

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

**DOAH CASE NO.: 09-0545  
DMV CASE NO. 09-0549  
FINAL ORDER #: HSMV-09-1466-S-DMV**

**GALAXY POWERSPORTS, LLC d/b/a  
JCL INTERNATIONAL, LLC AND  
WILD HOGS SCOOTERS AND  
MOTORSPORTS, LLC,**

**Petitioners,**

**vs.**

**DAVID CATTAFI d/b/a DIRECT  
CAPITAL MOTORS,**

**Respondent.**

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**FINAL ORDER**

This matter came before the Department for entry of a Final Order upon submission of a Recommended Order of Dismissal by Lawrence P. Stevenson, Administrative Law Judge of the Division of Administrative Hearings. The Department hereby adopts the Recommended Order of Dismissal as its Final Order in this matter.

Accordingly, it is hereby

ORDERED that this case is CLOSED and a license may be issued to Wild Hogs Scooters and Motorsports, LLC to sell motorcycles manufactured by Kaitong Motorcycle Manufacture Co. Ltd. (KAIT) at 3311 West Lake Mary Boulevard, Lake Mary (Seminole County), Florida 32746, upon compliance with all applicable requirements of Section 320.27, Florida Statutes, and all applicable Department rules.

DONE AND ORDERED this 29<sup>th</sup> day of September, 2009, 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 30<sup>th</sup> day of September, 2009.

  
Nalini Vinayak, Dealer License Administrator

### 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.

CAF/vlg

Copies furnished:

Leo Su  
Galaxy Powersports, LLC  
d/b/a JCL International, LLC  
2667 Northhaven Road  
Dallas, Texas 75229

Jason Rupp  
Wild Hogs Scooters and  
Motorsports, LLC  
8181 Via Bonita Street  
Sanford, Florida 32771

David Cattafi  
David Cattafi d/b/a Direct Capital Motors  
4107 South Orlando Drive, Suite C  
Sanford, Florida 32773

Michael J. Alderman, Esquire  
Department of Highway Safety  
and Motor Vehicles  
Neil Kirkman Building  
2900 Apalachee Parkway, Room A432  
Tallahassee, Florida 32399

Lawrence P. Stevenson  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-1550

Nalini Vinayak  
Dealer License Administrator

Florida Administrative Law Reports  
Post Office Box 385  
Gainesville, Florida 32602

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

GALAXY POWERSPORTS, LLC, d/b/a )  
JCL INTERNATIONAL, LLC, AND )  
WILD HOGS SCOOTERS AND )  
MOTORSPORTS, LLC, )  
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Petitioners, )  
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vs. ) Case No. 09-0545  
 )  
DAVID CATTAFI, d/b/a DIRECT )  
CAPITAL MOTORS, )  
 )  
Respondent. )  
\_\_\_\_\_ )

RECOMMENDED ORDER OF DISMISSAL

On July 31, 2009, the undersigned issued an Order To Show Cause and Canceling Hearing, which directed the parties to comply with the Order within 7 days of its issuance and to show cause, in writing, why this case should not be dismissed. The parties having failed to comply with the terms of the Order, it is

RECOMMENDED that the Department of Highway Safety and Motor Vehicles enter a final order dismissing Respondent's complaint filed pursuant to Section 320.642, Florida Statutes (2008).

DONE AND ORDERED this 3rd day of September, 2009, in Tallahassee, Leon County, Florida.



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LAWRENCE P. STEVENSON  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060  
(850) 488-9675  
Fax Filing (850) 921-6847  
www.doah.state.fl.us

Filed with the Clerk of the  
Division of Administrative Hearings  
this 3rd day of September, 2009.

COPIES FURNISHED:

Carl A. Ford, Director  
Division of Motor Vehicles  
Department of Highway Safety and  
Motor Vehicles  
Neil Kirkland Building, Room B-439  
2900 Apalachee Parkway  
Tallahassee, Florida 32399-0500

Robin Lotane, General Counsel  
Department of Highway Safety and  
Motor Vehicles  
Neil Kirkman Building  
2900 Apalachee Parkway  
Tallahassee, Florida 32399-0500

Michael James Alderman, Esquire  
Department of Highway Safety and  
Motor Vehicles  
Neil Kirkman Building, Room A-432  
2900 Apalachee Parkway  
Tallahassee, Florida 32399

Leo Su  
Galaxy Powersports, LLC, d/b/a  
JCL International, LLC  
2667 Northhaven Road  
Dallas, Texas 75229

Jason Rupp  
Wild Hogs Scooters and Motorsports, LLC  
8181 Via Bonita Street  
Sanford, Florida 32771

David Cattafi,  
David Cattafi, d/b/a Direct Capital Motors  
4107 South Orlando Drive, Suite C  
Sanford, Florida 32773

NOTICE OF RIGHT TO SUBMIT EXCEPTIONS

All parties have the right to submit written exceptions within 15 days from the date of this Recommended Order. Any exceptions to this Recommended Order should be filed with the agency that will issue the Final Order in this case.

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

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ORDER TO SHOW CAUSE AND  
ORDER CANCELLING HEARING

THIS CAUSE having come before the undersigned Administrative Law Judge sua sponte on the undersigned's Order of Pre-Hearing Instructions, dated February 17, 2009, and said Order directing the parties, and each of them, in this matter to confer and prepare a Pre-Hearing Stipulation and file the same with the undersigned ALJ, in writing, no later than seven days prior to the hearing, which is set for August 4, 2009, and not one of the parties having complied with said directive, it is, therefore,

ORDERED that Petitioners and Respondent, and each of them, respond to the directive contained in the Order of Pre-Hearing Instructions, within seven (7) days from the date of this order and SHOW CAUSE, in writing, why this case should not be dismissed. Failure to timely respond to this order will result in the entry of an ORDER of DISMISSAL and the relinquishment of jurisdiction to the referring agency for final agency action.

It is

FURTHER ORDERED that the case set for August 4, 2009, is cancelled.

DONE AND ORDERED this 31st day of July, 2009, in  
Tallahassee, Leon County, Florida.

*Lawrence P. Stevenson*

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LAWRENCE P. STEVENSON  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060  
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Fax Filing (850) 921-6847  
www.doah.state.fl.us

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Division of Administrative Hearings  
this 31st day of July, 2009.

COPIES FURNISHED:

Michael James Alderman, Esquire  
Department of Highway Safety and  
Motor Vehicles  
Neil Kirkman Building, Room A-432  
2900 Apalachee Parkway  
Tallahassee, Florida 32344

Leo Su  
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2667 Northhaven Road  
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