

MINUTES OF A MEETING  
OF THE  
OKLAHOMA MOTOR VEHICLE COMMISSION

*In conformity with the Oklahoma Open Meeting Act, advance notice of this regularly scheduled meeting was transmitted to the Oklahoma Secretary of State on November 19, 2014. Public notice of this meeting, together with the agenda, was posted in prominent public view on the front door of the Northwest Office Center, 4334 NW Expressway, Oklahoma City, on December 7, 2015 prior to 10:00am; and, announcement of the Board meeting and agenda were posted on the OMVC website [www.omvc.ok.gov](http://www.omvc.ok.gov) on December 7, 2015 prior to 10:00am.*

The Oklahoma Motor Vehicle Commission met in a regular session at 10:00am on December 8, 2015 in the Conference Room of the Northwest Office Center, 4334 Northwest Expressway in Oklahoma City. Vice Chair Hal Steinke called the meeting to order. A roll call was held; members present were Greg Cable, Carol Carver, Curtis Hayes, Leonard Northcutt, Hal Steinke, and Eric Stuteville. Members absent were Fred Harlan, Fred Malone, and Dan Mullins

The Chair announced that there were enough members present to constitute a quorum. Also present were Roy Dockum, Executive Director, Marilyn Maxwell, Deputy Director, and Sandra Balzer, Assistant Attorney General.

Each Commission Member had received a copy of the **Minutes** of the November 10, 2015 Commission Meeting. Greg Cable made a motion, seconded by Curtis Hayes, to approve the Minutes as submitted. The Chair called for a roll call vote; votes were as follows:

Greg Cable – aye	Curtis Hayes – aye	Hal Steinke – aye
Carol Carver – aye	Leonard Northcutt – aye	Eric Stuteville – aye

Motion passed unanimously

The **Claims and Financial Statement** for the month of November 2015 was presented by the Director. A motion to approve both the payment claims and financial reports as submitted was made by Curtis Hayes, seconded by Greg Cable. The Chair called for a roll call vote; votes were as follows:

Greg Cable – aye	Curtis Hayes – aye	Hal Steinke – aye
Carol Carver – aye	Leonard Northcutt – aye	Eric Stuteville – aye

Motion passed unanimously

## **Director's Report:**

The Director presented the Summary of Consumer Complaints for the period November 9, 2015 through December 4, 2015. The summary detailed 7 consumer complaint contacts to the OMVC, which were comprised of 4 written inquiries and 3 phone inquiries. He explained that on November 23, 2015, his computer hard drive crashed, and was unable to retrieve the logged phone inquiries between Nov 9 and Nov 22.

Next, he reported that the Attorney General's Opinions for the 4 proposed Commission actions representing 32 actions from the November 10, 2015 meeting had been received. The requests for review had been sent to the Office of Attorney General on November 10, and the Opinions which approved the actions were received back to the Commission on November 17.

Update: In the Matter of Nissan of Tulsa, LLC, dba Bob Moore Nissan of Tulsa, Protestant vs. Nisan North America, Inc. Respondent. Roy reported that, due to the completed sale of the dealership, the protest has been withdrawn, and the matter is now closed.

Status Report: At the November meeting, the Commission voted to request approval from Cabinet Secretary Doerflinger for out-of-state travel for the Executive Director to attend the NAMVBC/NADA meetings from March 30, 2016 through April 3, 2016. The request was submitted on November 10; approval was received from Secretary Doerflinger on November 16.

Update: The OMVC received a check for \$2104.42 from the insurance company of the tenant responsible for the water damage to OMVC offices on August 23, as settlement for damaged property. The only outstanding issue is some paint work to be done by the landlord.

Finally, the Director called attention to a November 30 article from *Automotive News* regarding 2 recent rulings, from Indiana and South Carolina regarding dealer-added doc fees.

