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COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

**F I N A L M I N U T E S**

MEETING OF:

**STATE BOARD OF VEHICLE MANUFACTURERS,  
DEALERS AND SALESPERSONS**

TIME: 9:46 A.M.

PENNSYLVANIA DEPARTMENT OF STATE  
Board Room B  
One Penn Center  
2601 North Third Street  
Harrisburg, Pennsylvania 17110

December 10, 2019

1                   State Board of Vehicle Manufacturers,  
2                                 Dealers and Salespersons  
3   December 10, 2019

4  
5 BOARD MEMBERS:

6  
7 Dan G. Murphy III, Chairman  
8 Kirk A. Davis, Secretary - Absent  
9 K. Kalonji Johnson, Commissioner, Professional and  
10       Occupational Affairs  
11 Katelin Lambert, Deputy Commissioner, Professional  
12       And Occupational Affairs  
13 Randall Derr, Professional Member  
14 Kyla Djannie, Office of Attorney General  
15       Representative  
16 Steve T. Fretz, Professional Member - Absent  
17 Neal L. Hufford, Jr., Professional Member - Absent  
18 Robert M. Shaffer, Department of Transportation  
19       Representative  
20 George F. Mermon, Professional Member  
21 William M. Mohler, Professional Member - Absent  
22 Donald J. Stoy, Public Member  
23 Dale J. Yingst, Professional Member - Absent

24  
25 BUREAU PERSONNEL:

26  
27 Charles Fritz, Esquire, Board Counsel  
28 Amanda N. Wojciechowski, Esquire Board Prosecution  
29       Liaison  
30 Monte Batson, Esquire, Board Prosecutor  
31 Colby Widdowson, Esquire, Board Prosecutor  
32 Matthew Sniscak, Esquire, Board Prosecutor  
33 J. Karl Geschwindt, Esquire, Board Prosecutor  
34 Heather McCarthy, Esquire, Board Prosecutor  
35 Andrea Costello, Esquire, Board Prosecutor  
36 James Ostman, Esquire, Board Prosecutor  
37 Janice Cline, Board Administrator  
38  
39 Kimberly Adams, Chief of Fiscal Management, Bureau of  
40       Finance and Operations  
41 Amanda Richards, Fiscal Management Specialist 2,  
42       Bureau of Finance and Operations

43  
44 ALSO PRESENT:

45  
46 Andrew Katsock, Esquire, Counsel for Respondent  
47 Ian Gilmartin  
48 Christopher Puma  
49 Bogdan Isayenko, Appellant

50  
51

1 \*\*\*

2 State Board of Vehicle Manufacturers,

3 Dealers and Salespersons

4 December 10, 2019

5 \*\*\*

6 The regularly scheduled meeting of the State Board  
7 of Vehicle Manufacturers, Dealers, and Salespersons  
8 was held on Thursday, December 10, 2019. Dan G.  
9 Murphy III, Chairman, called the meeting to order at  
10 9:46 a.m. K. Kalonji Johnson, Acting Commissioner,  
11 was not present at the commencement of the meeting.

12 The Pledge of Allegiance was recited. Roll call  
13 was taken.

14 \*\*\*

15 Appointment - Budget and Finance Office

16 [Kimberly Adams, Chief, Fiscal Manager, Bureau of  
17 Finance and Operations, introduced herself and Amanda  
18 Richards, Fiscal Management Specialist 2, to the  
19 Board.

20 Ms. Adams referred the Board to the FY 2019-20  
21 Complete Budget file in their agenda packet. Ms.  
22 Adams reviewed information regarding the Board's  
23 licensee population. Ms. Adams noted the current  
24 licensee population for FY19-20 of 39,896, a  
25 significant decrease from FY18-19 of 45,750.

1 Ms. Adams referred to sources of revenue, noting  
2 the actual total for FY17-18 and FY18-19. She noted  
3 the majority of revenue was 72.4 percent from renewals  
4 and 12.7 percent from applications. She noted the  
5 remaining 14.9 percent revenue sources. She stated  
6 the last fee increase was in 2007. The current  
7 biennial total was also noted.

8 Ms. Adams discussed the cost categories for  
9 expenses, which can be incurred from direct charges,  
10 timesheet charges, and license-based charges. She  
11 referred to the administrative and legal expenses.  
12 She noted the expenses for FY17-18, FY18-19, as well  
13 as the budgeted expenses for FY19-20 and the expenses  
14 as of 11/25/2019.

15 Ms. Adams reviewed the revenue and expenses  
16 together. She reviewed the remaining balances for  
17 FY17-18, FY18-19, and FY19-20, and the anticipated  
18 balance at the end of this fiscal year, as well as the  
19 projected balance through FY22-23.

