

**STATE OF FLORIDA  
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES  
DHSMV Case No. MS-17-651  
FINAL ORDER #: HSMV-17-161-MS**

**SCHUMACHER AUTOMOTIVE  
DELRAY, LLC d/b/a SCHUMACHER  
CHRYSLER DODGE JEEP RAM OF  
DELRAY,**

**Petitioner,**

vs.

**FCA US, LLC AND ARRIGO MARGATE,  
LLC d/b/a ARRIGO DODGE CHRYSLER  
JEEP RAM MARGATE,**

**Respondents.**

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**DOAH Case Nos. 16-6239  
16-6240  
16-6241  
16-6242  
16-7600  
16-7601  
16-7602  
16-7603**

**FINAL ORDER**

This matter came before the Department for entry of a Final Order upon submission of an Order Severing Cases, Closing Files, and Relinquishing Jurisdiction by the Honorable Mary Li Creasy, Administrative Law Judge of the Division of Administrative Hearings, pursuant to Schumacher Automotive Delray LLC's Notice of Dismissal, a copy of which is attached, and incorporated by reference, in this Order.

The Department hereby adopts the Order Severing Cases, Closing Files, and Relinquishing Jurisdiction as its Final Order in this matter.

Accordingly, it is hereby,

**ORDERED** that this case is **CLOSED**.

**DONE AND ORDERED** this 15<sup>th</sup> day of May, 2017, in Tallahassee, Leon County,  
Florida.



Robert Kynoch, Director of Motorist Services  
Department of Highway Safety and Motor Vehicles  
2900 Apalachee Pkwy  
Tallahassee, Florida 32399

Filed with the Agency Clerk in the official records  
of the Department of Highway Safety and Motor  
Vehicles this 18<sup>th</sup> day of May, 2017.

**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 appellate court within thirty days of the filing of this order as set out above, pursuant to Rules of Appellate Procedure.

Copies furnished:

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Dealer License File

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

SCHUMACHER AUTOMOTIVE DELRAY,  
LLC, d/b/a SCHUMACHER CHRYSLER  
DODGE JEEP RAM OF DELRAY,

Petitioner,

|                                  |           |         |
|----------------------------------|-----------|---------|
| vs.                              | Case Nos. | 16-6239 |
|                                  |           | 16-6240 |
| FCA US, LLC AND ARRIGO MARGATE,  |           | 16-6241 |
| LLC, d/b/a ARRIGO DODGE CHRYSLER |           | 16-6242 |
| JEEP RAM MARGATE,                |           | 16-7600 |
|                                  |           | 16-7601 |
| Respondents.                     |           | 16-7602 |
|                                  |           | 16-7603 |

\_\_\_\_\_  
YARDLEY CAR COMPANY, LLC,

Petitioner,

|                                  |           |         |
|----------------------------------|-----------|---------|
| vs.                              | Case Nos. | 16-6243 |
|                                  |           | 16-6244 |
| FCA US, LLC AND ARRIGO MARGATE,  |           | 16-6245 |
| LLC, d/b/a ARRIGO DODGE CHRYSLER |           | 16-6246 |
| JEEP RAM MARGATE,                |           | 16-7604 |
|                                  |           | 16-7605 |
| Respondents.                     |           | 16-7606 |
|                                  |           | 16-7607 |

ORDER SEVERING CASES, CLOSING FILES, AND  
RELINQUISHING JURISDICTION

This cause having come before the undersigned on Schumacher Automotive Delray, LLC's Notice of Dismissal, filed May 10, 2017, and the undersigned being fully advised, it is, therefore,

ORDERED that:

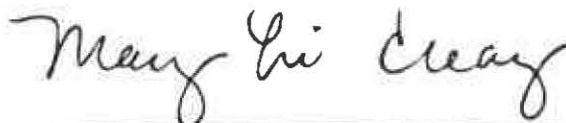
1. DOAH Case Nos. 16-6239, 16-6240, 16-6241, 16-6242, 16-7600, 16-7601, 16-7602, and 16-7603 are severed from DOAH Case Nos. 16-6243, 16-6244, 16-6245, 16-6246, 16-7604, 16-7605, 16-7606, and 16-7607.

