBA Genesis Auto Sales**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
\$100.00
  - 32. 13-0943 ENF - Victoria Motors Inc., DBA Victory KIA**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
\$100.00
  - 33. 13-0945 ENF - Andrews Radiator, Air & Sound Inc., DBA Simmons Auto**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
\$150.00
  - 34. 13-0946 ENF - Brannon Motors, Inc., DBA Brannon Motors Inc.**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
\$100.00
  - 35. 13-0948 ENF - N.L. Wilk, LLC, DBA Wilkinson Pre-Owned Supercenter**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
\$100.00
  - 36. 13-0949 ENF - Tim Holyfield, DBA Best Chance Auto**  
Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Misuse of temporary dealer tag(s): Transp Code 503.038(a)(12):43 TAC  
215.141(a)(10)  
\$200.00
- C. Consideration of Enforcement Dismissal Orders under Occupations Code,  
Chapter 2301**
- 1. 10-1707 ENF - Division Auto Service, Inc., DBA Division Auto Service**
  - 2. 11-0266 ENF - Alma Carrasco, DBA JCT Auto Sales**
  - 3. 11-0339 ENF - Consignrent LLC, DBA Houston RV Center**

**Board of the Texas Department of Motor Vehicles  
Attached List A  
July 11, 2013  
Agenda Items 2.A. - E.  
Consent Agenda**

4. 11-0364 ENF - HRK Group, Inc., DBA Ultimate Auto Group
5. 11-0376 ENF - WBN Automotive Group, LLC
6. 11-0383 ENF - Luis Alfredo Lopez, DBA Exclusive Cycles
7. 11-0435 ENF - Auto Korica, Inc., DBA Auto Korica, Inc.
8. 11-0507 ENF - Fatih Kocak, DBA ADL Auto Sales
9. 11-0512 ENF - Luis Alfredo Lopez, DBA Exclusive Cycles
10. 11-0599 ENF - Dallah Auto, Inc.
11. 11-0609 ENF - Joe's Auto Sales, DBA Joe's Auto Sales
12. 11-0692 ENF - Grapevine DCJ LLC, DBA Grapevine Dodge Chrysler Jeep
13. 11-0760 ENF - Gabino Garcia Rivas, DBA Camylle Auto Sales
14. 11-1149 ENF - Johnny Morris, DBA Morris Auto Sales
15. 12-0009 ENF - Classic Americana, LLC, DBA Corvettes of Dallas
16. 12-1026 ENF - Thomas McKague, DBA Professional Liquidation Services
17. 12-1258 ENF - Julie Ann Pero-Johnson, DBA Pero Trailer Products
18. 12-1317 ENF - Gilberto Gomez Escudero, DBA Escudero Auto Sales
19. 12-1334 ENF - Park Avenue Motorcars, LLC, DBA Park Avenue Motorcars, LLC
20. 12-1396 ENF - Vanilze Domingues Faulk, DBA Gabriel Auto Sales
21. 12-1524 ENF - Enzo Motors, Inc., DBA Enzo Motors
22. 12-1663 ENF - International Auto Works European Car Specialists Inc., DBA International Auto Works European Car Specialists Inc.
23. 12-1686 ENF - James Ryan Leach, DBA Leach Investments
24. 12-1791 ENF - Daniel Delacruz, DBA Delacruz Enterprises
25. 13-0001 ENF - Michael L. Tulburt/Michael R. Moore, DBA Genesis Auto Sales
26. 13-0342 ENF - First Continental Distributing Inc., DBA Consignment Cars

**Board of the Texas Department of Motor Vehicles  
Attached List A  
July 11, 2013  
Agenda Items 2.A. - E.  
Consent Agenda**

**D. Consideration of Settlement and Dismissal Orders under Occupations Code,  
Section 2301.204 (Warranty Performance Complaints)**