20 Ms. Adams addressed the Board's budget and Board  
21 member expense categories. She reviewed FY17-18 and  
22 FY18-19 expenses with the FY19-20 budgeted member  
23 expenses. She noted FY19-20 expenses as of 11/25/19,  
24 noting the Board was within budget. She noted the  
25 budgeted amount for FY20-21. She mentioned that any

1 money left over at the end of the fiscal year would go  
2 into a restricted account. Ms. Adams explained the  
3 fiscal year runs from July 1st until June 30th. The  
4 Board is currently almost in the middle of its fiscal  
5 year.

6 Ms. Adams next discussed the Fee Increase  
7 package. She reviewed the projected biennial review,  
8 budget/expenses, and balance figures. The projected  
9 biennial budget/expenses is anticipated to exceed the  
10 projected biennial revenue. Ms. Adams reiterated the  
11 figures demonstrate the decrease in licensee  
12 population.

13 Ms. Adams reviewed an expenses and revenue  
14 history comparison from FY11-13 through FY18-19. She  
15 discussed a chart of the renewal and application fees  
16 for the surrounding states in comparison to  
17 Pennsylvania.]

18 \*\*\*

19 [K. Kalonji Johnson, Acting Commissioner, Bureau of  
20 Professional and Occupational Affairs, entered the  
21 meeting at 10:00 a.m.]

22 \*\*\*

23 [Ms. Adams reviewed the projected remaining balance  
24 for FY20-21. She pointed out the projected decreases  
25 in the remaining balances with no fee increase from

1 FY21-22 through FY25-26.

2 Ms. Adams next referred to a chart reflecting  
3 increases in applications and renewal fees over the  
4 next two renewal periods. Mr. Murphy questioned the  
5 time of two years to enact the changes and possibly  
6 expediting the changes. Ms. Adams explained the  
7 regulation process and the need to consider a fee  
8 increase at this point. She reiterated the requisite  
9 to consider expenses and revenue throughout the year.

10 K. Kalonji Johnson, Acting Commissioner,  
11 discussed the Board's prior consideration for a fee  
12 increase and the Independent Regulatory Review  
13 Commission's (IRRC) concern for the implementation of  
14 the regulations. A new process for the review and  
15 implementation of fee increases was then established.  
16 IRRC directed a step increase in the fees over three  
17 biennial cycles in order to protect the license  
18 population. Acting Commissioner Johnson explained the  
19 step increase model to be implemented by the Board.  
20 Mr. Murphy voiced a concern to analyze the fees in  
21 such a short juncture.

22 Ms. Adams referred to chart reflecting a 25  
23 percent renewal fee increase per biennial renewal  
24 periods 2 and 3 only for all licensee types. She  
25 noted projected remaining balances with each renewal

1 period. The application fee revenue was also  
2 considered in projecting the remaining balances.

3 Mr. Murphy suggested a review of the individual  
4 rates. The Board discussed its proposed increase two  
5 years ago in comparison to the suggested fee increase.  
6 Acting Commissioner Johnson suggested obtaining a  
7 percentage increase based on the license type.

8 Mr. Murphy questioned whether the Board would be  
9 able to assess the fees in the future. Ms. Adams  
10 agreed to a continued reassessment of the fees. Mr.  
11 Murphy discussed a prior request for information on  
12 fees. Ms. Adams suggested that the Board approve the  
13 Fee package as presented, which can be revised before  
14 final promulgation.]

15 CHAIRMAN MURPHY:

16 Can I have a motion?

17 MR. MERMON:

18 So moved.

19 MR. DERR:

20 Second.

21 CHAIRMAN MURPHY:

22 So moved and seconded. Roll call.

23

24 Kyla Djannie, aye; George Mermon, aye;

25 Randall Derr, aye; Kirk Davis, aye;

1 Donald J. Stoy, aye; Robert Shaffer, aye;  
2 K. Kalonji Johnson, aye; and Dan Murphy,  
3 aye.

4 {The motion carried unanimously.]

5 \*\*\*

6 Report of Board Counsel

7 [Charles Fritz, Esquire, Board Counsel, noted the  
8 continuance of a hearing for File No. 16-60-10111.]

9 \*\*\*

10 [A Formal Hearing was held from 10:17 a.m. until 11:13  
11 a.m. in the matter of BPOA v. Hanover Motor Sales,  
12 Inc., File No. 13-60-08412.]

13 \*\*\*

14 [K. Kalonji Johnson, Acting Commissioner, Bureau of  
15 Professional and Occupational Affairs, exited the  
16 meeting at 11:13 a.m.]