2. The final hearing in DOAH Case Nos. 16-6239, 16-6240, 16-6241, 16-6242, 16-7600, 16-7601, 16-7602, and 16-7603 scheduled for July 31 through August 4, 7 through 11 and 14 through 18, 2017, is canceled. The final hearing in DOAH Case Nos. 16-6243, 16-6244, 16-6245, 16-6246, 16-7604, 16-7605, 16-7606, and 16-7607 scheduled for July 31 through August 4, 7 through 11 and 14 through 18, 2017, shall take place as scheduled

3. The files of the Division of Administrative Hearings in DOAH Case Nos. 16-6239, 16-6240, 16-6241, 16-6242, 16-7600, 16-7601, 16-7602, and 16-7603 are closed. Jurisdiction is relinquished to the referring agency.

4. All future pleadings shall be filed in DOAH Case No. 16-6243, unless the cases are severed.

DONE AND ORDERED this 11th day of May, 2017, in Tallahassee, Leon County, Florida.



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MARY LI CREASY  
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](http://www.doah.state.fl.us)

Filed with the Clerk of the  
Division of Administrative Hearings  
this 11th day of May, 2017.

COPIES FURNISHED:

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**STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS**

SCHUMACHER AUTOMOTIVE DELRAY, LLC  
d/b/a SCHUMACHER CHRYSLER DODGE  
JEEP RAM OF DELRAY,

Petitioner,

Case No. 16-6239  
16-6240  
16-6241  
16-6242  
16-7600  
16-7601  
16-7602  
16-7603

vs.

FCA US LLC, and ARRIGO MARGATE LLC,  
d/b/a ARRIGO DODGE CHRYSLER JEEP  
RAM MARGATE,

Respondents.

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**SCHUMACHER AUTOMOTIVE DELRAY, LLC'S NOTICE OF DISMISSAL**

Please take notice that Petitioner, Schumacher Automotive Delray, LLC d/b/a Schumacher Chrysler Dodge Jeep Ram of Delray, hereby withdraws its protest to the proposed addition of Arrigo Margate LLC as a new Dodge, Chrysler, Jeep and Ram dealer and dismisses the above referenced protests<sup>1</sup> with prejudice, with each party to bear its own fees and costs.

Respectfully submitted this 10th day of May, 2017.

s/ R. Craig Spickard  
R. Craig Spickard  
Florida Bar No. 721751  
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<sup>1</sup> For purposes of clarification, this notice of dismissal only applies only to Schumacher Automotive Delray, LLC's protests which are the case numbers specifically identified in the caption to this pleading. The cases arising out of the protests filed by Yardley Car Company, LLC are not being dismissed by way of this notice. Those case numbers are 16-6243, 16-6244, 16-6245, 16-6246, 16-7604, 16-7605, 16-7606, and 16-7607.



**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing has been served on May 10, 2017 by e-mail to: i) Andy Bertron (andy.bertron@nelsonmullins.com); ii) Virginia Gulde (virginia.gulde@nelsonmullins.com); iii) Kevin F. Richardson (Kevin@CRR-Law.com); iv) J. Martin Hayes (martin.hayes@akerman.com); v) Thomas Yardley (statefiling@yardleylaw.net); vi) William Van Cott (williamvancott@flhsmv.gov); vii) Kiara Guzzo (OGCFiling@flhsmv.gov); viii) Robert Cultice (Robert.cultice@wilmerhale.com); ix) Felicia Ellsworth (Felicia.ellsworth@wilmerhale.com); x) Ian Coghill (ian.coghill@wilmerhale.com); xi) Michelle Sandals (michelle.sandals@wilmerhale.com); xii) Thomas Range (tom.range@akerman.com).

s/ R. Craig Spickard