

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

**DOAH CASE NO.: 13-0723
MS CASE NO.: MS-12-1145
FINAL ORDER NO.: HSMV-13-593-S-MS**

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

Petitioners,

vs.

TANOS AUTO SALES, INC.,

Respondent.

FINAL ORDER

This matter came before the Department for entry of a Final Order upon submission of an Order Closing File and Relinquishing Jurisdiction by Suzanne Van Wyk, Administrative Law Judge of the Division of Administrative Hearings, pursuant to the Parties' Settlement Stipulation and Motion to Relinquish Jurisdiction, 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.

Accordingly, it is hereby

ORDERED that this case is CLOSED.

DONE AND ORDERED this 20 day of June, 2013, in Tallahassee, Leon County,
Florida.



Julie Baker, Chief
Bureau of Issuance Oversight
Division of Motorist Services
Department of Highway Safety
and Motor Vehicles
Neil Kirkman Building
Tallahassee, Florida 32399

Filed with the Clerk of the
Division of Motorist Services
this 20 day of June, 2013.


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.

JB/jdc

Copies furnished:

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1. The first part of the document is a letterhead.

2. The second part of the document is a list of items.

3. The third part of the document is a signature.

4. The fourth part of the document is a body of text.

5. The fifth part of the document is a date.

6. The sixth part of the document is a footer.

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Suzanne Van Wyk
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
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Nalini Vinayak
Dealer License Administrator

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

DEPARTMENT OF HIGHWAY SAFETY AND
MOTOR VEHICLES, DIVISION OF
MOTORIST SERVICES,

Petitioner,

vs.

Case No. 13-0723

TANOS AUTO SALES, INC.,

Respondent.

ORDER CLOSING FILE AND RELINQUISHING JURISDICTION

This cause having come before the undersigned on the joint Settlement Stipulation and Motion to Relinquish Jurisdiction, and the undersigned being fully advised, it is, therefore,

ORDERED that:

1. The final hearing scheduled for June 21, 2013, is canceled.
2. The file of the Division of Administrative Hearings is closed. Jurisdiction is relinquished to the Department of Highway Safety and Motor Vehicles.

DONE AND ORDERED this 18th day of June, 2013, in Tallahassee, Leon County, Florida.



SUZANNE VAN WYK
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, Florida 32399-3060
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Filed with the Clerk of the
Division of Administrative Hearings
this 18th day of June, 2013.

COPIES FURNISHED:

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**STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS**

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

Petitioner,

Case No.: 13-0723

v.

TANOS AUTO SALES, INC.,

Respondent.

SETTLEMENT STIPULATION AND MOTION TO RELINQUISH JURISDICTION

Petitioner, Department of Highway Safety and Motor Vehicles, and Respondent, Tanos Auto Sales, Inc., stipulate and agree to a settlement of this matter and move for relinquishment of jurisdiction for the purpose of entering a Final Order of the Department incorporating this Settlement Stipulation in the above-styled matter, as follows:

1. Petitioner agrees to dismiss the Administrative Complaint with prejudice.
2. Respondent agrees to a non-renewal of his motor vehicle dealer license for the period of May 1, 2013 through May 31, 2013.
3. Respondent agrees to pay an administrative fine of one thousand dollars (\$1,000.00), within 30 days of the date of the Final Order.
4. If Respondent pays the amount specified in paragraph three above within the specified time, the Department will impose no further penalties or sanctions against Respondent. However, if Respondent fails to pay the amount specified in paragraph three above on or before the date provided in the Final Order, on the day following the payment date specified, Respondent's

motor vehicle dealer license will be automatically suspended and Respondent will cease to do business as a motor vehicle dealer.

5. If after suspension for failure to pay the fine, as provided for in paragraph four, Respondent pays the amount specified in paragraph three above within 30 days following the date of suspension, its motor vehicle dealer license will immediately be reinstated without further penalties or sanctions. However, if Respondent fails to pay the amount due by the 30th day following the date of suspension, on the 31st day following the date of suspension Respondent's motor vehicle dealer license shall be revoked by the Department without further notice.

6. If the Department suspends or revokes Respondent's motor vehicle dealer license for non-payment as specified in paragraphs four and five above, said suspension or revocation shall be without recourse to the Respondent and Respondent hereby expressly waives any right to appeal or otherwise contest the suspension and revocation.

7. It is expressly understood that this Settlement Stipulation has no force and effect until the Department enters a Final Order adopting same.

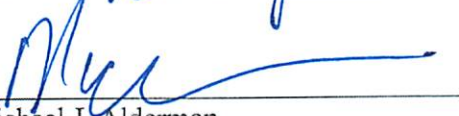
8. Respondent and the Department fully understand that this Settlement Stipulation, and the subsequent Final Order incorporating same, will not in any way preclude additional proceedings by the Department against Respondent for acts or omissions not specifically detailed in the Administrative Complaint filed in this matter.

9. Respondent and the Department expressly waive all further procedural steps and Respondent expressly waives all rights to seek judicial review of or otherwise challenge or contest the validity of this Settlement Stipulation and the Final Order of the Department.

10. Respondent and the Department each waives the right to seek any attorney's fees or costs from the other party in connection with this administrative proceeding.

WHEREFORE, the parties move the Administrative Law Judge for the entry of an order returning jurisdiction of this matter to the Department.

Signed this 18th day of June, 2013



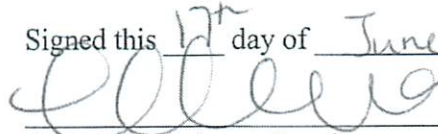
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2900 Apalachee Parkway
Tallahassee, Florida, 32399
Attorney for Petitioner

Signed this 17 day of June, 2013.



Ismail Osman, President
Tanos Auto Sales, Inc.

Signed this 17th day of June, 2013.



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