17 \*\*\*

18 [The Board recessed from 11:13 a.m. until 11:32 a.m.]

19 \*\*\*

20 [Robert Shaffer exited the meeting at 11:31 a.m. for  
21 recusal purposes.]

22 \*\*\*

23 [A Formal Hearing was held from 11:32 a.m. until 12:03  
24 a.m. in the matter of BPOA v. Bogdan Isayenko, File  
25 No. 19-60-14769.]



1 \*\*\*

2 [K. Kalonji Johnson, Acting Commissioner, re-entered  
3 the meeting at 11:41 a.m. during the formal hearing.]

4 \*\*\*

5 [Robert Shaffer re-entered the meeting at 12:04 a.m.]

6 \*\*\*

7 Approval of Minutes of October 29, 2019 meeting.

8 CHAIRMAN MURPHY:

9 Approval of the minutes?

10 MR. DERR:

11 So moved.

12 MR. MERMON:

13 Second.

14 CHAIRMAN MURPHY:

15 So moved and seconded. Roll call.

16  
17 Kyla Djannie, aye; George Mermon, aye;

18 Randall Derr, aye; Kirk Davis, abstain;

19 Donald J. Stoy, aye; Robert Shaffer, aye;

20 K. Kalonji Johnson, abstain; and Dan

21 Murphy, aye.

22 {The motion carried. Mr. Davis and Acting  
23 Commissioner Johnson abstained from voting on the  
24 motion due to being absent from the meeting.]

25 \*\*\*

1 Report of Prosecutorial Division

2 [Amanda N. Wojciechowski, Esquire, Board Prosecution  
3 Liaison, on behalf of Tara Wikhian, Esquire, Board  
4 Prosecutor, presented the Consent Agreements for File  
5 No. 19-60-005416, File No. 19-60-010730, File No. 18-  
6 60-010962, and File No. 18-60-010409.]

7 \*\*\*

8 [Amanda N. Wojciechowski, Esquire, Board Prosecution  
9 Liaison, presented the Consent Agreements for File No.  
10 16-60-10333, File No. 16-60-0334, and File No. 16-60-  
11 07208.]

12 \*\*\*

13 [Colby Widdowson, Esquire, Board Prosecutor presented  
14 the Consent Agreements for File No. 16-60-01357 and  
15 File No. 16-60-03620.]

16 \*\*\*

17 [Matthew Sniscak, Esquire, Board Prosecutor presented  
18 the Consent Agreement for File No. 18-60-02216.]

19 \*\*\*

20 [J. Karl Geschwindt, Esquire, Board Prosecutor,  
21 presented the Consent Agreements for File No. 18-60-  
22 02869 and File No. 19-60-006592.]

23 \*\*\*

24 [Heather McCarthy, Esquire, Board Prosecutor,  
25 presented the Consent Agreements for File No. 19-60-

1 014161 and File No. 19-60-014169.]

2 \*\*\*

3 [James Ostman, Esquire, Board Prosecutor, presented  
4 the Consent Agreement for File No. 15-60-06155.]

5 \*\*\*

6 [Andrea Costello, Esquire, Board Prosecutor, presented  
7 the Consent Agreement for File No. 17-60-09386.]

8 \*\*\*

9 [Amanda N. Wojciechowski, Esquire, Board Prosecution  
10 Liaison, on behalf of Tara Wikhian, Esquire, Board  
11 Prosecutor, noted additional information on the  
12 Consent Agreement for File No. 18-60-010409.]

13 \*\*\*

14 Report of Board Counsel (Continued)

15 [Charles Fritz, Esquire, Board Counsel, noted the  
16 Status of Cases as of November 25, 2019, for the  
17 Board's review. He stated the Board's open files were  
18 over 100. Mr. Fritz discussed a protest case to be  
19 scheduled for hearing.

20 Mr. Fritz discussed 16A-062 regulation to correct  
21 Act 48. He also noted the hearings scheduled for the  
22 Board's January meeting.

23 Mr. Fritz noted Adjudications and Orders, Proposed  
24 Adjudications and Orders, Motions to Deem Facts  
25 Admitted, and a Request for Reconsideration for

1 discussion in Executive Session.]

2 \*\*\*

3 Application Review - Informal Conference

4 [The Application Review Committee made the following  
5 recommendations regarding the following Applications:  
6 Allen Butts, approved; Gino Tomaino, approved; Jennie  
7 Houser, no-show; Desiree Abbriano, approved with  
8 probation concurrent with criminal probation; Carrie  
9 Restuccia, approved with a two-year probation; Jesse  
10 Burrier, approved with probation concurrent with  
11 criminal probation; Rayland Smith, denied; Jeremy  
12 Schreffler, approved with probation concurrent with  
13 criminal probation; Jason Fox, approved without  
14 restrictions; Epifanio Rosario, approved without  
15 restrictions; Justin Laboy, no-show; and Patrick  
16 Latscha, approved with a three-year probation.]

