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STATE OF CALIFORNIA  
NEW MOTOR VEHICLE BOARD

**A G E N D A**  
**SPECIAL MEETING**

Mission Inn Hotel  
San Diego Room  
3649 Mission Inn Avenue  
Riverside, California 92501  
(951) 784-0300

August 23, 2012

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, he or she may want to attend.

The Board provides an opportunity for members of the public to comment on each agenda item before or during the discussion or consideration of the item as circumstances permit. (Gov. Code § 11125.7). However, comments by the parties or by their counsel that are made regarding any proposed decision, order, or ruling must be limited to matters contained within the administrative record of the proceedings. No other information or argument will be considered by the Board. Members of the public may not comment on such matters.

1. **8:00 a.m. -- Meeting called to order.**
2. **Roll Call.**
3. **Pledge of Allegiance.**
4. **Discussion and consideration of Yamaha Motor Corporation, U.S.A.'s renewed request that the Board file an amicus curiae brief in support of its arguments regarding the jurisdiction of the Board, before the Second District Court of Appeal in Ventura.**

POWERHOUSE MOTORSPORTS GROUP, INC. v. YAMAHA MOTOR CORPORATION, U.S.A.

Protest No. PR-2122-08; SLO County Superior Court No. CV098090; and Court of Appeal No. B236705

5. **Oral Presentation before the Public and Dealer Members of the Board.**

- a. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest No. PR-2199-10  
Veh. Code § 3070 Modification
- b. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest No. PR-2201-10  
Veh. Code § 3070 Modification
- c. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest Nos. PR-2206-10, PR-2208-10, and PR-2209-10  
Veh. Code § 3075 Warranty Reimbursement Claims
- d. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest Nos. PR-2205-10, PR-2211-10, and PR-2212-10  
Veh. Code § 3076 Franchisor Incentive Program Claims
- e. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest No. PR-2233-10  
Veh. Code § 3072 Establishment
- f. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest Nos. PR-2244-10 and PR-2245-10  
Veh. Code § 3070 Termination
- g. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest Nos. PR-2244-10 and PR-2245-10  
Veh. Code § 3070 Termination

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 convenes in closed Executive Session to deliberate the decisions 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. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest No. PR-2199-10  
Veh. Code § 3070 Modification

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

- b. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest No. PR-2201-10  
Veh. Code § 3070 Modification

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

- c. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest Nos. PR-2206-10, PR-2208-10, and PR-2209-10  
Veh. Code § 3075 Warranty Reimbursement Claims

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

- d. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest Nos. PR-2205-10, PR-2211-10, and PR-2212-10  
Veh. Code § 3076 Franchisor Incentive Program Claims

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

- e. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest No. PR-2233-10  
Veh. Code § 3072 Establishment

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

- f. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest Nos. PR-2244-10 and PR-2245-10  
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Consideration of the Administrative Law Judge's Proposed Decision, by the Public and Dealer Members of the Board.

- g. MEGA RV CORP., dba MCMAHON'S RV v. ROADTREK MOTORHOMES, INC.  
Protest Nos. PR-2244-10 and PR-2245-10  
Veh. Code § 3070 Termination

Consideration of the Administrative Law Judge's "Proposed Order Granting Respondent's Motion to Dismiss Protest No. PR-2245-10 (Scotts Valley)", by the Public and Dealer Members of the Board.

7. **Open Session.**
8. **Public Comment. (Gov. Code § 11125.7).**
9. **Adjournment.**

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 Nicole Angulo at (916) 445-1888 or [nangulo@nmvb.ca.gov](mailto:nangulo@nmvb.ca.gov).