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STATE OF CALIFORNIA
NEW MOTOR VEHICLE BOARD

A G E N D A
GENERAL MEETING

New Motor Vehicle Board
Hearing Room #1
1507 21st Street, Suite 330
Sacramento, California 95814

December 13, 2006

Please note that Board action may be taken regarding any of the issues listed below. As such, if any person has an interest in any of these issues, you may want to attend.

1. **8:30 a.m. -- Meeting called to order.**
2. **Roll Call.**
3. **Approval of the Minutes from the September 28, 2006, General meeting.**
4. **Presentation of Resolution to Sushil Sharma, former Public Board Member.**
- 4.a. **Consideration of presentation of Resolution to Sunne Wright McPeak, former Secretary, Business, Transportation & Housing Agency.**
- 4.b. **Introduction and discussion from George Valverde, Director, Department of Motor Vehicles - Board Development Committee.**
5. **Oral Arguments before the Public Members of the Board.**
 - a. FRONTIER INFINITI v. NISSAN NORTH AMERICA, INC., INFINITI DIVISION
Protest No. PR-1969-05
 - b. RON BAKER CHEVROLET-ISUZU, dba RON BAKER ISUZU v. ISUZU MOTORS AMERICA, INC.
Protest No. PR-1999-06

6. Closed Executive Session deliberations.

Pursuant to Government Code section 11126(c)(3), Vehicle Code section 3008(a), and Title 13, California Code of Regulations, sections 581 and 588, the Board shall convene in a closed Executive Session to deliberate on the decisions to be reached upon the evidence introduced in proceedings that were conducted in accordance with Chapter 5 (commencing with section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

a. Consideration of Proposed Decision.

FRONTIER INFINITI v. NISSAN NORTH AMERICA, INC., INFINITI DIVISION
Protest No. PR-1969-05

Consideration of the Administrative Law Judge's Proposed Decision, by the Public Members of the Board.

b. Consideration of Proposed Order.

RON BAKER CHEVROLET-ISUZU, dba RON BAKER ISUZU v. ISUZU MOTORS AMERICA, INC.
Protest No. PR-1999-06

Consideration of the Administrative Law Judge's Proposed Order Denying Protestant's Request for Reinstatement of Protest No. PR-1999-06, by the Public Members of the Board.

7. Open Session.

7.a. Oral Arguments before the Public and Dealer Members of the Board.

MEGA RV CORP., dba McMAHON'S RV v. WESTERN RECREATIONAL VEHICLES, INC.
Protest No. PR-1983-05

7.b. Closed Executive Session deliberations.

Pursuant to Government Code section 11126(c)(3), Vehicle Code section 3008(a), and Title 13, California Code of Regulations, sections 581 and 588, the Board shall convene in a closed Executive Session to deliberate on the decisions to be reached upon the evidence introduced in proceedings that were conducted in accordance with Chapter 5 (commencing with section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

Consideration of Findings and Proposed Order after Remand.

MEGA RV CORP., dba McMAHON'S RV v. WESTERN RECREATIONAL VEHICLES, INC.

Protest No. PR-1983-05

Consideration of the Administrative Law Judge's Findings and Proposed Order after Remand, by the Public and Dealer members of the Board.

- 7.c. **Open Session.**
- 8. **Consideration of a revised document request policy, waiver request policy, and facsimile request policy - Administration Committee.**
- 9. **Consideration of whether to request the Department of Motor Vehicles to withhold renewal and/or suspend the existing occupational license of Western Golf Car Manufacturing, Incorporated for its failure to pay the annual Board fee (13 CCR § 553) - Administration Committee.**
- 10. **Annual Report on Board Development Program - Board Development Committee.**
- 11. **Status report concerning the Board's financial condition for fiscal year 2005-2006 - Fiscal Committee.**
- 11.a. **Status report concerning the Board's financial condition for the 1st quarter of fiscal year 2006-2007 - Fiscal Committee.**
- 11.b. **Annual status report concerning the Board's collection of its annual fee (13 CCR § 553.10) - Fiscal Committee.**
- 12. **Discussion and consideration of the format, room set-up, and draft topics for the 6th Annual Industry Roundtable scheduled for March 27, 2007, in Sacramento - Government and Industry Affairs Committee.**
- 13. **Status report on the registration fees collected at the 5th Annual Industry Roundtable, held in Sacramento on April 4, 2006 - Government and Industry Affairs Committee.**
- 14. **Consideration of the Department of Consumer Affairs, Arbitration Certification Program's request that the Board not collect specified fees - Policy and Procedure Committee.**

15. **Executive Director's Report.**

- A. Administrative Matters.
- B. Case Management.
 - (1) Status of Protests.
 - (2) Status of Petitions.
 - (3) Status of Appeals.
 - (4) Matters Resolved.
- C. Judicial Review.
- D. Notices Filed Pursuant to Vehicle Code sections 3060/3070 and 3062/3072.
- E. Other.

16. **Selection of Board meeting dates for 2007.**

16.a. **Annual report of staff participation in the California State Employees Charitable Campaign (CSECC).**

17. **Closed Executive Session.**

Pursuant to Government Code section 11126(a)(1), all members of the Board shall convene in a closed Executive Session.

Consideration of annual performance review for Executive Director - Executive Committee.

18. **Open Session.**

19. **Adjournment.**

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To request special accommodations for persons with disabilities at this or any future Board meeting or to request any accommodation for persons with disabilities necessary to receive agendas or materials prepared for Board meetings, please contact Kathy Tomono at (916) 445-1888 or ktomono@nmvb.ca.gov.

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