

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

ANYTHING SCOOTERS, INC.,

Petitioner,

vs.

DG MOTORSPORTS LLC d/b/a
US1 SCOOTERS and PEACE INDUSTRY
GROUP (USA), INC.,

Respondents.

HSMV Case No.: MS-18-1452

DOAH Case No.: 19-2739

FINAL ORDER NO. :

HSMV-19-1058-FOI-MS

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

FINAL ORDER

This matter comes before the Department of Highway Safety and Motor Vehicles for entry of a final order upon submission of an Order Closing File and Relinquishing Jurisdiction issued November 19, 2019, by the Honorable Robert L. Kilbride, Administrative Law Judge of the Division of Administrative Hearings, and notice of the Respondents' withdrawal of their establishment of DG Motorsports LLC d/b/a US1 Scooters as a franchise motor vehicle dealership in Fort Lauderdale for the sale of Zhejiang Riya Motorcycle Co., Ltd. (line-make RIYA) motorcycles, filed December 13, 2019, copies of which are attached and incorporated by reference in this order.

The Respondents' establishment of the franchise location having been withdrawn, the petition is moot. Accordingly, the petition is **DISMISSED** and the case is **CLOSED**. If the Respondents subsequently reapply for this franchise location, notice of a new application must be published in the Florida Administrative Register pursuant to Section 320.642(1), Florida Statutes.

DONE AND ORDERED this 17th day of December, 2019, at Tallahassee, Leon County, Florida.

FILED FLHSMV AGENCY CLERK
DEC 17 2019
MS-18-1452



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

COPIES FURNISHED this 17th day of December, 2019, to:

Joseph R. Gillespie, Agency Clerk
Department of Highway Safety
and Motor Vehicles
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2900 Apalachee Parkway
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Alexis Daniel Degrave
DG Motorsports, LLC
11510 Biscayne Boulevard
Miami, Florida 33181-3106
us1scooters@gmail.com

Meiredith Huang
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piginc.office@gmail.com

Eve Marie Olsen
Anything Scooters, Inc.
4970 Southwest 52nd Street, Bay 309
Davie, Florida 33314-5524
keith@anythingscooters.com

Ed Broyles, Chief of Dealer Services
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2900 Apalachee Parkway
Tallahassee, Florida 32399-0635
edbroyles@flhsmv.gov

NOTICE OF APPEAL RIGHTS

A party adversely affected by this final order may seek judicial review as provided in section 120.68, Florida Statutes, and Florida Rule of Appellate Procedure 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 Florida Rule of Appellate Procedure 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.

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

CASE NO: MS-18- 1507 -NP

FINAL ORDER NO: HSMV-18- 1600 -FOI-MS

IN RE: Application to establish a Zhejiang Riya Motorcycle Co., Ltd. (line-make RIYA)
franchise dealership in Fort Lauderdale, (Broward County), Florida

FINAL ORDER

This final order is contingent upon an application being received from the dealer applicant at the Division of Motorist Services, Regional Office, meeting all the requirements for licensure under section 320.27, Florida Statutes, and all applicable Department rules.

The Department of Highway Safety and Motor Vehicles, Division of Motorist Services, finds and orders as follows:

1. Pursuant to the requirements of section 320.642, Florida Statutes, Peace Industry Group (USA), Inc., provided notice to the Department of its intention to allow the establishment of DG Motorsports LLC, d/b/a US1 Scooters, for the sale of motorcycles manufactured by Zhejiang Riya Motorcycle Co., Ltd. (line-make RIYA) at 805 West Broward Boulevard, Fort Lauderdale, Florida 33312.
2. In response to the properly filed notice, the Department published the required notice in the Florida Administrative Register on October 30, 2018.
3. All dealers of the same line-make in Broward County and contiguous counties identified in the notice of intent from the manufacturer were duly notified after publication.
4. In the thirty days following the publication of such notice, no protests were received from any dealer.

It is therefore

ORDERED

that DG Motorsports LLC, d/b/a US1 Scooters, shall be granted a license at 805 West Broward Boulevard, Fort Lauderdale, Florida 33312, for the sale of motorcycles manufactured by Zhejiang Riya Motorcycle Co., Ltd. (line-make RIYA) on or after this date, **provided an application is received by the Division of Motorist Services, Regional Office, meeting all requirements for**

licensure under section 320.27, Florida Statutes, and all applicable Department rules. This includes beginning and completing construction of the dealership provided in Rule 15C-7.004(7), Florida Administrative Code. Display or sale of motor vehicles or motorcycles prior to meeting the aforementioned requirements will be in violation of section 320.27, Florida Statutes, and may cause the Department to deny your application.

DONE AND ORDERED this 3rd day of December, 2018, in Tallahassee, Leon County, Florida.



Robert Kynoch
Director of Motorist Services
Department of Highway Safety
and Motor Vehicles
Neil Kirkman Building, B374, MS-64
Tallahassee, Florida 32399-0600

Filed with the Clerk of the Division of Motorist Services this 4th day of December, 2018



Jaime Williams, Administrator

Copies furnished:

Meiredith Huang
Peace Industry Group (USA), Inc.
2885 Pacific Drive, Suite B
Norcross, Georgia 30071

Alexis Degrave, Dealer Operator
DG Motorsports LLC
11510 Biscayne Boulevard
Miami, Florida 33181

Cathy Coleman, Regional Administrator
Division of Motorist Services, Region I

Dealer License File

DEC 13 2019

MS-18-1452

Gillespie, Joe

From: Williams, Jaime
Sent: Friday, December 13, 2019 3:25 PM
To: Gillespie, Joe
Cc: Wallace, Rana; Vinayak, Nalini; Broyles, Ed; Kelly, Angela
Subject: RE: [EXT] Re: Protest - Anything Scooters

----- Forwarded message -----

From: **Alexis Degrave** <us1scooters@gmail.com>
Date: Thu, Dec 12, 2019 at 3:28 PM
Subject: Line make Riya.
To: Mary Tan <mary.peacesports@gmail.com>

Given the unfortunate circumstances, we are agreeing to forfeit our line make approval for our Fort Lauderdale location.

Kindly, Alexis Degrave
(DG MOTORSPORTS LLC)

--

Sincerely, Alex Degrave
DG Motorsports LLC.
www.us1scooters.com
(786)863-3003

On Thu, Dec 12, 2019 at 9:21 AM Williams, Jaime <JaimeWilliams@flhsmv.gov> wrote:

Good Morning Meiredith,

Thank you so much for speaking with Nalini Vinayak, Angela Kelly, and myself yesterday.

As per our conversation, we discussed the protest which was received by the Department from Anything Scooters for the establishment of the RIYA line-make for DG Motorsports, LLC d/b/a U.S. 1 Scooters. During our conversations you advised that you would be speaking with DG Motorsports, LLC d/b/a U.S. 1 Scooters as they have previously discussed with you the option to withdraw the request to add the RIYA line-make to their license.

As discussed, please contact me and advise which stance DG Motorsports, LLC d/b/a U.S. 1 Scooters will be taking regarding this protest.

As always, I appreciate your time in speaking with me and look forward to speaking with you for future regarding this protest.

If you have any questions or concerns, please feel free to reach out to me at the number listed below.

Thank you,

Jaime Williams

Jaime Williams, Dealer License Administrator
Bureau of Dealer Services
2900 Apalachee Parkway
Tallahassee, Florida 32399
(850) 617-2791

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Best regards,
Meiredith Huang
Operations Manager

Peace Sports
2885 Pacific Drive Suite B
Norcross, GA, 30071
PH: 770-662-1898 FX: 770-242-8111
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