

**STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES
DIVISION OF MOTORIST SERVICES**

**DOAH CASE NOS.: 15-4822, 15-4823, 15-4966, 15-4967
MS CASE NOS.: 15-1426, 15-1427, 15-1428, 15-1429
FINAL ORDER NO.: HSMV-16-1426-S-MS**

**POMPANO IMPORTS, INC. d/b/a
VISTA BMW,**

Petitioner,

vs.

**BMW OF NORTH AMERICA, LLC AND
AUTO COMPANY XXVII, INC., d/b/a
BMW OF DELRAY BEACH,**

Respondent.

_____ /

FINAL ORDER

This matter came before the Department for entry of a Final Order upon submission of an Order Closing Files and Relinquishing Jurisdiction by the Honorable John G. Van Laningham, Administrative Law Judge of the Division of Administrative Hearings, pursuant to the Stipulation of Withdrawal agreed upon by Petitioner, Pompano Imports, Inc. d/b/a Vista BMW, and Respondent, BMW of North America, LLC and Auto Company XXVII, Inc. d/b/a BMW of Delray Beach, a copy of which is attached, and incorporated by reference, in this order. The Department hereby adopts the Order Closing Files and Relinquishing Jurisdiction as its Final Order in this matter.

Accordingly, it is hereby:

ORDERED and **ADJUDGED** that Respondent, Auto Company XXVII, Inc. d/b/a BMW of Delray Beach, be granted a license to sell vehicles manufactured by BMW (BMW) at 1311 Linton Boulevard, Delray Beach (Palm Beach County), Florida 33444, upon compliance with all applicable requirements of Section 320.27, Florida Statutes, and all applicable Department rules.

DONE AND ORDERED this 23rd day of September, 2016, in Tallahassee, Leon County, Florida.



Julie W. Gentry, Chief
Bureau of Dealer Services
Division of Motorist Services
Department of Highway Safety and Motor Vehicles
Neil Kirkman Building, Room B372
Tallahassee, Florida 32399

Filed in the official records of the
Division of Motorist Services
this 23rd day of September, 2016.

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.

JG/wev

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The Honorable James H. Peterson, III
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Lance Ball
Dealer License Administrator

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

POMPANO IMPORTS, INC., d/b/a
VISTA BMW,

Petitioner,

vs.

Case Nos. 15-4822
15-4823
15-4966
15-4967

BMW OF NORTH AMERICA, LLC, AND
AUTO COMPANY XXVII, INC., d/b/a
BMW OF DELRAY BEACH,

Respondents.

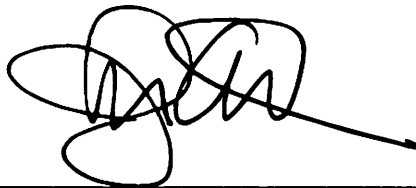
_____ /

ORDER CLOSING FILES AND RELINQUISHING JURISDICTION

This cause having come before the undersigned on the parties' Stipulation of Withdrawal, filed September 15, 2016, and the undersigned being fully advised, it is, therefore,

ORDERED that the files of the Division of Administrative Hearings are closed. Jurisdiction is relinquished to the referring agency.

DONE AND ORDERED this 16th day of September, 2016, in Tallahassee, Leon County, Florida.



JOHN G. VAN LANINGHAM
Administrative Law Judge
Division of Administrative Hearings
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Filed with the Clerk of the
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STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

POMPANO IMPORTS, INC., d/b/a VISTA)	
BMW)	
)	
Petitioner,)	Case Nos. 15-4822
)	15-4823
v.)	15-4966
)	15-4967
BMW OF NORTH AMERICA, LLC and)	
AUTO COMPANY XXVII, INC., d/b/a BMW)	
OF DELRAY BEACH,)	
)	
Respondents.)	
)	
)	

STIPULATION OF WITHDRAWAL

Petitioner Pompano Imports, Inc., d/b/a Vista Motor Company and Respondents BMW of North America, LLC and Auto Company XXVII, Inc., d/b/a/ BMW of Delray Beach hereby stipulate that the Petitions filed in all of the above-captioned matters shall be withdrawn with prejudice and with each party bearing its own costs and legal fees. The parties have resolved to their satisfaction all of the issues and claims asserted therein.

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Dated: September 15, 2016

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