

**TENNESSEE
MOTOR VEHICLE COMMISSION
MINUTES**

DATE: January 12, 2015

PLACE: Davy Crockett Tower – Conference Room 1-B
500 James Robertson Parkway
Nashville, Tennessee

PRESENT: Commission Members:
Eddie Roberts
Reed Trickett
Joe Clayton
Nate Jackson
John Murrey
Stan McNabb
Farrar Schaeffer Vaughan
Jim Galvin
Ronnie Fox
Lynn Webb
Stan Norton

ABSENT: Donnie Hatcher
Don Parr
Billy Keck

CALL TO ORDER: Chairman Eddie Roberts called the meeting to order at 9:05am

Mr. Whitson called the roll. Ten (10) members were present.

AGENDA: Commissioner Jackson made a motion to adopt the agenda, seconded by Commissioner Trickett.

MOTION CARRIED.

Commissioner McNabb arrived

MINUTES: Commissioner Vaughan made a motion to approve the minutes from the October 7, 2014 meeting, seconded by Commissioner Fox

MOTION CARRIED.

MINUTES: Commissioner Vaughan made a motion to approve the minutes of the November 13, 2014 meeting, seconded by Commissioner Jackson.

MOTION CARRIED.

MINUTES: Commissioner Vaughan made a motion to approve the minutes of the December 3, 2014 meeting, seconded by Commissioner Jackson.

MOTION CARRIED.

Robert's Rules: A motion was made by Commissioner Clayton, and seconded by Commissioner Vaughan to adapt Roberts Rules of Order.

MOTION CARRIED.

Chairman Roberts took a moment to recognize and remember former chairman John Dobb, who passed recently. Additionally Chairman Roberts requested that everyone keep Ted Russell and his family in their thoughts as he is currently battling an illness.

DIRECTORS REPORT – Barry Whittson

Mr. Whittson provided the Commission with the following information:

Since the last Commission meeting in October, 2014 there have been eighty-three (83) Dealers Opened, or Relocated

Active Licensees as of January 1, 2015

Dealers	3,759
Applications in Process	43
Distributors/Manufacturers	148
Auctions	29
Representatives	614
Salespeople	15,792
Dismantlers	304
RV Dealers	27
RV Manufacturers	61

Motor Vehicle Show Permits Issued Since October 6, 2014
Revenue Received \$800.00

A motion was made by Commissioner Jackson to approve the director's report, seconded by Commissioner Vaughan.

MOTION CARRIED.

LEGAL REPORT

The legal report was presented to the Legal Review Committee. Commissioner Jackson reported that forty-six cases were reviewed by the committee and that the committee accepted counsel's recommendation. Attorney Kim Cooper requested that the Commission approve the legal report as written.

#1. Case No.: 2014022101

Anonymous complainant alleged that a mechanic operating in Respondent's dealership was overcharging for repairs. Review of limited materials provided does not show a need for investigation at this time.

Recommendation: Close

#2. Case No.: 2014017321

Complainant alleged that Respondent was acting as an unlicensed dealer. Investigation found that Respondent is using the parking lot of a business he owns, and the parking lot of a business next door, as an unlicensed dealer lot. Investigation found evidence of twenty (20) sales to private individuals, usually through advertisements placed on Craigslist. This is Respondent's second offense for this activity.

Recommendation: Authorization of a civil penalty in the amount of Twenty Thousand Dollars (\$20,000) for twenty (20) incidents of unlicensed sales activity to be settled by Consent Order or Formal Hearing.

#3. Case No. 2014017401

Complainant purchased vehicle from Respondent and paid in full at the time of purchase; three months later, Respondent had still not provided title or registration. Respondent did eventually comply, but during the course of investigation, Respondent's temporary tag log was also found to be missing several entries.

Recommendation: Authorization of a civil penalty in the amount of Two Thousand Dollars (\$2,000) for failure to properly maintain temporary tag log and failure to timely provide registration or title in violation of T.C.A. §55-17-114 and Rule 0960-01-.11, to be settled by Consent Order or Formal Hearing.

#4. Case No.: 2014017921

Complainant alleged unlicensed dealer activity by Respondent. Investigation found that Respondent purchased thirteen vehicles in a ten month period and re-sold seven of them. Respondent admitted to unlicensed sales, and stated he did not realize he was in violation of the law.

