LAW OFFICES OF MICHAEL J. FLANAGAN
MICHAEL J. FLANAGAN State Bar #93772
GAVIN M. HUGHES State Bar #242119
TORIN M. HEENAN State Bar #302418
2277 Fair Oaks Boulevard, Suite 450
Sacramento, CA 95825
Telephone: (916) 646-9100
Facsimile: (916) 646-9138
E-mail: lawmjf@msn.com

ATTORNEYS FOR PROTESTANT

STATE OF CALIFORNIA

NEW MOTOR VEHICLE BOARD

In the Matter of the Protest of:

HOOMAN AUTOMOTIVE GROUP, dba HOOMAN CHRYSLER JEEP DODGE RAM, Protestant, v. FIAT CHRYSLER AUTOMOBILES, Respondent.	**PROTEST NO: PR-** **Vehicle Code Section 3065.1**

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

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

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

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

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

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

WHEREFORE, Protestant prays as follows:

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

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

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

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

Dated: September 9, 2015

LAW OFFICES OF
MICHAEL J. FLANAGAN

By: _____
Torin M. Heenan
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