- 1. 13-0087 CAF - Stephanie Moldenhauer v. General Motors LLC**  
Order of Dismissal  
Complainant no longer owns the vehicle
- 2. 13-0140 CAF - Trisha A. Valle v. Nissan North America, Inc.**  
Settlement Order  
Complaint has been resolved by an extended service contract
- 3. 13-0142 CAF - Aparicio Escobar v. Chrysler Group LLC**  
Settlement Order  
Complainant accepted a cash settlement
- 4. 13-0155 CAF - Daylon Wigart v. Chrysler Group LLC**  
Settlement Order  
Complainant accepted a cash settlement
- 5. 13-0164 CAF - Jacqueline and Damian Rodriguez v. Chrysler Group LLC**  
Settlement Order  
Complainant accepted a cash settlement
- 6. 13-0171 CAF - Travis C. Turner v. Chrysler Group LLC**  
Settlement Order  
Complainant accepted a cash settlement
- 7. 13-0176 CAF - Gary Ruha v. Nissan North America, Inc.**  
Settlement Order  
Complainant accepted a cash settlement
- 8. 13-0180 CAF - Brenda Wickware v. Hyundai Motor America**  
Reacquired Vehicle Settlement Order  
Respondent agreed to repurchase the vehicle
- 9. 13-0185 CAF - Yessica G. and Eric B. Wicker v. Kia Motors America, Inc.**  
Settlement Order  
The vehicle is repaired
- 10. 13-0188 CAF - Baby Doll Boyd v. Chrysler Group LLC**  
Settlement Order  
Complaint has been resolved by an extended service contract
- 11. 13-0197 CAF - Rick Maxey v. Ford Motor Company**  
Settlement Order  
Complaint has been resolved by an extended service contract

**Board of the Texas Department of Motor Vehicles  
Attached List A  
July 11, 2013  
Agenda Items 2.A. - E.  
Consent Agenda**

**12. 13-0208 CAF - Melanie Scott v. Chrysler Group LLC**

Settlement Order

Complainant accepted a cash settlement

**E. Consideration of Franchise Case Dismissal Orders under Occupations Code,  
Chapter 2301**

- 1. 12-0010 LIC - Tri Star Partners, LLC d/b/a Integrity Kia, Applicant v. Paso Del Norte Motors, LP d/b/a Via Kia, Protestant v. Kia Motors America, Inc., Intervenor**
- 2. 12-0018 LIC - Twin City Classic Automotive, Inc. d/b/a Classic Kia, Protestant v. Kia Motors America, Inc., Respondent**

**Board of the Texas Department of Motor Vehicles  
Attached List B  
July 11, 2013  
Agenda Item 3.B.  
Motions for Disposition Based on Default**

- 3. B. Consideration of Enforcement Motions for Disposition Based on Default under Occupations Code, Chapter 2301**
  - 1. 11-0461 ENF - Wilber Carcamo, DBA Z M Auto Sales**

Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to remove Texas plates: Transp Code 502.451, 43 TAC 17.14  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Proposed Sanction: \$1,500.00 civil penalty
  - 2. 12-1020 ENF - Gabriel Lopez, DBA King Auto Sales**

Misuse of temporary dealer tag or failed to comply with recordkeeping requirements: Transp Code 503.062, 503.0626 and 503.068 and 43 TAC 215.151, 215.152, 215.153 and 215.154  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Failure to meet premises requirement(s): Transp Code 503.032 and 503.038(a)(14); 43 TAC 215.140(1)(B)  
Failure to make dealership records available for inspection: 43 TAC 215.144(a) and 43 TAC 215.141(a)(3)  
Proposed Sanction: \$1,500.00 civil penalty
  - 3. 12-1055 ENF - Gerardo Hernandez, DBA Gera Auto Sales**

Failure to display buyer's guide: 16 C.F.R. 455.2, Occ Code 2301.651(a)(4)  
Failure to have written consignment agreement: 43 TAC 215.144(g)  
Proposed Sanction: \$500.00 civil penalty
  - 4. 12-1104 ENF - Kutz-N, Inc., DBA Courtesy Nissan**

Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Failure to produce records within (15) days: 43 TAC 215.144(d) and 215.141(a)(3)  
Failure to fulfill written agreement with retail purchaser: Occ Code 2301.651(a)(7)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Proposed Sanction: \$3,500.00 civil penalty
  - 5. 12-1234 ENF - Wylly Franklin Sims, DBA Carl Sims & Sons**

Failure to comply with a Final Order: Occ Code 2301.651(a)(3)  
Proposed Sanction: License is revoked
  - 6. 12-1238 ENF - Hubbard Preowned LTD, DBA Hubbard Preowned LTD**

Misuse of temporary dealer tag or failed to comply with recordkeeping requirements: Transp Code 503.062, 503.0626 and 503.068 and 43 TAC 215.151, 215.152, 215.153 and 215.154  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Proposed Sanction: \$1,000.00 civil penalty
  - 7. 12-1397 ENF - Arturo L. Garcia Jr., DBA Garcia's Auto Sales**

**Board of the Texas Department of Motor Vehicles**  
**Attached List B**  
**July 11, 2013**  
**Agenda Item 3.B.**  
**Motions for Disposition Based on Default**

