

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

**DOAH CASE NO.: 09-5466
DMV CASE NO.: 09-14861
FINAL ORDER #: HSMV-10-57-S-DMV**

**DEPARTMENT OF HIGHWAY SAFETY
AND MOTOR VEHICLES, DIVISION OF
MOTOR VEHICLES,**

Petitioner,

vs.

**D & L SALES, LLC, d/b/a
FLORIDA LUXURY COACH,**

Respondent.

FINAL ORDER

This matter came before the Department for entry of a Final Order pursuant to an order closing the file at the Division of Administrative Hearings. The record reflects that the parties have settled their dispute and entered into a Settlement Stipulation.

Having reviewed the stipulation and being otherwise fully advised in the premises, it is therefore

ORDERED AND ADJUDGED that:

1. Respondent shall pay a civil fine of \$5,000.00. Payment shall be made in the form of a certified cashier's check payable to The Department of Highway Safety and Motor Vehicles and delivered to the Division of Motor Vehicles, Bureau of Field Operations, Region IV Office, at 1354 South Woodland Boulevard, Deland, Florida, 32720. Payment shall be delivered as set out herein within thirty (30) days of the entry of this final order by the Division of Motor Vehicles approving this settlement.

2. Respondent agreed to voluntarily surrender its motor vehicle dealer license within thirty (30) days of the entry of this final order by the Division of Motor Vehicles approving the settlement.
3. Respondent expressly and affirmatively agreed that if it fails to timely pay the fine or to surrender its license as set forth herein the Petitioner will revoke its license without prior notice. Respondent further expressly and affirmatively waives its ability to challenge or appeal such revocation by any means in any forum whatsoever.
4. Florida Luxury Coach, LLC, may file an application for a motor vehicle dealer license pursuant to section 320.27, Florida Statutes. If Florida Luxury Coach, LLC, does apply, the following conditions will apply:
 - (a) The Petitioner will not rely on the violations alleged in the administrative complaint in this matter to deny the application or otherwise hold such violations against Florida Luxury Coach, LLC.
 - (b) Victoria L. Scott will be the sole manager/member of Florida Luxury Coach, LLC.
 - (c) Lon Neuville may be employed by Florida Luxury Coach, LLC, solely in a sales capacity.
 - (d) Victoria L. Scott and Florida Luxury Coach, LLC, expressly and affirmatively agree that no motor vehicle dealer license will be issued to it until the civil fine agreed to herein is paid and until the Respondent surrenders its motor vehicle dealer license.
 - (e) Florida Luxury Coach, LLC, must meet the normal qualifications imposed by statute and administrative rule for issuance of a motor vehicle dealer license.
 - (f) Failure to abide by the conditions of this agreement will be grounds for denial or revocation of a motor vehicle dealer license to Florida Luxury Coach, LLC and Victoria L. Scott.
5. Victoria L. Scott signed the agreement individually, as a member of the Respondent and as a member of Florida Luxury Coach, LLC.
6. Each party shall bear its own costs and attorney fees in this matter.

7. The undersigned warrant that they entered into this agreement freely and voluntarily and are doing so under advice of legal counsel. They further warrant that they have the full authority of their respective parties to enter into the agreement and to bind the parties to its terms.

8. Each party will bear its own costs and attorney fees.

It is further ORDERED that the Settlement Stipulation of Petitioner and Respondent is adopted and incorporated into this Final Order of the Department in accordance with its terms.

DONE AND ORDERED this 26th 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.

Copies furnished:

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