17 \*\*\*

18 Report of Board Chairman - No Report

19 \*\*\*

20 Report of Commissioner

21 [K. Kalonji Johnson, Acting Commissioner, Bureau of  
22 Professional and Occupational Affairs, updated the  
23 Board on the expansion of the voicemail options to the  
24 phone system in order to improve public service.

25 Mr. Murphy questioned the progress of the PALS

1 system. Acting Commissioner Johnson discussed the  
2 rollout of the navigator function and additional  
3 improvements for each Board's website. He outlined  
4 the three-phase application process to improve the  
5 processing of applications.

6 Mr. Murphy brought up issues with the pa.gov  
7 emails. Acting Commissioner Johnson discussed  
8 improvements to the email system. He advised the  
9 Board members to contact the IT personnel with  
10 continued issues with emails. He also reviewed the  
11 procedure for updating passwords for the email system.

12 Acting Commissioner Johnson discussed upgrades and  
13 access to the e-Agenda.]

14 \*\*\*

15 Report of Board Administrator

16 [Janice Cline, Board Administrator, noted the 2020  
17 Board meeting dates for the Board's review. The  
18 election of officers will be conducted at the Board's  
19 January meeting.]

20 \*\*\*

21 [K. Kalonji Johnson, Acting Commissioner, exited the  
22 meeting at 12:49 p.m.]

23 \*\*\*

24 [Pursuant to Section 708(a)(5) of the Sunshine Act, at  
25 12:49 p.m. the Board entered into Executive Session

1 with Charles Fritz, Esquire, Board Counsel, for the  
2 purpose of conducting quasi-judicial deliberations.  
3 The Board returned to open session at 1:19 a.m.]

4 \*\*\*

5 [Katelin Lambert, Deputy Commissioner, entered the  
6 meeting at 1:19 p.m.]

7 \*\*\*

8 MOTIONS:

9 MR. FRITZ:

10 The Board met in Executive Session and  
11 conducted quasi-judicial deliberations on  
12 the following matters:

13 The Board would entertain a motion to  
14 approve the Consent Agreement at File No.  
15 19-60-005416.

16 MR. MERMON:

17 So moved.

18 MR. DERR:

19 Second.

20 CHAIRMAN MURPHY:

21 So moved and seconded.

22 Roll call.

23

24 Kyla Djannie, aye; George Mermon, aye;

25 Randall Derr, aye; Kirk Davis, aye;

1 Donald J. Stoy, aye; Robert Shaffer, aye;  
2 Katelin Lambert, aye; and Dan Murphy,  
3 aye.

4 [The motion carried unanimously. The Respondent's  
5 name is Jeremey A. Decker.]

6 \*\*\*

7 MR. FRITZ:

8 The Board would entertain a motion to  
9 approve the Consent Agreement at File No.  
10 19-60-010730.

11 MR. DAVIS:

12 So moved.

13 MR. MERMON:

14 Second.

15 CHAIRMAN MURPHY:

16 So moved and seconded.

17 Roll call.

18

19 Kyla Djannie, aye; George Mermon, aye;  
20 Randall Derr, aye; Kirk Davis, aye;  
21 Donald J. Stoy, aye; Robert Shaffer, aye;  
22 Katelin Lambert, aye; and Dan Murphy,  
23 aye.

24 [The motion carried unanimously. The Respondent's  
25 name is Jose J. Jimenez.]

1 \*\*\*

2 MR. FRITZ:

3 The Board would entertain a motion to  
4 approve the Consent Agreement at File No.  
5 18-60-010962.

6 MR. STOY:

7 So moved.

8 MR. MERMON:

9 Second.

10 CHAIRMAN MURPHY:

11 So moved and seconded.

12 Roll call.

13

14 Kyla Djannie, aye; George Mermon, aye;  
15 Randall Derr, aye; Kirk Davis, aye;  
16 Donald J. Stoy, aye; Robert Shaffer, aye;  
17 Katelin Lambert, aye; and Dan Murphy,  
18 aye.

19 [The motion carried unanimously. The Respondent's  
20 name is Nichole A. Collins.]