Recommendation: Authorization of a civil penalty in the amount of One Thousand Dollars (\$1000) for two incidents of unlicensed dealer activity to be settled by Consent Order or Formal Hearing.

#5. Case No.: 2014018501

Complainant purchased vehicle from Respondent and paid fees for Respondent to provide registration of vehicle and alleged that Respondent had not done so. Respondent did not respond to the complaint. Investigation found that Respondent's temporary tag log was not properly maintained; Respondent admitted to "having problems" with completing Complainant's registration; and Respondent stated he "thought he did respond" to the complaint.

Recommendation: Authorization of a civil penalty in the amount of Three Thousand Dollars (\$3,000) for failure to properly maintain temporary tag log, failure to timely provide registration, and failure to respond to Motor Vehicle Commission correspondence in violation of T.C.A. §55-17-114, Rule 0960-01-.11 and Rule 0960-01-.23, to be settled by Consent Order or Formal Hearing.

#6. Case No. 2014018871

Complaint alleged that Respondent, who owns a detailing and auto customization business, was conducting unlicensed dealer activity as well. Investigation found that Respondent recently opened a licensed dealer location, and no evidence of unlicensed sales activity was found at his detailing shop, which is located across the street from the dealership.

Recommendation: Close

#7. Case No.: 2014020311

Complainant alleged that Respondent/Dealer failed to deliver registration for her vehicle and was uncooperative with her requests for assistance. Investigation found that registration was obtained within sixty days, and that while Complainant might be unhappy with services provided, there were no violations of MVC statutes or rules found.

Recommendation: Close

#8. Case No.: 2014020431 & 2014024151

Complainants alleged that Respondent, a "buy here pay here" lot, was taking payments from customers and not forwarding those payments to the floor planners, resulting in vehicles being repossessed from consumers who had made timely payments on their vehicles. Investigation found evidence of thirteen (13) instances where a duplicate title had been obtained by Respondent under fraudulent circumstances, removing the floor-planner as lienholder on the title and, in three (3) cases, adding a new finance company as

lienholder. Investigator also confirmed that floor planning companies have contacted multiple consumers notifying them of the issue and is moving forward with civil remedies. While investigation was taking place, Respondent moved the dealership and applied for (and received) a new dealer number but with same ownership, and investigator confirmed with county clerk that Respondent was in the office “almost daily” applying for duplicate titles. Additionally, temporary tag log was in disarray, with numerous temporary tags unaccounted for.

Recommendation: Authorization for the Revocation of Respondent’s Motor Vehicle Dealer License due to false, fraudulent or deceptive acts per TCA §55-17-114, to be settled by Consent Order or Formal Hearing.

#9. Case No. 2014020611

Anonymous complainant alleged that Respondent/Dealer employed two unlicensed salespeople. Investigation found that Respondent did have in its employ one unlicensed salesperson for a period of four months; salesman has become properly licensed since complaint was received by Commission.

Recommendation: Authorization of a civil penalty in the amount of Four Thousand Dollars (\$4,000) for employing an unlicensed salesperson to be settled by Consent Order or Formal Hearing.

#10. Case No. 2014021141

Commission received notice from insurance company that Respondent/Dealer’s comprehensive garage liability insurance was cancelled as of June 28, 2014. Respondent did not provide confirmation of new coverage until effective date of that new insurance, September 1, 2014.

Recommendation: Authorization of a civil penalty in the amount One Thousand Dollars (\$1,000) for failure to maintain liability insurance for two (2) months, to be settled by Consent Order or Formal Hearing.

#11. Case No. 2014021921

Complaint was received alleging unlicensed dismantling/recycling activity. Respondent is licensed, but review of file revealed errors in applicant’s paperwork as well as administrative errors that required Respondent to submit name change application with Commission for their two locations. While name change application was in process, Respondent took immediate steps to change signage along major roadways at considerable expense to be in compliance with Commission rules. Respondent has since brought all licensure information up to date and is in compliance.

Recommendation: Close, Respondent is in compliance.

