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

# DOAH CASE NO.: 09-4752 DMV CASE NO.: 09-1535 FINAL ORDER NO.: HSMV-09-<u>/522</u>-S-DMV

## VALLEY SCOOTERS, LLC, AND GAS SIPPERS, LLC.,

Petitioner,

vs.

H. LONG INVESTMENTS CORP., d/b/a TROPICAL SCOOTERS OF VERO,

**Respondent.** 

\_\_\_\_\_

## **FINAL ORDER**

This matter came before the Department for entry of a Final Order upon submission of an Order Closing File by Lisa Shearer Nelson, 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.

Accordingly, it is hereby

ORDERED that this case is CLOSED and a license may be issued to Gas Sippers, LLC to sell motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 6480 20<sup>th</sup> Street, #106, Vero Beach (Indian River County), Florida 32966 upon compliance with all applicable requirements of Section 320.27, Florida Statutes, and all applicable Department rules.

Filed October 15, 2009 3:39 PM Division of Administrative Hearings.

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:

John Dikov Valley Scooters, LLC 1687 Blythe Island Drive Brunswick, Georgia 31523

## STATE OF FLORIDA DIVISION OF ADMINISTRATIVE HEARINGS

VALLEY SCOOTERS, LLC,	)		
AND GAS SIPPERS, LLC,	)		
	)		
Petitioners,	)		
	)		
VS.	)	Case No.	09-4752
	)		
H. LONG INVESTMENTS CORP.,	)		
d/b/a TROPICAL SCOOTERS	)		
OF VERO,	)		
	)		
Respondent.	)		
	)		

#### ORDER CLOSING FILE

This cause having come before the undersigned on Respondent's withdrawal of protest, and the undersigned being fully advised, it is, therefore,

ORDERED that 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 25th day of September, 2009, in Tallahassee, Leon County, Florida.

Type Shearen Heloon

LISA SHEARER NELSON 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 25th day of September, 2009.

#### COPIES FURNISHED:

Jennifer Clark Department of Highway Safety and Motor Vehicles Neil Kirkman Building, Room A-308 2900 Apalachee Parkway Tallahassee, Florida 32399-0635

John Dikov Valley Scooters, LLC 1687 Blythe Island Drive Brunswick, Georgia 31523

Valerie Estep Gas Sippers, LLC 6480 20th Street, Unit 106 Vero Beach, Florida 32966

Heidi S. Long H. Long Investments, Corp. d/b/a Tropical Scooters of Vero 4901 North US highway 1, Unit J Vero Beach, Florida 32967

p.1

H. Long Investments Corp. Dba/ Tropical Scooters of Vero 4901 N. US Hwy. 1 Ste J Vero Beach, FL. 32967 772-778-4779

9/15/09

Re: Case #'s 09-4749 KAIT, 09-4751 SHEN and 09-4752 ZHNG

To All Concerned:

Tropical Scooters of Vero is retracting the protest previously made in reference to the above stated cases. It will not be necessary to hold a hearing for these cases.

Sincerely Heidi S. Long- Pres.

Copies Furnished:

Jennifer Clark Office of the Hearing Officer, Rm. A-308 Dept. of Hwy. Safety & Motor Vehicles

John Dikov Valley Scooters 1687 Blyth Island Dr. Brunswick, GA 31523

Emily Huang Jmstar, Inc 1455 S. Campus Ave. #A Ontario, CA 91761

Keith & Valerie Estep, Dealer Operators Gas Sippers LLC 6480 20<sup>th</sup> St. Unit 106 Vero Beach, FL 32966