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6 ATTORNEYS FOR PROTESTANT

7
8 STATE OF CALIFORNIA
9 NEW MOTOR VEHICLE BOARD

10 In the Matter of the Protest of:

11
12 HOOMAN AUTOMOTIVE GROUP, dba
13 HOOMAN CHRYSLER JEEP DODGE
RAM,

14 Protestant,

15 v.

16 FIAT CHRYSLER AUTOMOBILES,

17 Respondent.
18

**PROTEST NO: PR-
Vehicle Code Section 3065.1**

19
20 Protestant, Hooman Automotive Group, dba Hooman Chrysler Jeep Dodge Ram, a California
21 corporation, qualified to do business in California, through its attorneys, files this protest under
22 provisions of California Vehicle Code Section 3065.1 and alleges as follows:

23 1. Protestant is a new motor vehicle dealer selling Ram vehicles and parts, is duly licensed
24 as a vehicle dealer by the State of California, and is located at, 333 Hindry Avenue, Inglewood,
25 California 90301-2013; Protestant's telephone number is (310) 666-1789.

26 2. Respondent distributes Ram products and is the franchisor of Protestant.
27
28

1 3. Protestant is represented in this matter by Law Offices of Michael J. Flanagan, whose
2 address and telephone number are 2277 Fair Oaks Boulevard, Suite 450, Sacramento, California
3 95825; (916) 646-9100.

4 4. On or about August 15, 2015 Protestant received from Respondent a letter dated August
5 13, 2015, regarding a sales incentive and chargeback, but Respondent had not complied with the
6 timing or substance of Vehicle Code Section 3065.1 concerning a recent sales incentive audit, and
7 Respondent still has not done so.

8 5. Protestant and its attorneys desire to appear before the Board and/or its designated
9 hearing officer and estimate that the hearing in this matter will take seven (7) days to complete.
10

11
12 WHEREFORE, Protestant prays as follows:

13 1. That the Board sustain this protest and order Respondent to desist from collecting any
14 chargebacks until the Board resolves this matter, nor thereafter upon resolution.

15 2. That pending the hearing in this matter, the Board or its executive director or authorized
16 representative immediately order Respondent not to collect any sales incentives chargebacks until such
17 time as Respondent has obtained approval from the Board pursuant to Vehicle Code Sections 3065.1 and
18 3066.

19 3. That a pre-hearing conference be set and the parties notified thereof.

20 4. That Protestant be awarded such other and further relief as the Board deems just and
21 proper.
22

23
24 Dated: September 9, 2015

LAW OFFICES OF
MICHAEL J. FLANAGAN

25
26 By: 
27 Torin M. Heenan
28 Attorneys for Protestant

DECLARATION OF SERVICE BY FIRST CLASS MAIL

I, Valerie A. Coffey, declare that I am employed in the County of Sacramento, State of California, that I am over 18 years of age, and that I am not a party to the proceedings identified herein. My business address is 2277 Fair Oaks Boulevard, Suite 450, Sacramento, California, 95825.

I declare that on September 9, 2015, I caused to be served a true and complete copy of:

***PROTEST
Vehicle Code Section 3065.1
Hooman Chrysler Jeep Dodge Ram v Fiat Chrysler Automobiles
Protest No PR Unassigned
Ram***

By First Class Mail:

Christopher D. Glenn
Director, US Dealer Relations & Retail Strategies
FIAT CHRYSLER AUTOMOBILES
1000 Chrysler Drive
CMS 485 04 96
Auburn Hills, MI 48326-2757

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 9 September, 2015, Sacramento, California.


Valerie A. Coffey