#12. Case No. 2014022131

Complainant/Consumer alleged that Respondent knowingly sold a vehicle with a rebuilt title to him while falsely advertising that the vehicle had a "clean" title. Investigation found that Respondent's advertising consists almost entirely of Craigslist ads and that all of Respondent's ads state "CLEAN TITLE". Respondent stated that they did not know about status of title when vehicle was sold because "most of" their vehicles are floor-planned and titles are not on-site. However, this particular vehicle was purchased at auction by Respondent; auction announced status of title prior to sale; and Respondent was provided with documentation of branded title at auction.

Recommendation: Authorization of a civil penalty in the amount of Five Thousand Dollars (\$5,000) due to false, fraudulent or deceptive acts per TCA §55-17-114 to be settled by Consent Order or Formal Hearing.

#13. Case No. 2014022461

During biennial inspection it was observed that Respondent/dealer was renovating the licensed location of the dealership and in the interim had moved vehicles to an adjacent dealership lot which was not licensed for that line-make. Upon notification that the relocation of the vehicles amounted to unlicensed sales activity at the new location, Respondent/Dealer immediately had staff move vehicles back to licensed location.

Recommendation: Letter of warning.

#14. Case No. 2014023221

Respondent/Dealer received an Agreed Citation for failure to maintain a temporary tag log and missing temporary tags, and failure to display buyer's guide in vehicles. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount Four Thousand Five Hundred Dollars (\$4,500): One Thousand Dollars (\$1,000) for failure to display buyer's guides in vehicles; Two Thousand Five Hundred Dollars (\$2,500) for failure to properly maintain a temporary tag log and three (3) missing temporary tags; and One Thousand Dollars (\$1,000) for failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#15. Case No. 2014023331

Respondent/Dealer received an Agreed Citation for employing an unlicensed salesperson. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount of One Thousand Five Hundred Dollars (\$1,500) for employing an unlicensed salesman and

failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#16. Case No. 2014023541

Respondent/Dealer received an Agreed Citation for eight (8) open title violations. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount Five Thousand Dollars (\$5,000): Four Thousand Dollars (\$4,000) for eight (8) open title violations; and One Thousand Dollars (\$1,000) for failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#17. Case No. 2014022881 and 2014022882

Complainant/Consumer alleged that he purchased vehicle from Respondent #2 via an ad on Craigslist. Respondent #2 indicated she was the owner of the vehicle, and selling it on her own behalf. When Complainant had difficulty titling the vehicle and contacted Respondent #2, she told Complainant she could not help him but that he should contact Respondent #1, a licensed dealer for whom she was selling the car. When contacted by investigator, Respondent #2 admitted to selling "7 or 8" vehicles, and claims that she actually sells them for an out of state dealer, not Respondent #1, and that Respondent #1 only "helps with paperwork". Respondent # 2 had another vehicle for sale at her home at the time of the investigation.

Recommendation: Respondent # 1 - Authorization of a civil penalty in the amount of One Thousand Dollars (\$1,000) for off-site sales to be settled by Consent Order or Formal Hearing. Respondent # 2 - Authorization of a civil penalty in the amount of One Thousand Dollars (\$1,000) for unlicensed sales activity to be settled by Consent Order or Formal Hearing.

#18. Case No. 2014024191

Respondent/Dealer received an Agreed Citation for unlicensed sales activity. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount of One Thousand Five Hundred Dollars (\$1,500) for employing an unlicensed salesman and failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#19. Case No. 2014024201

Respondent/Dealer received an Agreed Citation for unlicensed sales activity. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount of One Thousand Five Hundred Dollars (\$1,500) for employing an unlicensed salesman and failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#20. Case No. 2014024211

Respondent/Dealer received an Agreed Citation for employing an unlicensed salesperson and for failure to timely produce business records as requested by an inspector acting on behalf of the Motor Vehicle Commission. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount of Two Thousand Dollars (\$2,000) for employing an unlicensed salesman, failure to timely produce business records and failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#21. Case No. 2014024501

Consumer received a post card from Respondent/Dealer indicating that her vehicle “may have” an open recall and to contact dealer to verify information. Consumer was concerned that she had missed a recall notice, and when she contacted Respondent was informed that it was an offer for a “complimentary multi-point inspection”. Consumer felt misled and contacted Commission regarding possible deceptive advertising.

