

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

**DOAH CASE NO.: 13-1185
MS CASE NO.: MS-13-260
FINAL ORDER NO.: HSMV-13-524-S-MS**

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

Petitioners,

vs.

CAR STORE OF ALTAMONTE, INC.,

Respondent.

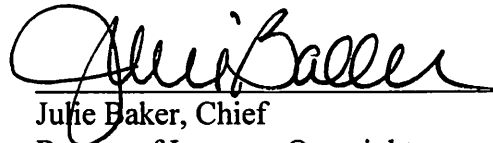
FINAL ORDER

This matter came before the Department for entry of a Final Order upon submission of an Order Closing File and Relinquishing Jurisdiction by James H. Peterson, III, 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 28 day of May, 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 28 day of May, 2013.



Nalini Vinayak, Dealer License Administration

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:

Micahel Khanjahanbakhsh, President
Car Store of Altamonte, Inc.
425 Devon Place
Heathrow, Florida 32746

Michael J. Alderman, Esquire
Department of Highway Safety
2900 Apalachee Parkway, MS61
Tallahassee, Florida 32399

William F. Quattlebaum
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, Florida 32399-1550

Nalini Vinayak
Dealer License Administrator

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

RECEIVED

MAY 20 2013

Dept. of Highway Safety and Motor Vehicles
Office of General Counsel
Administrative Services

DEPARTMENT OF HIGHWAY
SAFETY AND MOTOR VEHICLES,

Petitioner,

Case No.: 13-1185

v.

CAR STORE OF ALTAMONTE, INC.,

Respondent.

SETTLEMENT STIPULATION AND MOTION TO RELINQUISH JURISDICTION

Petitioner, Department of Highway Safety and Motor Vehicles, and Respondent, Car Store of Altamonte, 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. Respondent agrees to pay an administrative fine of five hundred dollars (\$500).
2. If Respondent pays the amount specified in paragraph one 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 one 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.
3. If after suspension Respondent pays the amount specified in paragraph one above within 30 days following the date of suspension, its motor vehicle dealer license will

AK

STATE OF TEXAS
COUNTY OF [illegible]

[illegible text]

[illegible text]

[illegible text]

[illegible text]

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.

4. If the Department suspends or revokes Respondent's motor vehicle dealer license for non-payment as specified in paragraphs two and three 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.

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

6. 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.

7. 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.

8. Respondent waives the right to seek any attorney's fees or costs from the Department 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 21st day of May, 2013



deputy
~~DENNIS S. VALENTE~~ Michael J. Alderman
Assistant General Counsel
Department of Highway Safety
and Motor Vehicles
2900 Apalachee Parkway
Tallahassee, Florida, 32399
Attorney for Petitioner

Signed this 16 day of May, 2013.



Michael Khanjahanbakhsh, President
Car Store of Altamonte, Inc.
1380 East Altamonte Drive
Altamonte Springs, Florida 32701

MK

THE [illegible] of [illegible]

THE [illegible] of [illegible]

[illegible signature]

[illegible signature]

[illegible text]

[illegible text]

[illegible text]

1000

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

DEPARTMENT OF HIGHWAY SAFETY)
AND MOTOR VEHICLES, DIVISION)
OF MOTORIST SERVICES,)
)
Petitioner,)
)
vs.) Case No. 13-1185
)
CAR STORE OF ALTAMONTE, INC.,)
)
Respondent.)
_____)

ORDER CLOSING FILE AND RELINQUISHING JURISDICTION

This cause having come before the undersigned on the 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 7, 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 21st day of May, 2013, in Tallahassee, Leon County, Florida.

William F. Quattlebaum

WILLIAM F. QUATTLEBAUM
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 21st day of May, 2013.

COPIES FURNISHED:

Jennifer Clark, Agency Clerk
Department of Highway Safety
and Motor Vehicles
Neil Kirkman Building, Room A-430
2900 Apalachee Parkway, Mail Stop 61
Tallahassee, Florida 32399

Dennis S. Valente, Esquire
Department of Highway Safety
and Motor Vehicles
2900 Apalachee Parkway
Tallahassee, Florida 32399
dennisvalente@flhsmv.gov

Michael Khanjahanbakhsh
Car Store of Altamonte, Inc.
425 Devon Place
Heathrow, Florida 32746