

STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

DOAH CASE NO.: 09-2851
DMV CASE NO. 09-1137
FINAL ORDER #: HSMV-09-1081-S-DMV

FILED
JUL -9 A 10:42
DIVISION OF
ADMINISTRATIVE
HEARINGS

RED STREAK SCOOTERS, LLC AND
AUSTIN GLOBAL ENTERPRISES, LLC
d/b/a NEW SCOOTERS 4 LESS,

Petitioners,

vs.

RPM MOTORCYCLES, INC,

Respondent.

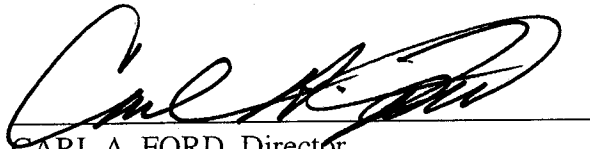
FINAL ORDER

This matter came before the Department for entry of a Final Order upon submission of an Order Closing File by T. Kent Wetherell, II, Administrative Law Judge of the Division of Administrative Hearings, pursuant to Petitioner's request for withdrawal, 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.

Accordingly, it is hereby

ORDERED that this case is CLOSED and no license will be issued to Red Streak Scooters, LLC and Austin Global Enterprises, LLC d/b/a New Scooters 4 Less to sell motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 118 Northwest 14th Avenue, Suite D, Gainesville (Alachua County), Florida 32601.

DONE AND ORDERED this 6th 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 6th 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

Copies furnished:

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STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

FILED

2009 JUN 10 A 10:56

DIVISION OF
ADMINISTRATIVE
HEARINGS

RED STREAK SCOOTERS, LLC and AUSTIN GLOBAL ENTERPRISES, LLC,
d/b/a NEW SCOOTERS 4 LESS

Petitioner,

Case Number: 09-2851

v.

RPM MOTORCYCLES, INC.

Respondent.

NOTICE OF VOLUNTARY DISMISSAL

COMES NOW, Petitioner, Austin Global Enterprises, LLC is stating a notice of voluntary dismissal. Since RPM Motorcycles, Inc. already has the ZHEJ line make established on their license, Austin Global Enterprises, LLC d/b/a New Scooters 4 Less no longer wishes to continue with the hearing and pursue establishing the ZHEJ line make at its location.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by US Mail to T. Kent Wetherell, II., Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, FL 32399-3060; Marc J. Kradolfer, as agent for Respondent RPM Motorcycles Inc., 518 Southeast 2nd Street, Gainesville, FL 32601 on June 8, 2009.

AUSTIN GLOBAL ENTERPRISES, LLC



Collin Austin, Managing Member
Representative for Petitioner
118 NW 14th Avenue, Suite D
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Telephone: 352-336-1271