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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 CONDUCTED VIA TELECONFERENCE**

TIME: 10:27 A.M.

August 4, 2020

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State Board of Vehicle Manufacturers,  
Dealers and Salespersons  
August 4, 2020

BOARD MEMBERS:

- Dan G. Murphy III, Chairman
- Kirk A. Davis, Secretary
- K. Kalonji Johnson, Acting Commissioner, Bureau of Professional and Occupational Affairs
- Randall Derr, Professional Member
- Kyla R. Djannie, Deputy Attorney General, Consumer Protection Representative, Office of Attorney General - Absent
- Steve T. Fretz, Professional Member
- Neal L. Hufford Jr., Professional Member
- Robert M. Shaffer, Department of Transportation Representative - Absent
- George F. Mermon, Professional Member
- William M. Mohler, Professional Member
- Donald J. Stoy, Public Member
- Dale J. Yingst, Professional Member

BUREAU PERSONNEL:

- C. William Fritz II, Esquire, Board Counsel
- Monty Batson, Esquire, Board Prosecution Liaison
- Glenn P. Masser, Esquire, Board Prosecutor
- James Osman, Esquire, Board Prosecutor
- Janice Cline, Board Administrator
- Theodore Stauffer, Executive Assistant, Pennsylvania Department of State

1 \*\*\*

2 State Board of Vehicle Manufacturers,  
3 Dealers, and Salespersons

4 August 4, 2020

5 \*\*\*

6 [Pursuant to Section 708(a)(5) of the Sunshine Act, at  
7 9:00 a.m. the Board entered into Executive Session  
8 with C. William Fritz II, Esquire, Board Counsel, for  
9 the purpose of conducting quasi-judicial deliberations  
10 and to receive advice of Counsel. The Board returned  
11 to open session at 10:27 a.m.]

12 \*\*\*

13 The regularly scheduled meeting of the State  
14 Board of Vehicle Manufacturers, Dealers, and  
15 Salespersons was held on Tuesday, August 4, 2020. Dan  
16 G. Murphy III, Chairman, called the meeting to order  
17 at 10:27 a.m.

18 Roll call was taken.

19 \*\*\*

20 Approval of Minutes of the June 23, 2020 meeting

21 CHAIRMAN MURPHY:

22 Approval of the Minutes?

23 MR. MERMON:

24 So moved.

25 MR. DERR:

1 Second.

2 CHAIRMAN MURPHY:

3 So moved and seconded.

4

5 Roll call.

6

7 George Mermon, aye; Kirk Davis, aye;

8 Randall Derr, aye; Neal Hufford, aye;

9 Dale Yingst, aye; Steve Fretz, aye;

10 William Mohler, aye; Donald Stoy, aye;

11 K. Kalonji Johnson, aye, Dan Murphy,

12 aye.

13 [The motion carried unanimously.]

14

\*\*\*

15 Report of Prosecutorial Division

16 [Monty Batson, Esquire, Board Prosecutor, presented a

17 Consent Agreement for File No. 15-60-12491.]

18

\*\*\*

19 Report of Board Counsel

20 Formal Hearings/Arguments

21 [C. William Fritz, II, Esquire, Board Counsel, noted

22 the Board is awaiting arrival of Respondents for both

23 the 10:30 a.m. and 11:00 a.m. Formal Hearings.]

24

\*\*\*

25 Status of Cases

1 [Mr. Fritz referred Board members to the Status of  
2 Cases Report for review and discussion if there were  
3 questions.]

4 \*\*\*

5 MOTIONS

6 Adjudications and Orders for Approval

7 MR. FRITZ:

8 The Board would entertain a motion to  
9 approve the Adjudications and Orders  
10 in the following matters:

11 Commonwealth of Pennsylvania, Bureau  
12 of Professional and Occupational  
13 Affairs vs. Keith Colebank, File No.  
14 19-60-005787; Commonwealth of  
15 Pennsylvania, Bureau of Professional  
16 and Occupational Affairs vs. Jason  
17 Layton, File No. 14-60-13310;  
18 Commonwealth of Pennsylvania, Bureau  
19 of Professional and Occupational  
20 Affairs vs. Jason Walters, File No.  
21 15-60-01291.