Recommendation: Letter of Warning regarding advertising and necessity for “any disclosures of material facts...be made in a clear and conspicuous manner”.

#22. Case No. 2014024681

Complainant unhappy with condition of vehicle purchased from Respondent. Sale was clearly “as-is” and documentation provided by Complainant has her signature on disclosure of nature of sale.

Recommendation: Close

#23. Case No. 2014024701

Complainant alleged that he paid Respondent for repairs to vehicle that were not done, and that Respondent is now claiming Complainant still owes him money for repairs. Civil matter.

Recommendation: Close

#24. Case No. 2014025001

Complainant unhappy with condition of vehicle purchased from Respondent in June, 2013 and now wants her money back. Sale was "as-is", and Complainant has had the vehicle for over a year.

Recommendation: Close

#25. Case No. 2014025401

Complainant alleged that Respondent sold a vehicle that was salvaged/rebuilt without disclosing branded title prior to sale. Respondent provided documentation of disclosure notice signed by purchaser of vehicle.

Recommendation: Close

#26. Case No. 2014025441

Respondent/Dealer received an Agreed Citation for unlicensed sales activity and for failure to properly maintain a temporary tag log. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount of Three Thousand Dollars (\$3,000) for unlicensed sales activity, failure to properly maintain a temporary tag log, and failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#27. Case No. 2014025451

Respondent/Dealer received an Agreed Citation for failure to maintain a temporary tag log. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount of Three Thousand Dollars (\$3,000) for failure to maintain a temporary tag log and failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#28. Case No. 2014025461

Respondent/Dealer received an Agreed Citation for failure to maintain a temporary tag log and for failure to maintain city or county business license. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount of Three Thousand Five Hundred Dollars (\$3,500) for failure to maintain a temporary tag log; failure to maintain city or county business license; and failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#29. Case No. 2014025471

Respondent/Dealer received an Agreed Citation for failure to properly maintain a temporary tag log. Respondent is contesting the citation.

Recommendation: Authorization of a civil penalty in the amount of One Thousand Five Dollars (\$1,500) for failure to maintain a temporary tag log, to be settled by Consent Order or Formal Hearing.

#30. Case No. 2014025511

Respondent/Dealer received an Agreed Citation for failure to maintain comprehensive liability insurance. Respondent would like a payment arrangement in order to pay the civil penalty.

Recommendation: Authorization of a civil penalty in the amount of One Thousand Dollars (\$1,000), paid at the rate of \$200 per month until paid in full, for failure to maintain comprehensive liability insurance, to be settled by Consent Order or Formal Hearing.

#31. Case No. 2014025641

Complainant/Dealer alleges that Respondent/Auction knowingly sold them a stolen vehicle in 2010. Respondent denies knowledge that the vehicle was reported stolen, and notes that Complainant had ample opportunity to inform them of any issues years ago and is only now coming forward due to a related lawsuit wherein Complainant was sued by a subsequent purchaser of the vehicle.

Recommendation: Close

#32. Case No. 2014026491

Complainant notified Commission that Respondent/Dealer allowed a customer to drive a "loaner" vehicle while her vehicle was being repaired, and placed tag registered to customer's car on the "loaner vehicle". Respondent admitted to misuse of tag and stated they would issue a temporary tag in the future.

Recommendation: Authorization of a civil penalty in the amount of Two Hundred Fifty Dollars (\$250) for misuse of tag to be settled by Consent Order or Formal Hearing.

#33. Case No. 2014026621

Respondent/Dealer received an Agreed Citation for failure to properly maintain a temporary tag log and for failure to maintain city or county business tax license. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount of Two Thousand Five Hundred Dollars (\$2,500) for failure to properly maintain a temporary tag log, failure to maintain city or county business tax license; and failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#34. Case No. 2014026641

Respondent/Dealer received an Agreed Citation for employing unlicensed salesman. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount of One Thousand Five Hundred Dollars (\$1,500) for employing an unlicensed salesman and failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#35. Case No. 2014026671

Respondent/Dealer received an Agreed Citation for failure to maintain or post regular business hours and for failure to maintain city or county business license. Respondent has not paid the citation nor disputed the facts therein.

