# STATE OF FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

# DOAH CASE NO.: 09-3148 DMV CASE NO.: 09-1676 FINAL ORDER NO.: HSMV-09-<u>/523</u>-S-DMV

QLINK, LP,

Petitioner,

vs.

**MEGA POWER SPORTS, CORP.,** 

**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 Voluntary Dismissal.

Accordingly, it is hereby

ORDERED that the Dealer Agreement between Qlink, LP and Mega Power Sports,

Corporation is terminated.

DONE AND ORDERED this

\_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 //// 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:

Mark L. Ornstein, Esquire Killgore, Pearlman, Stamp, Ornstein & Squires, P.A. Post Office Box 1913 Orlando, Florida 32802

David Levison Mega Power Sports, Corp. 921 West International Speedway Boulevard Daytona Beach, Florida 32114

R. Bruce McKibben 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

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### STATE OF FLORIDA DIVISION OF ADMINISTRATIVE HEARINGS

QLINK, LP,			)			
	Petitioner,		) )			
vs.			)	Case N	10.	09-3148
MEGA	POWER SPORTS,	CORP.,	)			
	Respondent.		)			

#### ORDER CLOSING FILE

This cause having come before the undersigned on Respondent's Notice of Voluntary Dismissal filed on September 22, 2009, and the undersigned being fully advised, it is, therefore,

ORDERED that:

1. The final hearing in this cause scheduled for October 6, 2009, is hereby canceled.

2. The file of the Division of Administrative Hearings in the above-captioned matter is hereby closed. Jurisdiction is hereby relinquished to the Department of Highway Safety and Motor Vehicles.

DONE AND ORDERED this 22nd day of September, 2009, in Tallahassee, Leon County, Florida.

RB\_M.L

R. BRUCE MCKIBBEN 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 22nd day of September, 2009.

# COPIES FURNISHED:

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# STATE OF FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

# DOAH CASE NUMBER: 09-3148

QLINK, L.P.,

Petitioner,

V.

MEGA POWER SPORTS, CORP.,

Respondent.

#### NOTICE OF VOLUNTARY DISMISSAL

Respondent, MEGA POWER SPORTS, CORP., by and through its respective states as follows:

1. Respondent has ceased doing business.

2. Respondent does not desire to have an administrative hearing.

3. Respondent has voluntarily relinquished its dealer license to the Department of Highway Safety and Motor Vehicles.

Therefore, Respondent respectfully asks that this matter be dismissed with prejudice and no further action taken.

Respectfully submitted this day of September, 2009.

David Levison

Mega Power Sports, Corp. 921 W. International Speedway Blvd. Daytona Beach, Florida 32114 Telephone 866-770-6342

Sent via facsimile to (850) 921-6847 With copy to Mark L. Ornstein via facsimile to (407) 839-3635