21

\*\*\*

22 MR. FRITZ:

23 The Board would entertain a motion to  
24 approve the Consent Agreement at File No.  
25 18-60-010409.



1 MR. SHAFFER:

2                   So moved.

3 MR. DAVIS:

4                   Second.

5 CHAIRMAN MURPHY:

6                   So moved and seconded.

7                   Roll call.

8

9                   Kyla Djannie, aye; George Mermon, aye;  
10                  Randall Derr, aye; Kirk Davis, aye;  
11                  Donald J. Stoy, aye; Robert Shaffer, aye;  
12                  Katelin Lambert, aye; and Dan Murphy,  
13                  aye.

14 [The motion carried unanimously. The Respondent's  
15 name is Leo Grunis.]

16   \*\*\*

17 MR. FRITZ:

18                   The Board would entertain a motion to  
19                   approve the Consent Agreement at File No.  
20                   16-60-01357.

21 MR. STOY:

22                   So moved.

23 MR. MERMON:

24                   Second.

25 CHAIRMAN MURPHY:

1 So moved and seconded.

2 Roll call.

3

4 Kyla Djannie, aye; George Mermon, aye;

5 Randall Derr, aye; Kirk Davis, aye;

6 Donald J. Stoy, aye; Robert Shaffer, aye;

7 Katelin Lambert, aye; and Dan Murphy,

8 aye.

9 [The motion carried unanimously. The Respondent's  
10 name is Klassic Kids, Inc.]

11 \*\*\*

12 MR. FRITZ:

13 The Board would entertain a motion to  
14 approve the Consent Agreement at File No.  
15 16-60-03620.

16 MR. DERR:

17 So moved.

18 MR. DAVIS:

19 Second.

20 CHAIRMAN MURPHY:

21 So moved and seconded.

22 Roll call.

23

24 Kyla Djannie, aye; George Mermon, aye;

25 Randall Derr, aye; Kirk Davis, aye;

1 Donald J. Stoy, aye; Robert Shaffer, aye;  
2 Katelin Lambert, aye; and Dan Murphy,  
3 aye.

4 [The motion carried unanimously. The Respondent's  
5 name is Charles Bizzarro t/d/b/a Bizzarros  
6 Championship Auto Row.]

7 \*\*\*

8 MR. FRITZ:

9 The Board would entertain a motion to  
10 approve the Consent Agreement at File No.  
11 18-60-02216.

12 MR. MERMON:

13 So moved.

14 MR. DERR:

15 Second.

16 CHAIRMAN MURPHY:

17 So moved and seconded.

18 Roll call.

19

20 Kyla Djannie, aye; George Mermon, aye;  
21 Randall Derr, aye; Kirk Davis, aye;  
22 Donald J. Stoy, aye; Robert Shaffer, aye;  
23 Katelin Lambert, aye; and Dan Murphy,  
24 aye.

25 [The motion carried unanimously. The Respondent's

1 name is Karlin M. Miller.]

2 \*\*\*

3 MR. FRITZ:

4 The Board would entertain a motion to  
5 approve the Consent Agreement at File No.  
6 16-60-10333.

7 MR. DAVIS:

8 So moved.

9 MR. MERMON:

10 Second.

11 CHAIRMAN MURPHY:

12 So moved and seconded.

13 Roll call.

14

15 Kyla Djannie, aye; George Mermon, aye;  
16 Randall Derr, aye; Kirk Davis, aye;  
17 Donald J. Stoy, aye; Robert Shaffer, aye;  
18 Katelin Lambert, aye; and Dan Murphy,  
19 aye.

20 [The motion carried unanimously. The Respondent's  
21 name is James Robert Walsch.]

22 \*\*\*

23 MR. FRITZ:

24 The Board would entertain a motion to  
25 approve the Consent Agreement at File No.

1 16-60-10334.

2 MR. STOY:

3 So moved.

4 MR. SHAFFER:

5 Second.

6 CHAIRMAN MURPHY:

7 So moved and seconded.

8 Roll call.

9

10 Kyla Djannie, aye; George Mermon, aye;  
11 Randall Derr, aye; Kirk Davis, aye;  
12 Donald J. Stoy, aye; Robert Shaffer, aye;  
13 Katelin Lambert, aye; and Dan Murphy,  
14 aye.

15 [The motion carried unanimously. The Respondent's  
16 name is Ronald C. Feyerherm.]

17 \*\*\*

18 MR. FRITZ:

19 The Board would entertain a motion to  
20 approve the Consent Agreement at File No.  
21 16-60-07208.

22 MR. MERMON:

23 So moved.

24 MR. DERR:

25 Second.

1 CHAIRMAN MURPHY:

2                   So moved and seconded.

3                   Roll call.

4

5                   Kyla Djannie, aye; George Mermon, aye;

6                   Randall Derr, aye; Kirk Davis, aye;

7                   Donald J. Stoy, aye; Robert Shaffer, aye;

8                   Katelin Lambert, aye; and Dan Murphy,

9                   aye.

