

**MINUTES OF THE  
LOUISIANA MOTOR VEHICLE COMMISSION  
MOTOR VEHICLE SALES FINANCE DIVISION  
3017 Kingman Street  
Metairie, Louisiana 70006  
Monday, May 17, 2021**

The meeting was called to order at 10:38 a.m. by Acting Chairman Joseph W. "Bill" Westbrook.

Present were:

Commissioner Greg Lala	Commissioner V. Price LeBlanc, Jr.
Commissioner Eric R. Lane	Commissioner Randy Scoggin
Commissioner Joseph W. "Bill" Westbrook	Commissioner Scott A. Courville
Commissioner Donna S. Corley	Commissioner Maurice C. Guidry

L. A. House, Executive Director  
Adrian F. LaPeyronnie, III, Counselor  
Gregory F. Reggie, Counselor

Absent were:

Chairman Allen O. Krake	Commissioner Stephen L. Guidry, Jr.
Commissioner Kenneth "Mike" Smith	Commissioner Keith P. Hightower
Commissioner Keith M. Marcotte	Commissioner Terryl J. Fontenot
Commissioner Raney J. Redmond	

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Also, in attendance were Robert Harvey, Sr. Esq. and Joseph R. LaRocca, Owner of LaRocca's Auto Sales, Inc. And the Commission staff: Ingya Cattle, Assistant Executive Director; Commission Investigator Supervisors: Mike Laviolette and Scott Landreneau; Commission Investigators: Neil Rogers, Kevin Broussard, Ben Guidry, Angel Blackford, April DeBruhl, and Monica Wells; Stacey Broussard, Administrative Coordinator Supervisor; and Angela Flannery, Accountant Technician.

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The Executive Director presented the commission with copies of the following legislative bills which if passed would affect the Motor Vehicle Sales Finance Act and/or be of interest to the Commission.

**HB 147 Horton, Dodie Provides relative to charges collected by public license tag agents.**

03-18-21 H Prefiled  
03-18-21 H Referred to House Committee on House Transportation  
04-21-21 H Meeting set for 9:30 a.m. Rm. 3 -- House Transportation  
04-21-21 H Reported favorably from committee on House Transportation  
04-22-21 H Set on the House Orders  
04-22-21 H Passed to third reading  
04-26-21 H Laid out for consideration in the House 2:41pm  
04-26-21 H Passed (Vote Y: 95/N: 0)  
04-26-21 S Received in the Senate  
04-27-21 S Set on the Senate Orders  
04-27-21 S Referred to Senate Committee on Senate Transportation

**SB 67 Ward, Rick Increases the documentation fee allowed to be charged between an automobile dealer and customer.**

03-23-21 S Prefiled  
03-23-21 S Referred to Senate Committee on Senate Commerce  
04-12-21 S Recommitted Senate Transportation  
04-21-21 S Meeting set for 1:00 p.m. Rm. E -- Senate Transportation  
04-21-21 S Reported favorably from committee on Senate Transportation  
04-26-21 S Set on the Senate Orders  
04-26-21 S Passed to third reading  
04-28-21 S Laid out for consideration in the Senate 4:24pm  
04-28-21 S Passed Over on Final Passage  
05-03-21 S Laid out for consideration in the Senate 2:55pm  
05-03-21 S Passed (Vote Y: 36/N: 0)  
05-03-21 H Received in the House  
05-04-21 H Set on the House Orders  
05-04-21 H Referred to House Committee on House Commerce  
05-11-21 H Meeting set for 9:30 a.m. Rm. 1 -- House Commerce  
05-11-21 H Reported favorably from committee on House Commerce  
05-11-21 H Sent to the Legislative Bureau  
05-13-21 H Set on the House Orders  
05-13-21 H Passed to third reading

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Acting Chairman Westbrook announced a recess of the MVSF's meeting at 10:45 a.m. in order to conduct hearings related to the Motor Vehicle law.

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The MVSF's meeting reconvened at 2:58 p.m.

