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STATE OF CALIFORNIA
NEW MOTOR VEHICLE BOARD
MINUTES

The New Motor Vehicle Board (“Board”) held a Special meeting on June 28, 2024, at Glendale City Hall, Council Chamber Room, 613 E. Broadway, 2nd Floor, Glendale, California 91206.

Ardashes (“Ardy”) Kassakhian, President and Public Member, called the meeting of the Board to order at 11:01 a.m.

2. **ROLL CALL**

Board Members Present: Kathryn Ellen Doi
Ardashes “Ardy” Kassakhian
Bismarck Obando
Jacob Stevens

Board Members Not Present: Karthick Ramakrishnan

Board Staff Present: Timothy M. Corcoran, Executive Director
Robin P. Parker, Chief Counsel
Jason Rose, Senior Staff Counsel
Tammy Bayne, Administrative Law Judge

Mr. Corcoran indicated that a quorum was established for case management.

3. **PLEDGE OF ALLEGIANCE**

Member Stevens led the members and staff in the Pledge of Allegiance.

4. **ORAL PRESENTATION BEFORE THE PUBLIC MEMBERS OF THE BOARD**

KPAUTO, LLC, dba PUTNAM FORD OF SAN MATEO v. FORD MOTOR COMPANY
Protest No. PR-2759-21

Gavin M. Hughes, Esq. of the Law Offices of Gavin M. Hughes represented Protestant. Steven M. Kelso, Esq. of Greenberg Traurig, LLP represented Respondent. Oral comments were presented before the Public Members of the Board.

5. **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.

Pursuant to Government Code section 11517(c)(2), the Board could adopt the proposed decision, make technical or other minor changes, reject the proposed decision and remand the case, or reject the proposed decision and decide the case upon the record.

CONSIDERATION OF PROPOSED DECISION

KPAUTO, LLC, dba PUTNAM FORD OF SAN MATEO v. FORD MOTOR COMPANY
Protest No. PR-2759-21

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

The Public Members of the Board deliberated in closed Executive Session. Member Stevens moved to adopt the Administrative Law Judge's Proposed Decision as amended as follows:

1. On page 4, in the subheading entitled "The Parties," the last two sentences are amended to replace "franchises" with "dealerships" as follows: "Mr. Putnam owns several other new motor vehicle dealerships in the San Francisco Bay Area. Together with protestant, those dealerships comprise the Putnam Automotive Group."
2. On page 36, in paragraph 41, the word "retail" is added before the word "automobile" as follows: "In his current role, he studies complex economic problems across multiple industries, including the retail automobile industry."
3. On page 45, the subheading "Materially Inaccuracy" is amended to "Materially Inaccurate."

4. On page 52, in paragraph 25, the last sentence "Thus, respondent has not shown by a preponderance of evidence that it is entitled to the requested declaratory relief and/or reimbursement." is stricken.

Member Doi seconded the motion. The motion carried unanimously.

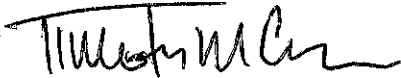
6. **OPEN SESSION**

The Public Members returned to Open Session. Ms. Parker announced the decision in Agenda Item 5.

7. **ADJOURNMENT**

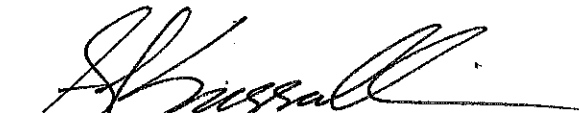
With no further business to discuss, the meeting was adjourned at approximately 12:14 p.m.

Submitted by



TIMOTHY M. CORCORAN
Executive Director

APPROVED:



Ardashes ("Ardy") Kassakhian
President
New Motor Vehicle Board