Recommendation: Authorization of a civil penalty in the amount of Two Thousand Dollars (\$2,000) for failure to maintain city or county business license, failure to post or maintain regular business hours and failure to respond to communication from the Tennessee Motor Vehicle Commission, to be settled by Consent Order or Formal Hearing.

#36. Case No. 2014028131

Complainant alleges that he was misled by Respondent/Dealer regarding the condition of the vehicle he purchased, as well as the amount of his monthly payments. Respondent

denies any deception and provided documentation of “as-is” sale and financing contract with amount and frequency of payments, all signed by Complainant.

Recommendation: Close

#37. Case No. 2014028391

Respondent/Dealer received an Agreed Citation for failure to maintain city or county business license. Respondent is contesting the citation.

Recommendation: Authorization of a civil penalty in the amount of Five Hundred Dollars (\$500) for failure to maintain city or county business license, to be settled by Consent Order or Formal Hearing.

#38. Case No. 2014028401

Respondent/Dealer received an Agreed Citation for failure to maintain city or county business license. Respondent is contesting the citation, due to the fact that they obtained a new license one week after violation was noted.

Recommendation: Authorization of a civil penalty in the amount of Five Hundred Dollars (\$500) for failure to maintain city or county business license, to be settled by Consent Order or Formal Hearing.

#39. Case No. 2014028421

Respondent/Dealer received an Agreed Citation for failure to maintain city or county business license and failure to produce business records. Respondent has closed the business since the Agreed Citation was issued.

Recommendation: Close and flag.

#40. Case No. 2014026601

Complainant alleged that Respondent/Dealer would not provide registration or title to vehicle after almost a year; had issued five (5) temporary tags; and Complainant “wanted their money back”. Respondent provided tag log, which was in order, and only two (2) temporary tags were issued to Complainant. Respondent also documented multiple instances of attempting to contact Complainant but Complainant did not return calls and phone was eventually disconnected. Additionally, mail sent to provided address was returned.

Recommendation: Close.

#41. Case No. 2014027761

Complainant alleged that Respondent/Dealer misrepresented condition of vehicle. Complainant's contact information was inadvertently not saved to file, so further investigation is not possible at this time.

Recommendation: Close.

#42. Case No. 2014029531

Complainant alleged that Respondent/Dealer would not provide registration or title to vehicle despite multiple assurances that it would be done by Respondent/Dealer. Respondent stated they tried to contact Complainant to notify them their tags were in the office, but that Complainant is behind on payments and is not replying to Respondent's messages. There was no response from Complainant to Respondent's statement.

Recommendation: Close.

**#43. Case Nos. 2014025371
2014026411
2014026431
2014026661
2014023121
2014022451**

The above complaints were withdrawn or settled between the parties after submitting to the commission.

Recommendation: Close – Withdrawn.

**#44. Case No. 2014026511
2014026521
2014026541
2014026561
2014029581**

The above complaints were received stating that the Respondents/Dealers failed to provide proof of liability insurance. The Respondents have been notified to Cease and Desist operations until such proof is received by the Commission.

Recommendation: Authorization of a civil penalty in the amount of One Thousand Dollars (\$1,000) for failure to maintain liability insurance to be settled by Consent Order or Formal Hearing.

**#45. Case No. 2014026591
2014027091**

**2014028201
2014019191**

The above complaints were received stating that the Respondents/Dealers failed to provide titles/registrations for the purchased vehicles. The dealer has abandoned the business and is no longer operating. Surety Bond information has been sent to Complainants.

Recommendation: Close and flag

Representation:

#46. Case No. 2014007741 and 2014010211

Respondent was previously authorized a civil penalty in July 2014 for thirteen incidents of advertising violations and for failure to cease and desist after notification of advertising violations. Total penalty authorized was Seventy Thousand Dollars (\$70,000) (13 advertising violations x \$5,000 each and \$5,000 for failure to cease and desist). Counsel for Respondent has advised that Respondent is in compliance, has taken action internally regarding staff changes to ensure the incident does not happen again, and asks that the Commission reconsider the amount of the civil penalty.

