

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

IN RE: MASERATI DEALER AGREEMENT  
MODIFICATION CASES

HSMV Case No.: MS-17-2369

DOAH Case Nos. 17-1766,  
17-1771, and 17-1804  
through 17-1807

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**FINAL ORDER NO. : FLHSMV 2021**

**HSMV-21-0073-FOI-MS**

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

**FINAL ORDER**

This matter comes before the Department of Highway Safety and Motor Vehicles upon Petitioners' Notice of Withdrawing Protests, filed April 8, 2021.

On March 31, 2017, the Honorable J. Lawrence Johnston, Administrative Law Judge of the Division of Administrative Hearings entered an Order of Consolidation pursuant to which DOAH Case Nos. 17-1766, 17-1767, 17-1771, 17-1804, 17-1805, 17-1806, and 17-1807 were consolidated under the above style. On April 7, 2017, upon joint motion of the parties, Judge Johnston entered an Order Closing Files and Relinquishing Jurisdiction to the Department, and the consolidated cases were collectively assigned HSMV Case No. MS-17-2369.

On April 5, 2018, Petitioner JACASA INC. d/b/a WILDE MASERATI OF SARASOTA, filed its Notice of Withdrawal, and, on July 31, 2018, the Department issued Final Order No. HSMV-18-1087-FOI-MS dismissing the petition in DOAH Case No. 17-1767. At the request of the parties, the Department has held the remaining cases (DOAH Case Nos. 17-1766, 17-1771, 17-1804, 17-1805, 17-1806, and 17-1807) in abeyance, allowing the parties an opportunity to conclude settlement negotiations. By their Notice of Withdrawing Protests, which is attached and incorporated into this order, Petitioners in the remaining causes now withdraw their protests:

- HANANIA FOP, LLP v. MASERATI NORTH AMERICA, INC. (DOAH Case No. 17-1766);
- REEVES IMPORT MOTORCARS, INC. v. MASERATI NORTH AMERICA, INC. (DOAH Case No. 17-1771);
- RICK CASE WESTON, LLC d/b/a RICK CASE MASERATI v. MASERATI NORTH AMERICA, INC. (DOAH Case No. 17-1804);
- TAMPA BAY LUXURY IMPORTS, LLC d/b/a MASERATI OF ST. PETERSBURG v. MASERATI NORTH AMERICA, INC. (DOAH Case No. 17-1805);
- THE COLLECTION, LLC d/b/a THE MASERATI COLLECTION v. MASERATI NORTH AMERICA, INC. (DOAH Case No. 17-1806); and
- TT OF NAPLES, INC. d/b/a MASERATI OF NAPLES v. MASERATI NORTH AMERICA, INC. (DOAH Case No. 17-1807).

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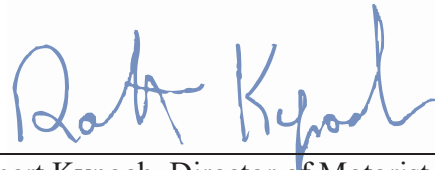
**Filed April 12, 2021 9:04 AM Division of Administrative Hearings**

Petitioners' protests having been withdrawn, and upon review of the record in the above-styled causes and being fully advised in the premises,

It is **ORDERED** that:

1. The petitions in DOAH Case Nos. 17-1766, 17-1771, 17-1804, 17-1805, 17-1806, and 17-1807 are **DISMISSED**;
2. Petitioners' pending Motion for Leave to File Amended Petition, filed July 3, 2018, is **DENIED** as moot; and
3. HSMV Case No. MS-17-2369 is **CLOSED**.

**DONE AND ORDERED** this 12th day of April, 2021, at Tallahassee, Leon County, Florida.



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

FILED FLHSMV AGENCY CLERK  
APR 12 2021  
MS-17-2369

**COPIES FURNISHED** this 12th day of April, 2021, to:

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### **NOTICE OF APPEAL RIGHTS**

A party adversely affected by this final order may seek judicial review as provided in § 120.68, Fla. Stat., and Fla. R. App. P. 9.190. Judicial review is initiated by filing a notice of appeal with the Agency Clerk, and a copy of the notice of appeal, accompanied by the filing fee, with the appropriate district court of appeal. The notice of appeal must conform to the requirements of Fla. R. App. P. 9.110(d) and must be filed (*i.e.*, received by the Agency Clerk) within thirty days of rendition of this final order.

Filing with the Department's Agency Clerk may be accomplished by U.S. mail, express overnight delivery, hand delivery, facsimile transmission, or electronic mail. The address for overnight delivery or hand delivery is Joseph Gillespie, DHSMV Agency Clerk, Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, A-432, MS-2, Tallahassee, Florida 32399. The facsimile number is (850) 617-5112. The email address is [OGCFiling@flhsmv.gov](mailto:OGCFiling@flhsmv.gov).

APR 08 2021

MS-17-2369

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

IN RE: MASERATI DEALER  
AGREEMENT MODIFICATION  
CASES,

Petitioners,

vs.

HSMV Case No.: MS-17-2369  
DOAH Case Nos: 17-1766,  
17-1771, and 17-1804  
Through 17-1807

MASERATI NORTH AMERICA, INC.,

Respondent.

\_\_\_\_\_ /

**PETITIONERS' NOTICE OF WITHDRAWING PROTESTS**

PLEASE TAKE NOTICE that Petitioners, Reeves Import Motorcars Inc., Tampa Bay Luxury Imports, LLC d/b/a Maserati of St. Petersburg, Hanania FOP, LLC d/b/a Maserati of Jacksonville, TT of Naples Inc. d/b/a Maserati of Naples, The Collection LLC d/b/a The Maserati Collection, and Rick Case Weston LLC d/b/a Rick Case Maserati hereby withdraw their protests in the above referenced matter with each party to bear its own fees and costs.

Dated: April 8, 2021.

**BASS SOX MERCER**

/s/ Nicholas A. Bader

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of this Petitioners' Notice of Withdrawal has been furnished by electronic mail to Andy Bertron, Nelson Mullins Riley & Scarborough, LLP [andy.bertron@nelsonmullins.com](mailto:andy.bertron@nelsonmullins.com) and via email to Joseph Gillespie, Florida Department of Highway Safety and Motor Vehicles, [joegillespie@flhsmv.gov](mailto:joegillespie@flhsmv.gov), [ogcfiling@flhamv.gov](mailto:ogcfiling@flhamv.gov), this 8<sup>th</sup> day of April, 2021.

*/s/ Nicholas A. Bader* \_\_\_\_\_