

**MINUTES OF THE MEETING OF THE
MOTOR VEHICLE SALES FINANCE DIVISION
3017 Kingman Street
Metairie, Louisiana 70006
Monday, January 16, 2023**

The meeting was called to order at 12:21 p.m. by Chairman Greg Lala.

Present were:

Commissioner Stephen L. Guidry, Jr.	Commissioner V. Price LeBlanc, Jr.
Commissioner Allan Krake	Commissioner Eric R. Lane
Commissioner Kenneth "Mike" Smith	Commissioner Keith Hightower
Commissioner Keith Marcotte	Commissioner Randy Scoggin
Commissioner Scott A. Courville	Commissioner Terry J. Fontenot
Commissioner Charles R. Henderson, Jr.	Commissioner Maurice C. Guidry
Commissioner Raney J. Redmond	

L. A. House, Executive Director
Adrian F. LaPeyronnie, III, Counselor
Gregory F. Reggie, Counselor
Burgess E. McCranie, Jr., Counselor

Absent were:

Commissioner Donna Corley

Also, in attendance were: Commission staff: Ingya Cattle, Assistant Executive Director; Scott Landreneau, Commission Investigator Supervisor; Neil Rogers, Commission Investigator; and Angela Flannery, Accountant.

At this time, Counselor LaPeyronnie reported to the Commission Members regarding the on-going litigation of Joseph Larocca and Larocca Auto Sales, Inc. (5th Circuit Court of Appeal - LMVC's appeal of the District Court's judgment in judicial review)

A brief discussion ensued.

The Executive Director advised the Commission Members a pre-hearing had been held on November 17, 2022, pursuant to LSA-R.S. 49:961C, regarding Hearing #2022-148, DW Don's Automotive Group, LLC DBA Don's Automotive Group, LLC, 602 East Bridge Street, Breaux Bridge, LA 70517, for alleged violations of LA-R.S. 6:969.35.A.(1) Authority to make consumer loans; assignees; authority to issue debt waiver or debt forgiveness agreements and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1)a. License Requirement and Exception. In attendance representing DW Don's Automotive Group, LLC DBA Don's Automotive Group, LLC were Hunter Devillier, Attorney; and representing the Commission were: Chairman Greg Lala; Counselor Gregory F. Reggie; Scott Landreneau, Commission Investigator Supervisor; Neil Rogers and Kevin Broussard, Commission Investigators; Stacey Broussard, Administrative Supervisor; Trina Adams, Administrative Coordinator; Ingya Cattle, Assistant Executive Director; and the Executive Director. The Executive Director advised the Commission Members the following Consent Judgment had been recommended by Chairman Lala and accepted by the representative of DW Don's Automotive Group, LLC DBA Don's Automotive Group, LLC, if accepted and ratified by the Commission. Commissioner Krake made a motion to accept and ratify the Consent Judgment in this matter. Commissioner Marcotte seconded this motion and it was unanimously approved.

IN RE:

Hearing #2022-148

**DW Don's Automotive Group, LLC
DBA Don's Automotive Group, LLC
602 East Bridge Street
Breaux Bridge, LA 70517**

Alleged violations of LA-R.S. 6:969.35.A.(1) Authority to make consumer loans; assignees; authority to issue debt waiver or debt forgiveness agreements and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1)a. License Requirement and Exception

CONSENT JUDGMENT

After considering the entire record in this matter and the interest of the parties in amicably resolving it, the parties have consented to a judgment in favor of the Louisiana Motor Vehicle Commission based upon alleged violations by DW Don's Automotive Group, LLC DBA Don's Automotive Group, LLC of LA-R.S. 6:969.35.A.(1) Authority to make consumer loans; assignees; authority to issue debt waiver or debt forgiveness agreements and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1)a. License Requirement and Exception. Therefore, based on the parties' mutual consent:

IT IS HEREBY AGREED by and between DW Don's Automotive Group, LLC DBA Don's Automotive Group, LLC and the Louisiana Motor Vehicle Commission that respondent waives:

- A. Any further procedural rights or remedies afforded under the law;
- B. The requirement that the Commission's judgment recites statement of a findings of fact and conclusions of law; and
- C. All rights to seek judicial review or otherwise to challenge or contest the validity of the judgment entered pursuant to this agreement.

IT IS HEREBY FURTHER AGREED the Notice of Hearing may be used in construing the terms of the order. No agreement, understanding, representation or interpretation not contained in the order or the agreement may be used to vary or contradict the terms of the order.

IT IS AGREED, ADJUDGED, AND DECREED that DW Don's Automotive Group, LLC DBA Don's Automotive Group, LLC in complete satisfaction of all above-referenced violations, pay a fine to the Louisiana Motor Vehicle Commission in the amount of NINE

THOUSAND TWO HUNDRED (\$9,200.00) DOLLARS. The Commission agrees, as part of this settlement, that the consent judgment is prospective so any other alleged violation by DW Don's Automotive Group, LLC DBA Don's Automotive Group, LLC of the same provision that pre-dates the violation(s) addressed in this consent judgment will not be pursued as a violation.

IT IS FURTHER AGREED, ADJUDGED, AND DECREED that DW Don's Automotive Group, LLC DBA Don's Automotive Group, LLC pay the cost of the pre-hearing conference to the Louisiana Motor Vehicle Commission in the amount of FOUR HUNDRED (\$400.00) DOLLARS.