10 [The motion carried unanimously. The Respondent's

11 name is Fadi k. Halwani.]

12

\*\*\*

13 MR. FRITZ:

14                   The Board would entertain a motion to

15                   approve the Consent Agreement at File No.

16                   18-60-02869.

17 MR. MERMON:

18                   So moved.

19 MR. DERR:

20                   Second.

21 CHAIRMAN MURPHY:

22                   So moved and seconded.

23                   Roll call.

24

25                   Kyla Djannie, aye; George Mermon, aye;

1                   Randall Derr, aye; Kirk Davis, aye;  
2                   Donald J. Stoy, aye; Robert Shaffer, aye;  
3                   Katelin Lambert, aye; and Dan Murphy,  
4                   aye.

5 [The motion carried unanimously. The Respondent's  
6 name is John D. Ziegler III.]

7   \*\*\*

8 MR. FRITZ:

9                   The Board would entertain a motion to  
10                   approve the Consent Agreement at File No.  
11                   19-60-006592.

12 MR. SHAFFER:

13                   So moved.

14 MR. DERR:

15                   Second.

16 CHAIRMAN MURPHY:

17                   So moved and seconded.

18                   Roll call.

19

20                   Kyla Djannie, aye; George Mermon, aye;  
21                   Randall Derr, aye; Kirk Davis, aye;  
22                   Donald J. Stoy, aye; Robert Shaffer, aye;  
23                   Katelin Lambert, aye; and Dan Murphy,  
24                   aye.

25 [The motion carried unanimously. The Respondent's

1 name is Renard H. Weimer.]

2 \*\*\*

3 MR. FRITZ:

4 The Board would entertain a motion to  
5 approve the Consent Agreement at File No.  
6 19-60-014161.

7 MR. MERMON:

8 So moved.

9 MR. DERR:

10 Second.

11 CHAIRMAN MURPHY:

12 So moved and seconded.

13 Roll call.

14

15 Kyla Djannie, aye; George Mermon, aye;  
16 Randall Derr, aye; Kirk Davis, aye;  
17 Donald J. Stoy, aye; Robert Shaffer, aye;  
18 Katelin Lambert, aye; and Dan Murphy,  
19 aye.

20 [The motion carried unanimously. The Respondent's  
21 name is Bruce Mark Lingsch.]

22 \*\*\*

23 MR. FRITZ:

24 The Board would entertain a motion to  
25 approve the Consent Agreement at File No.



1 19-60-014169.

2 MR. MURPHY:

3 So moved.

4 MR. DERR:

5 Second.

6 CHAIRMAN MURPHY:

7 So moved and seconded.

8 Roll call.

9

10 Kyla Djannie, aye; George Mermon, aye;  
11 Randall Derr, aye; Kirk Davis, aye;  
12 Donald J. Stoy, aye; Robert Shaffer, aye;  
13 Katelin Lambert, aye; and Dan Murphy,  
14 aye.

15 [The motion carried unanimously. The Respondent's  
16 name is Edwin J. Botwright.]

17 \*\*\*

18 MR. FRITZ:

19 The Board would entertain a motion to  
20 approve the Consent Agreement at File No.  
21 15-60-06155.

22 MR. SHAFFER:

23 So moved.

24 MR. DAVIS:

25 Second.

1 CHAIRMAN MURPHY:

2 So moved and seconded.

3 Roll call.

4

5 Kyla Djannie, aye; George Mermon, aye;

6 Randall Derr, aye; Kirk Davis, aye;

7 Donald J. Stoy, aye; Robert Shaffer, aye;

8 Katelin Lambert, aye; and Dan Murphy,

9 aye.

10 [The motion carried unanimously. The Respondent's  
11 name is Daniel Joseph Cunningham.]

12 \*\*\*

13 MR. FRITZ:

14 The Board would entertain a motion to  
15 approve the Consent Agreement at File No.  
16 17-60-09386.

17 MR. DAVIS:

18 So moved.

19 MR. MERMON:

20 Second.

21 CHAIRMAN MURPHY:

22 So moved and seconded.

23 Roll call.

24

25 Kyla Djannie, aye; George Mermon, aye;

1                   Randall Derr, aye; Kirk Davis, aye;  
2                   Donald J. Stoy, aye; Robert Shaffer, aye;  
3                   Katelin Lambert, aye; and Dan Murphy,  
4                   aye.

5 [The motion carried unanimously. The Respondent's  
6 name is Michael D. Vanasco.]