Recommendation: 2014007741: Authorization of a civil penalty in the amount of Five Thousand Dollars (\$5000) for violation of TCA § 55-17-114(b)(1)(E) to be settled by Consent Order or Formal Hearing.

2014010211: Authorization of a civil penalty in the amount Thirteen Thousand Dollars (\$13,000) (13 incidents x \$1,000 each) for violation of TCA § 55-17-114(b)(1)(E) to be settled by Consent Order or Formal Hearing.

A motion was made by Commissioner Webb to approve the legal report, seconded by Commissioner Galvin.

MOTION CARRIED.

APPEALS: The following appeals were heard by the Commission.

Dwaylon House
Homer Skelton Chrysler Dodge Jeep, Millington, TN

Ms. Cooper presented the salespersons application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner Trickett moved the application be approved, seconded by Commissioner Murrey.

ROLL CALL VOTE

Eddie Roberts	Yes
Stan McNabb	No
Jim Galvin	No
John Murrey	Yes
Joe Clayton	Abstain
Stan Norton	No
Ronnie Fox	Yes
Nate Jackson	No
Lynn Webb	No
Reed Trickett	Yes
Farrar Schaeffer Vaughan	No

Motion failed, therefore the license is denied.

Benjamin A. Myers
 Larry Hill Ford Inc., Cleveland, TN

Ms. Cooper presented the salespersons application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner McNabb moved the application be approved, seconded by Commissioner Jackson.

ROLL CALL VOTE

Eddie Roberts	Yes
Stan McNabb	Yes
Jim Galvin	Yes
John Murrey	Yes
Joe Clayton	Yes
Stan Norton	Yes
Ronnie Fox	Yes
Nate Jackson	Yes
Lynn Webb	Yes
Reed Trickett	Yes
Farrar Schaeffer Vaughan	Yes

Motion passed to grant the license.

Budget Presentation:

Deputy Commissioner, Bill Giannini introduced the new Assistant Commissioner, Brian McCormack, to the Commission.

Deputy Commissioner Giannini then presented the Motor Vehicle Commission budget closing information for 2013-2014 and fielded questions and concerns from the Commission.

APPEALS CONTINUED:

Ronald D. Yelen
Ted Russell Kia, Knoxville, TN

Ms. Cooper presented the salespersons application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner Vaughan moved the application be approved, seconded by Commissioner Fox.

ROLL CALL VOTE

Eddie Roberts	Yes
Stan McNabb	Yes
Jim Galvin	Yes
John Murrey	Yes
Joe Clayton	Yes
Stan Norton	Yes
Ronnie Fox	Yes
Nate Jackson	Yes
Lynn Webb	Yes
Reed Trickett	Yes
Farrar Schaeffer Vaughan	Yes

Motion passed to grant the license.

Bobby A Burns
Ted Russell Ford Lincoln Mercury, Knoxville, TN

Ms. Cooper presented the salespersons application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner Clayton moved the application be approved, seconded by Commissioner Webb.

ROLL CALL VOTE

Eddie Roberts	Yes
Stan McNabb	Yes
Jim Galvin	Yes
John Murrey	Yes
Joe Clayton	Yes
Stan Norton	Yes
Ronnie Fox	Yes
Nate Jackson	Yes
Lynn Webb	Yes
Reed Trickett	Yes
Farrar Schaeffer Vaughan	Yes

Motion passed to grant the license.

Rashid Bailey
Ole Ben Franklin Motors, Knoxville, TN

Ms. Cooper presented the salespersons application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner Jackson moved the application be approved, seconded by Commissioner Vaughan.

ROLL CALL VOTE

Eddie Roberts	Yes
Stan McNabb	Yes
Jim Galvin	Yes
John Murrey	Yes
Joe Clayton	Yes
Stan Norton	Yes
Ronnie Fox	Yes
Nate Jackson	Yes
Lynn Webb	Yes
Reed Trickett	Yes
Farrar Schaeffer Vaughan	Yes

Motion passed to grant the license.

Corey E. Millsaps
Ole Ben Franklin Motors, Knoxville, TN

Ms. Cooper presented the salespersons application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner Jackson moved that the application be denied, seconded by Commissioner Vaughan.

