

STATE OF CALIFORNIA



MEMO

To : ADMINISTRATION COMMITTEE
BISMARCK OBANDO, CHAIR
RAHIM HASSANALLY, MEMBER

Date: December 28, 2016

From : WILLIAM G. BRENNAN
ROBIN P. PARKER

Subject: CONSIDERATION OF WHETHER TO REQUEST THE DEPARTMENT OF MOTOR VEHICLES TO WITHHOLD THE RENEWAL AND/OR SUSPEND THE EXISTING OCCUPATIONAL LICENSE FOR TAXA INC. dba CRICKET TRAILER FOR FAILURE TO PAY THE ANNUAL BOARD FEE (13 CCR § 553)

Pursuant to Vehicle Code section 3016, the New Motor Vehicle Board ("Board") is required to assess licensees under its jurisdiction fees sufficient to fully fund the Board's activities. Section 553 of Title 13 of the California Code of Regulations states that all manufacturers and distributors of new motor vehicles are required to "pay to the Board an annual fee of \$.45 per new motor vehicle distributed by the manufacturer...that was sold, leased, or otherwise distributed in California to a consumer of such new motor vehicles during the preceding calendar year..." The minimum fee is \$300.00.

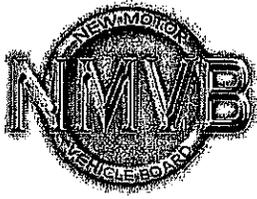
The Board staff has collected the assessed fees from 160 manufacturers and distributors except Taxa Inc. dba Cricket Trailers ("Taxa"), which is a recreational trailer manufacturer. Taxa failed to respond to the attached written invoices dated August 5, 2016, and September 23, 2016. On October 25, 2016, the Board staff sent a Demand for Payment notifying Taxa that their noncompliance would be agendized for the Board's next General meeting if the fee was not paid by November 20, 2016. On December 21, 2016, the agenda for the January 18, 2017, General meeting was sent via certified mail.

The Board may exercise its authority under Vehicle Code section 3050(c)(3) to direct the Department of Motor Vehicles to withhold the renewal of Taxa's occupational license or suspend its existing license until the fees have been paid.

This matter is being agendized for discussion and consideration at the January 18, 2017 General Meeting. If you have any questions or require additional information, please contact me at (916) 324-6197 or Robin at (916) 323-1536.

Attachments

cc: Glenn Stevens



NEW MOTOR VEHICLE BOARD

1507 21ST Street, Suite 330, Sacramento, California 95811
Telephone: (916) 445-1888 Legal Fax: (916) 323-1632 Mediation Fax (916) 323-1632
Legal E-mail: nmnb@nmvb.ca.gov Mediation E-mail: nmnbmediation@nmvb.ca.gov
Website: www.nmnb.ca.gov

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NOTICE OF FEE ASSESSMENT NEW MOTOR VEHICLE BOARD ANNUAL FEE

Invoice Date: 8/5/2016
OL#: 84558

Erin Baer
General Manager
Taxa Inc. dba Cricket Trailer
1830 West 15th Street
Houston, Texas 77008

This fee assessment is mandated by California Vehicle Code section 3016 and section 553 of Title 13 of the California Code of Regulations, and reflects the fee assessment per vehicle distributed in California in calendar year 2015.

TERMS: DUE UPON RECEIPT

Number of Vehicles Distributed in California in 2015	Fee Per Vehicle	Total Due*
		\$ 300.00

*The total due is calculated by multiplying the number of vehicles distributed in California by the annual fee of \$.45 per vehicle provided, however, that the fee to be paid by each manufacturer or distributor shall not be less than \$300.00.

Please return a copy of this invoice when submitting your payment. Checks are to be made payable in U.S. dollars to the New Motor Vehicle Board and should be sent to:

New Motor Vehicle Board
NMVB Annual Fee
1507 21ST Street, Suite 330
Sacramento, California 95811

Questions concerning this billing may be directed to Jackie Grassinger, Staff Services Analyst,
at (916) 323-7205 or e-mail at jgrassinger@nmvb.ca.gov.



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NOTICE OF FEE ASSESSMENT

September 23, 2016
OL # 84558

Erin Baer
General Manager
Taxa Inc. dba Cricket Trailer
1830 West 15th Street
Houston, Texas, 77008

SECOND NOTICE PLEASE RESPONSE BEFORE OCTOBER 21, 2016

This fee assessment is mandated by California Vehicle Code section 3016 and section 553 of Title 13 of the California Code of Regulations, and reflects the fee assessment per vehicle distributed in California in calendar year 2015.

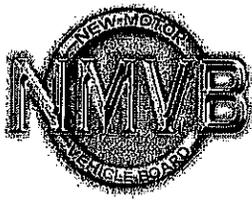
Number of Vehicles Distributed in California In 2015	Fee Per Vehicle	Total Due*
15		\$ 300.00

*The total due is calculated by multiplying the number of vehicles distributed in California by the annual fee of \$.45 per vehicle provided, however, that the fee to be paid by each manufacturer or distributor shall not be less than \$300.00.

Please return a copy of this invoice when submitting your payment. Checks are to be made payable in U.S. dollars to the *New Motor Vehicle Board* and should be sent to:

New Motor Vehicle Board NMVB Annual Fee 1507 21 ST Street, Suite 330 Sacramento, California 95811

Questions concerning this billing may be direct to Jackie Grassinger, Staff Services Analyst, at (916) 323-7205 or email at jgrassinger@nmvp.ca.gov.



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Invoice and Penalty Via Certified Mail

Erin Baer
General Manager
Taxa Inc. dba Cricket Trailer
1830 West 15th Street
Houston, Texas 77008

Invoice Date: October 25, 2016
OL#: 84558

DEMAND FOR PAYMENT

Failure to pay the stated fee by November 20, 2016, will cause this matter to go before the New Motor Vehicle Board ("Board") for action. In that event, you will be noticed to attend the Board's next General Meeting and you will be given the opportunity to explain why you have not paid. Noncompliance with your obligation to pay the stated fee gives the Board the right to exercise its authority under California Vehicle Code section 3050 (c)(3), to direct the Department of Motor Vehicles to withhold the renewal of your manufacturer/distributor license or to suspend your existing license.

Number of Vehicles Distributed in California In 2015	Delinquent Fee 90 day late (10% per year)	Total Due*
15	\$5.00	\$305.00

Please return a copy of this invoice when submitting your payment. Checks are to be made payable to the New Motor Vehicle Board and should be sent to:

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NMVB Annual Fee
1507 21st Street, Suite 330
Sacramento, California 95811

Questions concerning this billing may be directed to Jackie Grassinger, Staff Services Analyst, at (916) 323-7205 or e-mail at jgrassinger@nmvb.ca.gov.



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December 21, 2016

CERTIFIED MAIL

Garrett Finney
Taxa Inc. dba Cricket Trailer
1830 West 15th Street
Houston, Texas 77008

Re: Failure to Pay Annual Board Fee

Dear Mr. Finney:

Enclosed is a copy of the Agenda for the General meeting of the New Motor Vehicle Board on Wednesday, January 18, 2017, relevant to the above-mentioned matter.

If you have any questions or require additional information, please do not hesitate to contact me at (916) 324-6197.

Sincerely,

NEW MOTOR VEHICLE BOARD

A handwritten signature in black ink that reads 'William G. Brennan'. The signature is written in a cursive style.

William G. Brennan
Executive Director

Enclosure: as stated

Jean Shiomoto, Director, DMV
Wesley Goo, Deputy Director,
Occupational Licensing, DMV