STATE OF FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

DOAH CASE NO.: 10-10315 DMV CASE NO.: 10-1569 FINAL ORDER NO.: HSMV-11-<u>48</u>え_-FOF-DMV

PEACE INDUSTRY GROUP (USA), INC. AND CYCLE EXCHANGE LLC d/b/a CYCLE EXCHANGE,

Petitioner,

vs.

MOBILITY TECH, INC. d/b/a CHARLIE'S SCOOTER DEPOT,

Respondent.

FINAL ORDER

This matter came before the Department for entry of a Final Order upon submission of an Order Closing File by Thomas P. Crapps, 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 failure to appear at the scheduled hearing, which was deemed to be a voluntary dismissal with prejudice.

Accordingly, it is hereby

ORDERED and ADJUDGED that Petitioner, Cycle Exchange LLC d/b/a Cycle Exchange, be granted a license for the sale of motorcycles manufactured by Astronautical Bashan (BASH) at 14540 North Florida Avenue, Tampa (Hillsborough County), Florida 33603, upon compliance with all applicable requirements of Section 320.27, Florida Statutes, and all applicable Department rules. DONE AND ORDERED this 3 day of June, 2011, in Tallahassee, Leon County,

Florida.

Sandra C. Lambert, Interim Director Division of Motor Vehicles Department of Highway Safety and Motor Vehicles Neil Kirkman Building, Room A435, MS 80 Tallahassee, Florida 32399

Filed with the Clerk of the Division of Motor Vehicles this 3 day of June, 2011.

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.

SCL:vlg

Copies furnished:

Carlos Urbizu Mobility Tech, Inc. d/b/a Charlie's Scooter Depot 5720 North Florida Avenue, Unit 2 Tampa, Florida 33604

Wendy Yu Peace Industry Group (USA), Inc. 6600B Jimmy Carter Boulevard Norcross, Georgia 30071 Patcharee Clark Cycle Exchange LLC 14540 North Florida Avenue Tampa, Florida 33613

Thomas P. Crapps Administrative Law Judge Division of Administrative Hearings The DeSoto Building 1230 Apalachee Parkway Tallahassee, Florida 32399-1550

Nalini Vinayak Dealer License Section

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