22 CHAIRMAN MURPHY:

23 Motion to approve?

24 MR. DAVIS:

25 So moved.

1 MR. DERR:

2 Second.

3 CHAIRMAN MURPHY:

4 Roll call.

5

6 George Mermon, aye; Kirk Davis, aye;

7 Randall Derr, aye; Neal Hufford, aye;

8 Dale Yingst, aye; Steve Fretz, aye;

9 William Mohler, aye; Donald Stoy, aye;

10 K. Kalonji Johnson, aye, Dan Murphy,

11 aye.

12 [The motion carried unanimously.]

13

\*\*\*

14 MR. FRITZ:

15 The Board would entertain a motion

16 approving the Consent Agreement at File

17 No. 15-60-12491.

18 MR. MERMON:

19 So moved.

20 MR. DERR:

21 Second.

22 CHAIRMAN MURPHY:

23 Roll call.

24

25 George Mermon, aye; Kirk Davis, aye;

1                   Randall Derr, aye; Neal Hufford, aye;  
2                   Dale Yingst, aye; Steve Fretz, aye;  
3                   William Mohler, aye; Donald Stoy, aye;  
4                   K. Kalonji Johnson, aye, Dan Murphy, aye.

5 [The motion carried unanimously. The Respondent's  
6 name is M.R. Moody, Sales and Service, Inc.]

7   \*\*\*

8 Proposed Adjudications and Orders

9 MR. FRITZ:

10                   The Board would entertain a motion  
11                   directing Board Counsel to draft an  
12                   Adjudication and Order in the matter of  
13                   Commonwealth of Pennsylvania, Bureau of  
14                   Professional and Occupational Affairs vs.  
15                   Jason Lape, File No. 19-60-014368.

16 MR. DAVIS:

17                   So moved.

18 MR. STOY:

19                   Second.

20 CHAIRMAN MURPHY:

21                   Roll call.

22  
23                   George Mermon, aye; Kirk Davis, aye;  
24                   Randall Derr, recused; Neal Hufford, aye;  
25                   Dale Yingst, aye; Steve Fretz, aye;

1 William Mohler, opposed; Donald Stoy,  
2 aye; K. Kalonji Johnson, aye, Dan Murphy,  
3 aye.

4 [The motion carried. Mr. Derr recused from  
5 deliberations and voting on the motion. Mr. Mohler  
6 opposed the motion.]

7 \*\*\*

8 MR. FRITZ:

9 The Board would entertain a motion  
10 directing Board Counsel to draft an Order  
11 adopting the Proposed Adjudication and  
12 Order for Commonwealth of Pennsylvania,  
13 Bureau of Professional and Occupational  
14 Affairs vs. Erica Ansari, File No. 19-60-  
15 015737.

16 MR. MERMON;

17 So moved.

18 MR. DAVIS:

19 Second.

20 CHAIRMAN MURPHY:

21 Roll call.

22  
23 George Mermon, aye; Kirk Davis, aye;  
24 Randall Derr, aye; Neal Hufford, aye;  
25 Dale Yingst, aye; Steve Fretz, aye;



1 William Mohler, aye; Donald Stoy, aye;  
2 K. Kalonji Johnson, aye, Dan Murphy, aye.

3 [The motion carried unanimously.]

4 \*\*\*

5 MR. FRITZ:

6 The Board would entertain a motion to  
7 grant the following Motions to Deem Facts  
8 Admitted and Enter Default and direct  
9 Board Counsel to draft an Adjudication  
10 and Order for the matter of Commonwealth  
11 of Pennsylvania, Bureau of Professional  
12 and Occupational Affairs vs. Cory Darnell  
13 Johnson, File No. 19-60-015737.

14 MR. DAVIS:

15 So moved.

16 MR. DERR:

17 Second.

18 CHAIRMAN MURPHY:

19 Roll call.

20  
21 George Mermon, aye; Kirk Davis, aye;  
22 Randall Derr, aye; Neal Hufford, aye;  
23 Dale Yingst, aye; Steve Fretz, aye;  
24 William Mohler, aye; Donald Stoy, aye;  
25 K. Kalonji Johnson, aye, Dan Murphy, aye.

1 [The motion carried unanimously.]

2 \*\*\*

3 Application Review

4 [Mr. Fritz noted, after the last Board meeting, the  
5 two Applicants that could not be contacted during that  
6 scheduled informal conference time were able to be  
7 contacted after the meeting to ratify the decisions.

8 He indicated the committee member voted to  
9 provisionally deny the application of Erica Falcon and  
10 the committee member voted to approve the application  
11 of Timothy Obar.]

