

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

MOTORCYCLES OF ORLANDO, LLC d/b/a
BMW MOTORCYCLES OF ORLANDO,

Petitioner,

vs.

BMW OF NORTH AMERICA, LLC,

Respondent.

_____ /

HSMV Case No.: MS-21-234

DOAH Case No.: 21-1463

MOTORCYCLES OF DAYTONA, LLC d/b/a
BMW MOTORCYCLES OF DAYTONA,

Petitioner,

vs.

BMW OF NORTH AMERICA, LLC,

Respondent.

_____ /

HSMV Case No.: MS-21-235

DOAH Case No.: 21-1464

MOTORCYCLES OF TAMPA, LLC d/b/a
BMW MOTORCYCLES OF TAMPA,

Petitioner,

vs.

BMW OF NORTH AMERICA, LLC,

Respondent.

_____ /

HSMV Case No.: MS-21-236

DOAH Case No.: 21-1465

FINAL ORDER NO. : FLHSMV 2021

HSMV-21-0204-FOI-MS

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

FINAL ORDER

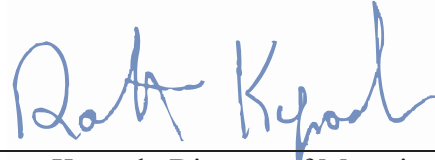
This matter comes before the Department of Highway Safety and Motor Vehicles for entry of a final order upon submission of the Order Closing Files and Relinquishing Jurisdiction issued July 19, 2021, by the Honorable John D. C. Newton II, Administrative Law Judge of the Division of Administrative Hearings, based on the parties' joint Stipulation of Withdrawal and Motion to Dismiss as Moot, filed July 16, 2021, copies of which are attached and incorporated by reference in this order.

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MOTORCYCLES OF ORLANDO, LLC, MOTORCYCLES OF DAYTONA, LLC & MOTORCYCLES OF TAMPA, LLC v. BMW OF NORTH AMERICA, LLC
HSMV Case Nos. MS-21-234, MS-21-235 & MS-21-236
DOAH Case Nos. 21-1463, 21-1464 & 21-1465

Respondent's having withdrawn its Notice of Termination of the franchise agreements between the parties, pursuant to the parties' Confidential Settlement and Release Agreement, the petitions are moot. Upon the parties' joint Motion to Dismiss this proceeding as moot and review of the record in the above-styled causes, and being fully advised in the premises, the petitions are **DISMISSED**. Accordingly, the cases are **CLOSED**.

DONE AND ORDERED this 21st day of July, 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
JUL 21 2021
MS-21-234, MS-21-235 & MS-21-236

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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.