



**STATE OF TENNESSEE**  
**DEPARTMENT OF COMMERCE AND INSURANCE**  
**Tennessee Motor Vehicle Commission**  
500 JAMES ROBERTSON PARKWAY  
DAVY CROCKETT TOWER  
NASHVILLE, TENNESSEE 37243  
Telephone: 615-741-2271 Fax: 615-741-0651  
Program Website: [www.tn.gov/commerce/boards/mvc](http://www.tn.gov/commerce/boards/mvc)

**AGENDA**

**TENNESSEE MOTOR VEHICLE COMMISSION**  
**NOTICE of COMMISSION MEETING**  
**DAVY CROCKETT TOWER, Room 1-A**  
500 James Robertson Parkway  
Nashville, Tennessee 37243

**Monday, April 20, 2015**

**Legal Review Committee - 8:30 A.M.**

**Legal Report:** The legal report, presented to the Commission at each meeting, consists of summaries prepared by legal counsel of complaints which have been filed with TMVC. The summaries are prepared in an anonymous fashion, and allegations within each complaint are summarized as well as the content of responses given to complaints filed. The Commission discusses the matters to determine whether there is probable cause that a violation of the laws and/or the Commission's rules has taken place, and the Commission authorizes appropriate action. The matters to be presented include:

- 2014020811
- 2014022611
- 2014023461
- 2014024131
- 2014024141
- 2014024661
- 2014025531
- 2014025631
- 2014026401
- 2014027081
- 2014027101
- 2014027751
- 2014027781
- 2014028081
- 2014028331
- 2014028332
- 2014028441
- 2014028461
- 2014028811
- 2014028841
- 2014028851
- 2014028861
- 2014029091
- 2014029092
- 2014029431
- 2014029432
- 2014029433
- 2014029521
- 2014029541
- 2014030521
- 2014030821
- 2014030841
- 2014030851
- 2014030871
- 2014030991
- 2014031001
- 2014031031
- 2014031041
- 2014031051
- 2014031511
- 2014031541
- 2014031701
- 2015000591
- 2015000592
- 2015000611
- 2015000661
- 2015000711
- 2015000751

- 2015000881
- 2015000891
- 2015000921
- 2015001101
- 2015001131
- 2015001171
- 2015001181
- 2015001281
- 2015001711
- 2015001721
- 2015001731
- 2015002221
- 2015002231
- 2015002281
- 2015002401
- 2015002411
- 2015002421
- 2015002431
- 2015002531
- 2015002571
- 2015002581
- 2015002591
- 2015003071
- 2015003091
- 2015003101
- 2015003151
- 2015003991
- 2015004151
- 2015004241
- 2015004321
- 2015004831
- 2015005161
- 2015005171
- 2015005181
- 2015005191
- 2015005341
- 2015005351
- 2015005421
- 2015005911
- 2015006321
- 2015006341
- 2015006351
- 2015006361
- 2015006601
- 2015008451
- 2015008461
- 2015003131
- 2014002841
- 2014031021
- 2014022131

**Please note that the cases listed include only those in preparation at the time of publication of the Agenda and that after publication and prior to presentation, cases may be supplemented, deleted or added.**

**New Business**

**Old Business**

**Adjourn**

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**Monday, April 20, 2015**

**Call To Order: 9:00 A.M. – Chairman, Eddie Robert**

- Roll Call – Paula J. Shaw, Executive Director
- Determination of Necessity
- Meeting Notice
- Adopt Agenda for Commission Meeting
- Approve minutes from January 12, 2015 Meeting
- Approve minutes from March 2, 2015 Meeting

**Salesperson Appeals – Informal Appearances:**

The following appeals consist of individuals desiring licensure with the Commission after being denied pursuant to T.C.A. § 55-17-114(a)(1)(C). These persons appear before the Commission to explain the facts and circumstances of their conviction leading to the discretionary denial of their application.

- Ronnie L. Farmer – Kia of Johnson City
- Marcus A. Tate – Ole Ben Franklin Motors
- Donald A. Durrant – Oak Ridge Nissan
- Travis R. Geer – Ford-Lincoln of Cookeville
- Todd W. Lewis – Tim Castellaw Ford
- Jarrod A. Dunn – Larry Hill Imports
- Karan M. Graham – T & J Motors
- Corey S. Harper – Carlock Nissan of Jackson, Inc.
- Todd H. Nelson – Greenlight Car Sales

### **Dealer Appeals – Informal Appearances:**

The following appeals consist of individuals desiring licensure with the Commission after being denied pursuant to T.C.A. § 55-17-114(a)(1)(D) They appear before the Commission in order to present satisfactory evidence to the Commission that the individuals bear a good reputation for honesty, trustworthiness, integrity and competence in order to be duly licensed as a Motor Vehicle Dealer pursuant to T.C.A. § 55-17-109(a)(1)

- Karl L. Blackmon – The World of Heaven Sent Cars, LLC
- Danita Lock – GBM, LLC

### **Director’s Report: - Paula J. Shaw, Executive Director**

- Dealers Opened, or Relocated (Last Quarter)
- Active Licensees as of April 1, 2015
- Motor Vehicle Show Permits
- Complaint Report- July 1, 2014 to Present
- Annual Sales Reports-(Due Feb 15)
- Disciplinary Action Report

### **LEGAL REPORT- Kim Cooper, Assistant General Counsel**

#### **NEW BUSINESS**

- Applications for licensure presented to the Commission for approval/denial
  - Philopateer Auto Sales and Repair, LLC
- Sub-Committee meeting calendars to be evaluated for possible incorporation into the Commission’s annual calendar.

#### **OLD BUSINESS**

#### **ADJOURN**

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**Monday, April 20, 2015**

### **Rules Committee**

Pursuant to T.C.A. § 55-17-107(1) The Commission is vested with those powers and duties necessary and proper to enable it to fully and effectively carry out the provisions and objectives of this part, including, but not limited to:

- (1) The authority to promulgate reasonable substantive and procedural rules pursuant to the Uniform Administrative Procedures Act, compiled in title 4, chapter 5; and

#### **Proposed Rule Change:**

##### **Rule 0960-01-.21(3) – Motor Vehicle Dealer Facilities**

- (3) The facility shall have a primary telephone number listed in the local directory under the name of the dealership. **Mobile and/or cellular telephones are not acceptable as the primary business telephone.** The primary phone number of the dealership shall be posted either on the door to the dealership, in a window of the dealership or on the dealership's sign.

#### **As Proposed, the rule will state the following:**

- (3) The facility shall have a primary telephone number listed in the local directory under the name of the dealership. The primary phone number of the dealership shall be posted either on the door to the dealership, in a window of the dealership or on the dealership's sign.

### **New Business**

- Commission will consider the possible inclusion of a rule regarding the need for licensees to disclose whether a vehicle has a rebuilt/salvaged history.
- Commission will discuss Rules of Procedure for Hearing Contested Cases T.C.A. Rules and Regs. § 0960-04-.18, T.C.A. Rules and Regs. § 0960-04-.12 and T.C.A. Rules and Regs. § 0960-04-.13 and other related rules.

### **Old Business**

### **Adjourn**

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