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

# DOAH CASE NO.: 09-3040 DMV CASE NO. 09-1131 FINAL ORDER #: HSMV-09-<u>1559</u>-S-DMV

## MOTO DEALER IMPORTS, LLC AND WILD HOGS SCOOTERS AND MOTORSPORTS, LLC,

Petitioners,

vs.

SCOOTER DEPOT, LLC,

**Respondent.** 

#### FINAL ORDER

This matter came before the Department for entry of a Final Order upon submission of an Order Closing File by Jeff B. Clark, Administrative Law Judge of the Division of Administrative Hearings, pursuant to non-compliance to the requirements set out in the Order to Show Cause, which was predicated upon the failure of both parties to respond to the Order of Pre-hearing Instructions. 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 Moto Dealer Imports, LLC and Wild Hogs Scooters and Motorsports, LLC to sell motorcycles manufactured by Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 3311 Lake Mary Boulevard West, Units 1 & 2, Lake Mary (Seminole County), Florida 32746.

Filed October 23, 2009 9:51 AM Division of Administrative Hearings.

DONE AND ORDERED this <u>20</u><sup>20</sup> day of October, 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 22 nd day of October, 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:

Jack Lin Moto Dealer Import, LLC 4998-B South Royal Atlanta Drive Tucker, Georgia 30084

Jason Rupp Wild Hogs Scooters & Motorsports, LLC 3311 West Lake Mary Boulevard Lake Mary, Florida 32746 Alan Norris Scooter Depot, LLC 250 East Lake Mary Boulevard 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

Jeff B. Clark 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