STATE OF FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

DOAH CASE NO.: 09-3041 DMV CASE NO.: 09-1132 FINAL ORDER NO.: HSMV-10-_0012-S-DMV

RED STREAK SCOOTERS, LLC AND JEALSE SCOOTERS, INC.,

Petitioner,

vs.

KISSIMMEE MOTORSPORTS, INC.,

Respondent.

FINAL ORDER

This matter came before the Department for entry of a Final Order upon submission of an Order Relinquishing Jurisdiction and Closing File by William F. Quattlebaum, 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 Relinquishing Jurisdiction and Closing File as its Final Order in this matter. Said Order Closing File was predicated upon Respondent's notice of withdrawal.

Accordingly, it is hereby

ORDERED and ADJUDGED that Petitioner, Jealse Scooters, Inc., be granted a license for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 572 East Osceola Parkway, Kissimmee, (Osceola County), Florida 34744, upon compliance with all applicable requirements of Section 320.27, Florida Statutes, and all applicable Department rules.

Filed January 7, 2010 10:39 AM Division of Administrative Hearings.

DONE AND ORDERED this _____ day of January, 2010 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 _____ day of January, 2010.

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:

Fabio Jealse Jealse Scooters, Inc. 572 East Osceola Parkway Kissimmee, Florida 34774

Beverly Fox Red Streak Scooters, LLC 427 Doughty Boulevard Inwood, New York 11096

Jeff Lampe Kissimmee Motorsports, Inc. 2881 North John Young Parkway Kissimmee, Florida 34741

William F. Quattlebaum Administrative Law Judge Division of Administrative Hearings The DeSoto Building 1230 Apalachee Parkway Tallahassee, Florida 32399-1550

Michael J. Alderman, Esquire Assistant General Counsel Department of Highway Safety and Motor Vehicles Neil Kirkman Building, Rm. A-432-02 Tallahassee, Florida 32399-0504

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

Nalini Vinayak Dealer License Section