12 MR. FRITZ:

13 A motion of the Board to approve the  
14 application licensure of Timothy Obar.

15 MR. MERMON:

16 So moved.

17 MR. DAVIS:

18 Second.

19 CHAIRMAN MURPHY:

20 Roll call.

21

22 George Mermon, aye; Kirk Davis, aye;

23 Randall Derr, aye; Neal Hufford, aye;

24 Dale Yingst, aye; Steve Fretz, aye;

25 William Mohler, aye; Donald Stoy, aye;

1 K. Kalonji Johnson, aye, Dan Murphy, aye.  
2 [The motion carried unanimously.]

3 \*\*\*

4 MR. FRITZ:

5 A motion of the Board to provisionally  
6 deny the application for licensure of  
7 Erica Falcon.

8 MR. MERMON:

9 So moved.

10 MR. DERR:

11 Second.

12 CHAIRMAN MURPHY:

13 Roll call.

14  
15 George Mermon, aye; Kirk Davis, aye;  
16 Randall Derr, aye; Neal Hufford, aye;  
17 Dale Yingst, aye; Steve Fretz, aye;  
18 William Mohler, aye; Donald Stoy, aye;  
19 K. Kalonji Johnson, aye, Dan Murphy, aye.

20 [The motion carried unanimously.]

21 \*\*\*

22 [A Formal Hearing was held from 10:53 a.m. until  
23 11:08 a.m. in the case of the Commonwealth of  
24 Pennsylvania, Bureau of Professional and Occupational  
25 Affairs vs. Shame K. George, t/d/b/a Car Score Auto

1 Sales, File No. 16-60-10111.]

2 \*\*\*

3 [A Formal Hearing was held from 11:14 a.m. until 11:38  
4 a.m. in the case of Commonwealth of Pennsylvania,  
5 Bureau of Professional and Occupational Affairs vs.  
6 John Farley, File No. 15-60-14245.]

7 \*\*\*

8 Report of Board Chairman - No Report.

9 \*\*\*

10 Report of Commissioner - No Report.

11 \*\*\*

12 Report of Board Administrator - No Report.

13 \*\*\*

14 Board Meeting Dates

15 [With regard to the 2020/2021 Board meeting dates, Mr.  
16 Fritz asked members to inform the Board Administrator  
17 of any dates that they cannot attend a meeting. He  
18 also reminded Board members to be aware of when their  
19 terms expire and to contact their legislators early  
20 enough if they choose to be reappointed.]

21 \*\*\*

22 [Pursuant to Section 708(a)(5) of the Sunshine Act, at  
23 11:40 a.m. the Board entered into Executive Session  
24 with C. William Fritz II, Esquire, Board Counsel, for  
25 the purpose of conducting quasi-judicial deliberations

1 and to receive advice of Counsel. The Board returned  
2 to open session at 11:52 a.m.]

3 \*\*\*

4 MOTIONS

5 MR. FRITZ:

6 The Board met in Executive Session and  
7 conducted quasi-judicial deliberations.  
8 The Board would entertain a motion  
9 directing Board Counsel to draft an  
10 Adjudication and Order for the following  
11 matters: Commonwealth of Pennsylvania,  
12 Bureau of Professional and Occupational  
13 Affairs vs. John Farley, File No. 15-60-  
14 14245 and Commonwealth of Pennsylvania,  
15 Bureau of Professional and Occupational  
16 Affairs vs. Shame K. George, t/d/b/a Car  
17 Score Auto Sales, File No. 16-60-10111.

18 MR. MERMON:

19 So moved.

20 MR. DAVIS:

21 Second.

22 CHAIRMAN MURPHY:

23 Roll call.

24

25 George Mermon, aye; Kirk Davis, aye;



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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

August 4, 2020

	TIME	AGENDA
1		
2		
3		
4		
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7		
8		
9		
10	9:00	Executive Session
11	10:27	Open Session
12		
13	10:27	Official Call to Order
14		
15	10:27	Roll Call
16		
17	10:38	Approval of Minutes
18		
19	10:42	Report of Prosecutorial Division
20		
21	10:45	Report of Board Counsel
22		
23	10:45	Motions
24		
25	10:53	Formal Hearing - Shame K. George
26	11:08	
27		
28	11:14	Formal Hearing - John Farley
29	11:38	
30		
31	11:40	Executive Session
32	11:52	Return to Open Session
33		
34	11:52	Motions
35		
36	11:54	Adjournment
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