

STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

DOAH CASE NO.: 09-2448
DMV CASE NO.: 09-0974
FINAL ORDER NO.: HSMV-09- 1128 -S-DMV

FILED
2009 JUL 28 4 10:25
DIVISION OF
ADMINISTRATIVE
HEARINGS

TRIUMPH MOTORCYCLES
(AMERICA), LTD.,

Petitioner,

vs.

CON'S CYCLE CENTER, INC.,
d/b/a HOUSE OF POWER,

Respondent.

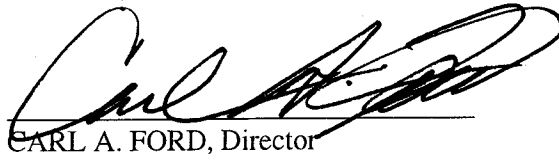
FINAL ORDER

This matter came before the Department for entry of a Final Order upon submission of an Order Closing File by R. Bruce McKibben, an Administrative Law Judge of the Division of Administrative Hearings, a copy of which is attached and incorporated by reference in this order. The Department hereby adopts the Order Closing File as its Final Order in this matter. Said Order Closing file was predicated upon Respondent's notice of withdrawal without prejudice of protest.

Accordingly, it is hereby

ORDERED that the Dealer Agreement between Triumph Motorcycles (America), Ltd.
and Con's Cycle Center, Inc. d/b/a House of Power is terminated.

DONE AND ORDERED this _____ day of July, 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 22nd day of July, 2009.

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

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STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

TRIUMPH MOTORCYCLES (AMERICA),
LTD.,

Petitioner,
vs.

Case No. 09-2448

CON'S CYCLE CENTER, INC. d/b/a
HOUSE OF POWER,

Respondent.

**RESPONDENT'S
WITHDRAWAL WITHOUT PREJUDICE OF PROTEST**

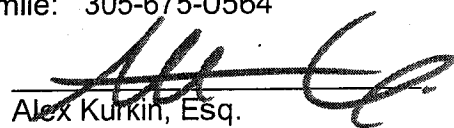
Respondent, CON'S CYCLE CENTER, INC. d/b/a HOUSE OF POWER
withdraws its Petition for Determination of Unfair Discontinuation Pursuant to Section
320.641(3), Florida Statutes.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished
(via US Mail or Email) on this 13TH day of July, 2009 to: Jennifer Clark, Office of the
Hearing Officer, Room A-308, Neil Kirkman Building, 2900 Apalachee Parkway,
Tallahassee, Florida 32399, clark.jennifer@hsmv.state.fl.us, Melissa Allaman, Esq.,
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By:


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