Failure to comply with a Final Order: Occ Code 2301.651(a)(3)  
Proposed Sanction: License is revoked

- 8. 12-1666 ENF - Barrett Motorsports Inc., DBA Barrett Motorsports Inc.**  
Misuse of temporary dealer tag or failed to comply with recordkeeping requirements: Transp Code 503.062, 503.0626 and 503.068 and 43 TAC 215.151, 215.152, 215.153 and 215.154  
Failure to have dealer or a bona fide employee present during posted business hours: Transp Code 503.032, 503.038(a)(14) and 43 TAC 215.140(1)(B)  
Failure to maintain a proper bond: Transp Code 503.033  
Failure to remain actively engaged in business as a motor vehicle dealer by failing to sell at least five (5) vehicles in a 12 month period: Transp Code 503.038(a)(9) and Tax Code 23.121  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Filed a false title and tax document: Transp Code 503.038(a)(2)  
Filed a false title and tax document: Transp Code 503.038(a)(2)  
Failure to timely file Motor Vehicle Inventory Declaration reporting sales: Transp Code 503.038(a)(10) and Tax Code 23.121  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Sold a motor vehicle without certificate of title or title receipt: Transp Code 501.152  
Proposed Sanction: License is revoked and \$8,500.00 civil penalty
- 9. 13-0243 ENF - Daniel Hinojosa / Mayra Hinojosa, DBA Hiler Auto Sales**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Proposed Sanction: \$1,500.00 civil penalty
- 10. 13-0244 ENF - Hector Morin, DBA Morin Enterprises**  
Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234  
Proposed Sanction: \$7,500.00 civil penalty
- 11. 13-0330 ENF - Park Avenue Motorcars, LLC, DBA Park Avenue Motorcars, LLC**  
Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)  
Failure to notify of change of address or telephone number: 43 TAC 215.141(a)(6)  
Failure to meet premises requirement(s): Transp Code 503.032 and 503.038(a)(14); 43 TAC 215.140(1)(B)  
Failure to allow purchaser to select county for registration: Transp Code 501.0234(d),(e)  
Sold or offered to sell a motor vehicle at an unlicensed location: Occ Code 2301.362(a), Transp Code 503.021 and 503.027, 43 TAC 215.136  
Failure to timely transfer title and pay sales tax: Transp Code 501.0234

**Board of the Texas Department of Motor Vehicles  
Attached List B  
July 11, 2013  
Agenda Item 3.B.  
Motions for Disposition Based on Default**

Proposed Sanction: License is revoked

**12. 13-0354 ENF - Cransh Motors Inc., DBA Quick Pick Auto**

Misuse of temporary dealer tag or failed to comply with recordkeeping requirements: Transp Code 503.062, 503.0626 and 503.068 and 43 TAC 215.151, 215.152, 215.153 and 215.154

Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)

Failure to produce records within (15) days: 43 TAC 215.144(d) and 215.141(a)(3)

Failure to timely transfer title and pay sales tax: Transp Code 501.0234

Proposed Sanction: \$5,500.00 civil penalty

**13. 13-0359 ENF - Julian Williams, DBA J's Auto Sales**

Failure to maintain complete records by licensed dealer or auction: 43 TAC 215.144(a)

Failure to timely transfer title and pay sales tax: Transp Code 501.0234

Proposed Sanction: \$2,000.00 civil penalty

**14. 13-0369 ENF - Frontier RV Inc., DBA Frontier RV Inc**

Failure to comply with a Final Order: Occ Code 2301.651(a)(3)

Proposed Sanction: \$1,000.00 civil penalty

**15. 13-0448 ENF - W K R Corporation, DBA W K R Used Cars & Parts**

Failure to comply with a Final Order: Occ Code 2301.651(a)(3)

Proposed Sanction: License is revoked

**16. 13-0450 ENF - Chad Collins, DBA EA Motors**

Misuse of buyer temporary E-tag: Transp Code 503.063, 503.0631 and 503.038(a)(14), 43 TAC 215.151, 215.152, 215.153 and 215.155, Transp Code 503.038(a)(12) and 43 TAC 215.141(a)(10)(11) and Occ Code 2301.651(a)(8)

Failure to maintain a proper bond: Transp Code 503.033

Filed a false title and tax document: Transp Code 503.038(a)(2)

Failure to timely transfer title and pay sales tax: Transp Code 501.0234

Sold a motor vehicle without certificate of title or title receipt: Transp Code 501.152

Proposed Sanction: License is revoked and \$9,000.00 civil penalty