JUDGMENT RENDERED AND SIGNED this 16th day of January, 2023.

Chairman Gregory Lala
LOUISIANA MOTOR VEHICLE COMMISSION

AGREED:

DW DON'S AUTOMOTIVE GROUP, LLC
DBA DON'S AUTOMOTIVE GROUP, LLC

By: _____

LOUISIANA MOTOR VEHICLE COMMISSION

By: _____
 Gregory Reggie, Commission Counsel

Chairman Lala called for a reading of the minutes of the November 16, 2022 meeting. Commissioner Hightower made a motion to accept the minutes as read. Commissioner Marcotte seconded this motion and it was unanimously approved.

The Executive Director was directed to include in these minutes the following excerpt from the Louisiana Motor Vehicle Commission meeting immediately preceding this meeting.

"Chairman Lala asked for a review of the November and December financial statements of the Louisiana Motor Vehicle Commission, Motor Vehicle Sales Finance Division, copies of which were before each Commission Member. Commissioner Krake made a motion to accept the November and December financial statements as presented and incorporate into these minutes. This motion was seconded by Commissioner Marcotte and it was unanimously approved."

Chairman Lala called for a review of the motor vehicle sales finance licenses issued.

The Executive Director reported the applications and supporting documentation were in order for the following initial motor vehicle sales finance applicants.

<i>SALES FINANCE COMPANY</i>	<i>CITY</i>	<i>LIC. #</i>
Ralphs Auto Sales, LLC	Baton Rouge, Louisiana	#SF-2022-01366
Rozen, LLC DBA Auto Warehouse Louisiana	Jennings, Louisiana	#SF-2022-01367
EAN Holdings, LLC DBA Enterprise Car Sales	Shreveport, Louisiana	#SF-2022-01368
Upstart Network, Inc. DBA Upstart	Columbus, Ohio	#SF-2022-01369
AM Auto Mart L.L.C.	Kenner, Louisiana	#SF-2022-01370
AM Auto Mart L.L.C.	Marrero, Louisiana	#SF-2022-01371
Ascension Credit, L.L.C.	Gonzales, Louisiana	#SF-2022-01372
Papa Joe's Auto Sales LLC DBA Joel's Auto Sales	Alexandria, Louisiana	#SF-2022-01373
Credit Acceptance Corporation	Southfield, Michigan	#SF-2022-01374
Papa Joe's Auto Sales LLC DBA Joel's Auto Sales	Alexandria, Louisiana	#SF-2022-01375
Credit Acceptance Corporation	Southfield, Michigan	#SF-2022-01376
DriveTime Car Sales Company, LLC DBA DriveTime	Baton Rouge, Louisiana	#SF-2022-01377
Friendly Finance Discount Corporation	Monroe, Louisiana	#SF-2022-01378
Friendly Finance Discount Corporation	Monroe, Louisiana	#SF-2022-01379
Friendly Finance Discount Corporation	West Monroe, Louisiana	#SF-2022-01380
Service Mortgage Company, Inc. DBA SMC	Plattenville, Louisiana	#SF-2022-01381

Acadiana Cars LLC DBA Acadiana Cars	Lafayette, Louisiana	#SF-2022-01382
Papa Joe's Auto Sales LLC	Alexandria, Louisiana	#SF-2022-01383
Northshore Power Equipment, LLC	Ponchatoula, Louisiana	#SF-2023-00267
Yarbrough Enterprises, LLC DBA Market Street Motors	Shreveport, Louisiana	#SF-2023-00345

Commissioner Krake made a motion to ratify the motor vehicle sales finance licenses issued to these initial motor vehicle sales finance applicants. Commissioner Marcotte seconded this motion and it was unanimously approved.

Chairman Lala called for a review of the GAP Administrator license issued.

The Executive Director reported the application and supporting documentation were in order for the following initial GAP Administrator applicant.

GAP ADMINISTRATOR	CITY	LIC. #
Guardia GAP, Inc.	Avoca, Pennsylvania	#GA-2022-00162
Dealer Loyalty Protection, Inc.	Mahwah, New Jersey	#GA-2022-00163

Commissioner Krake made a motion to ratify the GAP Administrator license issued to this initial GAP Administrator applicant. Commissioner Marcotte seconded the motion and it was unanimously approved.

Chairman Lala called for a review of the licenses issued. Commissioner Krake made a motion to ratify the licenses issued: Sales Finance, SF-2022-01366 through #SF-2022-01383, #SF-2023-00100 through #SF-2023-00651; GAP Administrator: #GA-2022-00162 through #GA-2022-00163, #GA-2023-00100 through #GA-2023-00105; and GAP Administrator Agents: #GAA-2022-00174 through #GAA-2022-00177, #GAA-2023-00001 through #GAA-2023-00007. Commissioner Marcotte seconded this motion and it was unanimously approved.

The Executive Director reported on routine matters being handled by the staff and not requiring action by the Commission at this time.

There being no further business, Commissioner LeBlanc made a motion to adjourn the meeting at 12:35 p.m. Commissioner Stephen Guidry seconded this motion and it was unanimously approved.



 Chairman Lala



 Executive Director