## **Consideration of Proposed Agreed Settlements and Fines:**

The Commission considered the following proposed Agreed Settlements with an offer to pay a fine in lieu of a hearing:

1. Bartlesville CJDR, Bartlesville. \$2,500 for an advertising violation;
2. Barry Sanders Supercenter, Stillwater. \$100 for an unlicensed salesperson violation;
3. David Stanley Chevrolet, OKC. \$600 for 6 unlicensed salesperson violations;
4. David Stanley Chevrolet, Norman. \$300 for 3 unlicensed salesperson violations;
5. David Stanley Kia, OKC. \$100 for an unlicensed salesperson violation;
6. Ferguson Imports, Broken Arrow. \$100 for an unlicensed salesperson violation;
7. Fowler Honda, Norman. \$100 for an unlicensed salesperson violation;
8. Fowler Toyota, Norman. \$300 for 3 unlicensed salesperson violations;
9. Fowler Toyota, Tulsa. \$100 for an unlicensed salesperson violation;
10. Freedom Ford, McAlester. \$200 for 2 unlicensed salesperson violations;

11. Jackson CJDR, Enid. \$100 for an unlicensed salesperson violation;
12. James Hodge Ford, Idabel. \$100 for an unlicensed salesperson violation;
13. James Hodge Hyundai, Muskogee. \$100 for an unlicensed salesperson violation;
14. Jim Norton Chevrolet, Broken Arrow. \$100 for an unlicensed salesperson violation;
15. Jim Norton Toyota, OKC. \$400 for 4 unlicensed salesperson violations;
16. Jim Norton Toyota, Tulsa. \$100 for an unlicensed salesperson violation;
17. Joe Cooper Ford, Yukon. \$100 for an unlicensed salesperson violation;
18. Keystone Chevrolet, Sand Springs. \$100 for an unlicensed salesperson violation;
19. Lawton CJDR, Lawton. \$100 for an unlicensed salesperson violation;
20. Nelson Nissan, Broken Arrow. \$100 for an unlicensed salesperson violation;
21. Reynolds Ford Lincoln, Edmond. \$100 for an unlicensed salesperson violation;
22. Seth Wadley Auto Group, Pauls Valley. \$300 for 3 unlicensed salesperson violations;
23. Seth Wadley Ford. \$200 for 2 unlicensed salesperson violations;
24. Stillwater Honda Cars, Stillwater. \$200 for 2 unlicensed salesperson violations;
25. Thomas Ford, Stillwater. \$100 for an unlicensed salesperson violation; and,
26. Tulsa Hyundai, Tulsa. \$100 for an unlicensed salesperson violation.

Greg Cable made a motion, seconded by Eric Stuteville, to accept the offers to pay a fine in lieu of a hearing, as recommended by the Director, subject to review by the Office of Attorney General. The Chair called for a roll call vote; votes were as follows:

Greg Cable – aye	Curtis Hayes – aye	Hal Steinke – aye
Carol Carver – aye	Leonard Northcutt – aye	Eric Stuteville – aye

Motion passed unanimously

### **Initial License Applications:**

The following License Applications were presented for consideration and action:

#### **DEALERS**

- a. **Ajax Kawasaki – Oklahoma City**  
Application for adding CF Moto Powersports  
Director recommended approval
- b. **Bill Knight Ford – Stillwater**  
Application for purchase of existing dealership (Thomas Ford)  
Director recommended approval pending franchise agreement
- c. **Mainer Ford – Okarche**  
Application for purchase of existing dealership (Griesel Motors)  
Director recommended approval pending franchise agreement

- d. **Mud Dawg Motorsports – Moore**  
Application for new dealership for Oreion Mini Trucks  
Director recommended approval
  
- e. **RV General Store – Newcastle**  
Application for adding Compass, Citation, and Chateau by Legacy Motorhomes,  
and Cruiser RV Towables  
Director recommended approval pending franchise agreements
  
- f. **Tractor Supply Store – Choctaw, Piedmont, and Wilburton**  
Application for 3 new dealerships for Massimo and American Sportwork Powersports  
Director recommended approval

Motion was made by Eric Stuteville, seconded by Curtis Hayes, to approve the applications as recommended by the Director. The Chair called for a roll call vote; votes were as follows:

Greg Cable – aye	Curtis Hayes – aye	Hal Steinke – aye
Carol Carver – aye	Leonard Northcutt – aye	Eric Stuteville – aye

Motion passed unanimously

The Chair asked if there was any **New Business**. There being no New Business, he asked if there was a motion to adjourn. Greg Cable made the motion to adjourn, seconded by Carol Carver. Motion carried unanimously. Meeting adjourned at 10:55am.

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_