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FILED

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**STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

DOAH CASE NOS.: 03-4083 and 03-4084

FINAL ORDER #: HSMV-05-285-FOF-DMV

DWD
closed

AT

**GENERAL MOTORS CORPORATION AND
BUDDY FOSTER CHEVROLET, INC.,**

Petitioners,

vs.

**ROGER WHITLEY CHEVROLET, INC.,
D/b/a UNIVERSITY CHEVROLET
AND GORDON STEWART CHEVROLET, INC.,**

Respondents.

_____ /

FINAL ORDER

This matter came before the Department for entry of a Final Order upon submission of a Recommended Order by Don W. Davis, an Administrative Law Judge of the Division of Administrative Hearings.

A copy of the Recommended Order is attached and is incorporated by reference in this order¹. The Department hereby adopts the Recommended Order as its Final Order in this matter. Accordingly, it is

¹ Petitioner, General Motors Corporation and Buddy Foster Chevrolet, Inc., filed exceptions to the Recommended Order. Respondents, University Chevrolet, Inc. and Gordon Stewart Chevrolet, Inc. filed a Response to Exceptions. These exceptions are ruled on in the Appendix to this Order.

ORDERED and ADJUDGED that Petitioner's, Buddy Foster Chevrolet, Inc., application to relocate its dealership from its present location to a proposed location at I-75 and State Road 56, Wesley Chapel (Pasco County), Florida is DENIED.

DONE AND ORDERED this 9th day of May, 2005, in Tallahassee, Leon County, Florida.



CARL A. FORD, Director
Division of Motor Vehicles
Department of Highway Safety
and Motor Vehicles
Neil Kirkman Building
Tallahassee, Florida 32399

Filed with the Clerk of the
Division of Motor Vehicles
this 9th day of May, 2005.

NOTICE OF APPEAL RIGHTS

Judicial review of this order may be had pursuant to section 120.68, Florida Statutes, in the District Court of Appeal for the First District, State of Florida, or in any other district court of appeal of this state in an appellate district where a party resides. In order to initiate such review, one copy of the notice of appeal must be filed with the Department and the other copy of the notice of appeal, together with the filing fee, must be filed with the court within thirty days of the filing date of this order as set out above, pursuant to Rules of Appellate Procedure.

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