STATE OF FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

DOAH CASE NO.: 10-0105 DMV CASE NO. 10-0130 FINAL ORDER #: HSMV-10-<u>019\$</u>-S-DMV

NISSAN DIESEL AMERICA, INC.,

Petitioners,

VS.

DICK BAIRD, INC., d/b/a BILL RAY NISSAN

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, pursuant to Petitioner's request for withdrawal, 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.

Accordingly, it is hereby

ORDERED that this case is CLOSED and the UD Trucks Dealer Sales and Service Agreement between Nissan Diesel America, Inc. and Dick Baird, Inc., d/b/a Bill Ray Nissan remains in full force and effect.

Filed February 3, 2010 8:10 AM Division of Administrative Hearings.

DONE AND ORDERED this day of February, 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 February, 2010.

Nalini Vinayak, Dealer License Administrator

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:

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