ROLL CALL VOTE

Eddie Roberts	Yes
Stan McNabb	Yes
Jim Galvin	Yes
John Murrey	Yes
Joe Clayton	Yes
Stan Norton	Yes
Ronnie Fox	Yes
Nate Jackson	Yes
Lynn Webb	Yes

Reed Trickett Yes
Farrar Schaeffer Vaughan Yes

Motion passed to deny the license.

Caleb Nelson
Ford Lincoln of Cookeville, Cookeville, TN

Mr. Nelson failed to appear.

Ms. Cooper presented the salespersons application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner Jackson moved that the application be denied, seconded by Commissioner Vaughan.

ROLL CALL VOTE

Eddie Roberts Yes
Stan McNabb Yes
Jim Galvin Yes
John Murrey Yes
Joe Clayton Yes
Stan Norton Yes
Ronnie Fox Yes
Nate Jackson Yes
Lynn Webb Yes
Reed Trickett Yes
Farrar Schaeffer Vaughan Yes

Motion passed to uphold the denial of the license.

Scott Harrison
Cool Springs Power Sports, Franklin, TN

Ms. Cooper presented the salespersons application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner McNabb moved that the application be approved, seconded by Commissioner Trickett.

ROLL CALL VOTE

Eddie Roberts Yes
Stan McNabb Yes
Jim Galvin Yes
John Murrey Yes
Joe Clayton Yes
Stan Norton Yes

Ronnie Fox	Yes
Nate Jackson	Yes
Lynn Webb	Yes
Reed Trickett	Yes
Farrar Schaeffer Vaughan	Yes

Motion passed to grant the license.

Andante D. Grainer
Greenlight Car Sales, Hendersonville, TN

Mr. Grainer failed to appear.

Ms. Cooper presented the salespersons application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner Jackson moved that the application be denied, seconded by Commissioner Vaughan.

Motion was made by Commissioner Nate Jackson, and seconded by Commissioner Reed Trickett to uphold the denial of the license.

ROLL CALL VOTE

Eddie Roberts	Yes
Stan McNabb	Yes
Jim Galvin	Yes
John Murrey	Yes
Joe Clayton	Yes
Stan Norton	Yes
Ronnie Fox	Yes
Nate Jackson	Yes
Lynn Webb	Yes
Reed Trickett	Yes
Farrar Schaeffer Vaughan	Yes

Motion passed to uphold the denial of the license.

Jeffery A. Smithson
Thunder Road Automotive LLC, Mt. Juliet, TN

Ms. Cooper presented the salespersons application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner Vaughan moved that the application be approved, seconded by Commissioner Trickett.

ROLL CALL VOTE

Eddie Roberts	Yes
Stan McNabb	Yes
Jim Galvin	Yes
John Murrey	Yes
Joe Clayton	Yes
Stan Norton	Yes
Ronnie Fox	Yes
Nate Jackson	Yes
Lynn Webb	Yes
Reed Trickett	Yes
Farrar Schaeffer Vaughan	Yes

Motion passed to grant the license.

DEALERS

The World of Heaven Sent Cars LLC - Karl Blackmon, Memphis, TN

Ms. Cooper presented a dealership application that was previously denied by the staff for the Commission's review and consideration. After some discussion Commissioner Clayton moved that the application be denied, the motion failed for lack of a second.

After additional discussion a motion was made by Commissioner Jackson, and seconded by Commissioner Clayton that the application be denied and the thirty (30) day waiting period for reapplying be waived.

ROLL CALL VOTE

Eddie Roberts	Yes
Stan McNabb	Yes
Jim Galvin	Yes
John Murrey	Yes
Joe Clayton	Yes
Stan Norton	Yes
Ronnie Fox	Yes
Nate Jackson	Yes
Lynn Webb	Yes
Reed Trickett	Yes
Farrar Schaeffer Vaughan	Yes

Motion carried application be denied and the thirty (30) day waiting period for reapplying be waived. Mr. Blackmon was advised to resubmit his application and appear next Commission meeting.

OLD BUSINESS

Chairman Roberts advised the Commission that applications for the director position are being taken until January 16, 2015.

Meeting Adjourned

Eddie Roberts, Chairman