

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

MOTORCYCLE TERRITORY, INC. d/b/a
FLORIDA SPORTS CYCLE & ATV,

Petitioner,

vs.

HSMV Case No.: MS-21-001

P & F PERFORMANCE, LLC d/b/a
P1 POWERSPORTS and SUZUKI MOTOR OF
AMERICA, INC.,

DOAH Case No.: 21-0135

Respondents.

FINAL ORDER NO. : FLHSMV 2021

HSMV-21-0066-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 the Order Closing File and Relinquishing Jurisdiction issued March 25, 2021, by the Honorable June C. McKinney, Administrative Law Judge of the Division of Administrative Hearings, based on Petitioner’s Request to Withdraw Petition, filed March 24, 2021, copies of which are attached and incorporated by reference in this order.

Petitioner’s protest having been withdrawn, the petition is **DISMISSED** and the case is **CLOSED**. The Department additionally takes notice that, on January 28, 2021, Respondent Suzuki Motor of America, Inc., submitted to the Department the attached Withdrawal of Notice of Intent to Establish P & F Performance, LLC d/b/a P1 Powersports as a Suzuki Dealer (line-make SUZI). If Respondents were subsequently to reapply for this franchise location, notice of a new application must be published in the Florida Administrative Register pursuant to § 320.642(1), Fla. Stat.

DONE AND ORDERED this 26th day of March, 2021, at Tallahassee, Leon County, Florida.



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

FILED FLHSMV AGENCY CLERK
MAR 26 2021
MS-21-001

COPIES FURNISHED this 26th day of March, 2021, to:

Dennis R. Conners, President
Motorcycle Territory, Inc.
d/b/a Florida Sports Cycle & ATV
3100 Southeast Carnivale Court
Stuart, Florida 34994-5537
fscm97@bellsouth.net

Frank Silva
P & F Performance, LLC
d/b/a. P1 Powersports
4141 South U.S. Highway 1
Fort Pierce, Florida 34982-6901
franksilva555@yahoo.com

Ron Myers
Suzuki Motor of America, Inc.
3251 East Imperial Highway
Brea, California 92821-6722
ron.myers@suz.com

Ed Broyles, Chief of Dealer Services
Department of Highway Safety
and Motor Vehicles
Neil Kirkman Building, Room A-312
2900 Apalachee Parkway, MS 65
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 § 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.