7   \*\*\*

8 MR. FRITZ:

9                   The Board would entertain a motion  
10                  directing Board Counsel to draft a Final  
11                  Order in the matter of Bogdan Isayenko,  
12                  File No. 19-60-014769.

13 MR. STOY:

14                  So moved.

15 MR. MERMON:

16                  Second.

17 CHAIRMAN MURPHY:

18                  So moved and seconded.

19                  Roll call.

20  
21                  Kyla Djannie, aye; George Mermon, aye;  
22                  Randall Derr, aye; Kirk Davis, aye;  
23                  Donald J. Stoy, aye; Robert Shaffer,  
24                  recused; Katelin Lambert, aye; and Dan  
25                  Murphy, aye.

1 [The motion carried. Mr. Shaffer recused from  
2 deliberations and voting on the motion.]

3 \*\*\*

4 MR. FRITZ:

5 The Board would entertain a motion  
6 directing Board Counsel to draft an  
7 Adjudication and Order in the matter of  
8 Hanover Motor Sales, Inc., File No. 13-  
9 60-08412.

10 MR. SHAFFER:

11 So moved.

12 MR. DERR:

13 Second.

14 CHAIRMAN MURPHY:

15 So moved and seconded.

16 Roll call.

17

18 Kyla Djannie, aye; George Mermon, aye;  
19 Randall Derr, aye; Kirk Davis, aye;  
20 Donald J. Stoy, aye; Robert Shaffer, aye;  
21 Katelin Lambert, aye; and Dan Murphy,  
22 aye.

23 [The motion carried unanimously.]

24

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25 MR. FRITZ:

1           The Board would entertain a motion  
2           approving the Final Adjudications and  
3           Orders: Chaamar Gandy, File No. 18-60-  
4           011651; Mitch Graber, File No. 17-60-  
5           04735; Troy Grissinger, File No. 17-60-  
6           07593; Dave Kufro, File No. 17-60-05456;  
7           William Maguire, File No. 16-60-12082;  
8           Roy Shaulis, File No. 15-60-08699; and  
9           William Warren, File No. 16-60-10206.

10 MR. STOY:

11           So moved.

12 MR. DAVIS:

13           Second.

14 CHAIRMAN MURPHY:

15           So moved and seconded.

16           Roll call.

17

18           Kyla Djannie, aye; George Mermon, aye;  
19           Randall Derr, aye; Kirk Davis, aye;  
20           Donald J. Stoy, aye; Robert Shaffer, aye;  
21           Katelin Lambert, aye; and Dan Murphy,  
22           aye.

23 [The motion carried unanimously.]

24

\*\*\*

25 MR. FRITZ:

1           The Board would entertain a motion  
2           adopting the following proposed  
3           Adjudications and Orders: Commonwealth  
4           v. Sonja Paige Hartman, File 16-60-10189;  
5           and Commonwealth v. William A. Saavedra,  
6           File No. 15-60-14857.

7 MR. STOY:

8           So moved.

9 MR. SHAFFER:

10           Second.

11 CHAIRMAN MURPHY:

12           So moved and seconded.

13           Roll call.

14

15           Kyla Djannie, aye; George Mermon, aye;  
16           Randall Derr, aye; Kirk Davis, aye;  
17           Donald J. Stoy, aye; Robert Shaffer, aye;  
18           Katelin Lambert, aye; and Dan Murphy,  
19           aye.

20 [The motion carried unanimously.]

21

\*\*\*

22 MR. FRITZ:

23           The Board would entertain a motion  
24           directing Board Counsel to grant the  
25           following Motions to Deem Facts Admitted

1 and to draft an Adjudication and Order  
2 for Board approval: Commonwealth v. Adam  
3 Brayton Coover, File No. 17-60-02755;  
4 Commonwealth v. Davin Kane, File No. 19-  
5 60-006813; Commonwealth v. Francis Smith  
6 dba D & F Auto, File No. 15-60-09241; and  
7 Commonwealth v. Lamar West, File No. 16-  
8 60-13699.

9 MR. SHAFFER:

10 So moved.

11 MR. STOY:

12 Second.

13 CHAIRMAN MURPHY:

14 So moved and seconded.

15 Roll call.

16

17 Kyla Djannie, aye; George Mermon, aye;  
18 Randall Derr, aye; Kirk Davis, aye;  
19 Donald J. Stoy, aye; Robert Shaffer, aye;  
20 Katelin Lambert, aye; and Dan Murphy,  
21 aye.

22 [The motion carried unanimously.]

23

\*\*\*

24 MR. FRITZ:

25 The Board would entertain a motion

1 approving the Application for Vehicle  
2 Salesperson license of Sean Bork.

3 MR. DAVIS:

4 So moved.

5 MR. MERMON:

6 Second.

7 CHAIRMAN MURPHY:

8 So moved and seconded.

9 Roll call.

10

11 Kyla Djannie, aye; George Mermon, aye;  
12 Randall Derr, aye; Kirk Davis, aye;  
13 Donald J. Stoy, aye; Robert Shaffer, aye;  
14 Katelin Lambert, aye; and Dan Murphy,  
15 aye.

16 [The motion carried unanimously.]

17 \*\*\*

18 MR. FRITZ:

19 Finally, the applicants that appeared for  
20 informal hearings, the Board would  
21 entertain a motion to approve without  
22 restrictions the following applications:  
23 Allen Butts, Gina Tomaino, Jason Fox, and  
24 Epifanio Rosario.

25 MR. STOY:



1                   So moved.

2 MR. DAVIS:

3                   Second.

4 CHAIRMAN MURPHY:

5                   So moved and seconded.

6                   Roll call.

7

8                   Kyla Djannie, aye; George Mermon, aye;

9                   Randall Derr, aye; Kirk Davis, aye;

10                  Donald J. Stoy, aye; Robert Shaffer, aye;

11                  Katelin Lambert, aye; and Dan Murphy,

12                  aye.

13 [The motion carried unanimously.]

14   \*\*\*

15 MR. FRITZ:

16                   The following applicants were approved

17                   with probationary conditions: Desiree

18                   Abbriano, Carrie Restuccia, Jesse

19                   Burrier, Jeremy Schreffler, and Patrick

20                   Latscha.

21 MR. DAVIS:

22                   So moved.

23 MR. MERMON:

24                   Second.

25 CHAIRMAN MURPHY:

1 So moved and seconded.

2 Roll call.

3

4 Kyla Djannie, aye; George Mermon, aye;

5 Randall Derr, aye; Kirk Davis, aye;

6 Donald J. Stoy, aye; Robert Shaffer, aye;

7 Katelin Lambert, aye; and Dan Murphy,

8 aye.

9 [The motion carried unanimously.]

10 \*\*\*

11 MR. FRITZ:

12 Finally, the Board would entertain a

13 motion provisionally denying the

14 application for licensure of Rayland

15 Smith.

16 MR. DAVIS:

17 So moved.

18 MR. DERR:

19 Second.

20 CHAIRMAN MURPHY:

21 So moved and seconded.

22 Roll call.

23

24 Kyla Djannie, aye; George Mermon,

25 recused; Randall Derr, aye; Kirk Davis,

1 aye; Donald J. Stoy, aye; Robert Shaffer,  
2 recused; Katelin Lambert, aye; and Dan  
3 Murphy, aye.

4 [The motion carried. Mr. Mermon and Mr. Shaffer  
5 recused from deliberations and voting on the motion.]

6 \*\*\*

7 Adjournment

8 CHAIRMAN MURPHY:

9 Motion to adjourn?

10 MR. SHAFFER:

11 So moved.

12 MR. DERR:

13 Second.

14 CHAIRMAN MURPHY:

15 Adjourned.

16 \*\*\*

17 [The State Board of Vehicle Manufacturers, Dealers,  
18 and Salespersons meeting adjourned at 1:30 p.m.]

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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Vehicle Manufacturers, Dealers and Salespersons meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Vehicle Manufacturers, Dealers and Salespersons meeting.



Evan Bingaman,  
Minute Clerk  
Sargent's Court Reporting  
Service, Inc.

STATE BOARD OF VEHICLE MANUFACTURERS,  
DEALERS, AND SALESPERSONS  
REFERENCE INDEX  
December 10, 2019

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8	9:46	Official Call to Order
9		
10	9:46	Roll Call
11		
12	9:47	Pledge of Allegiance
13		
14		
15	9:47	Appointment - Budget and Finance Office
16		
17	10:17	Formal Hearing - Hanover Motor Sale, Inc.
18		
19	11:13	Recess
20	11:32	Return to Open Session
21		
22	11:32	Formal Hearing - Bogdan Isayenko
23		
24	12:04	Adoption of Minutes
25		
26	12:05	Report of Prosecutorial Division
27		
28	12:28	Report of Board Counsel (Continued)
29		
30	12:30	Application Review
31		
32	12:34	Report of Commissioner
33		
34	12:48	Report of Board Administrator
35		
36	12:49	Executive Session
37	1:18	Return to Public Session
38		
39	1:19	Motions
40		
41	1:30	Adjournment
42		
43		
44		
45		
46		
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