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Acting Chairman Westbrook called to order Hearing #2020-012, LaRocca's Auto Sales, Inc. for alleged violation of engaging in the business of making consumer loans and/or origination of consumer credit sales without a license issued by the Commission. Representing LaRocca's Auto Sales, Inc. was: Robert Harvey, Sr. Esq. and Joseph R. LaRocca, Owner. A court reporter was brought in to record the transcript of the hearing, which will be made a permanent part of the Commission's files. The following Judgment was rendered.

**IN RE:**

**Hearing #2020-012**

**LaRocca's Auto Sales, Inc., 4604 West Napoleon Avenue, Metairie, Louisiana 70001**

**JUDGMENT:**

On Monday, March 8, 2021, a hearing on the merits of this cause was had before the Commissioners of the Louisiana Motor Vehicle Commission (the "Commission") and on May 17, 2021 a determination of the Findings of Fact, Conclusions of Law, and Ruling was made by the Commission in an open meeting.

APPEARANCE: Rober Harvey, Sr., Counsel for LaRocca's Auto Sales, Inc., and Joseph LaRocca, Owner of LaRocca's Auto Sales, Inc.

Gregory Reggie, Esq., Representing the Louisiana Motor Vehicle Commission

And after hearing the testimony adduced at trial, the receipt of the documentary evidence into the record, and for reasons orally assigned, the Commission makes the following finding of facts and conclusions of law:

**FINDING OF FACTS:**

1. LaRocca's Auto Sales, Inc. is a used motor vehicle dealer;
2. LaRocca's Auto Sales, Inc. publicly advertised to make consumer loans to purchase motor vehicles using Internet advertising;
3. LaRocca's Auto Sales, Inc. did not possess a Louisiana Motor Vehicle Commission Sales Finance license at the time it engaged in public advertising to make consumer loans.

**CONCLUSION OF LAW:**

1. LaRocca's Auto Sales, Inc. engaged in the business of making consumer loans without the required license in violation of Louisiana Administrative Code Title 6. Part VII. Chapter 10-B Louisiana Motor Vehicle Sales Finance Act §969.35.

Considering the forgoing findings of fact and conclusion of law, and pursuant to the authority vested in the Commission as set forth in La. R.S. 32:1251, et seq.:

**IT IS ORDERED, ADJUDGED AND DECREED** that Auto Sales, Inc. be and is hereby assessed a fine in the amount of FIVE HUNDRED (\$500.00) DOLLARS.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that Auto Sales, Inc. also assessed court costs in the full board hearing of this matter in the amount of FOUR THOUSAND SEVEN HUNDRED AND FORTY-SIX DOLLARS AND FIFTY-TWO CENTS (\$4,746.52), to be paid to the Commission.

Judgment read and rendered on the 17<sup>th</sup> day of May, 2021.

Judgment signed this \_\_\_\_\_ day of June, 2021 at Metairie, Louisiana.

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**Bill Westbrook, Acting Chairman**  
**Louisiana Motor Vehicle Commission**

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The Executive Director advised the Commission Members a pre-hearing had been held on March 8, 2021, via ZOOM video, pursuant to LSA-R.S. 49:961C, regarding Hearing #2020-022, E. B. Wilkes Group L.L.C. DBA Wilkes Motors, 206 North Hollywood Road, Houma, LA 70364, for alleged violations of Louisiana Administrative Code Title 6. Part VII. Chapter 10-B Louisiana Motor Vehicle Sales Finance Act §969.35.A.(1) and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1) (a) &(b) License Requirement and Exception. In attendance representing E. B. Wilkes Group L.L.C. DBA Wilkes Motors was Elijah Wiles, Owner; and representing the Commission were: Chairman Allen Krake; Counselor Gregory F. Reggie; Scott Landreneau, Commission Investigator Supervisor; Antoine DeRouen, Commission Investigator; Stacey Broussard, Administrative Supervisor; Tim Knotts, Assistant; Ingya Cattle, Assistant Executive Director; and the Executive Director. The Executive Director advised the Commission Members the following Consent Judgment had been recommended by Chairman Krake and accepted by the representative of E. B. Wilkes Group L.L.C. DBA Wilkes Motors, if accepted and ratified by the Commission. Commissioner Lane made a motion to accept and ratify the Consent Judgment in this matter. Commissioner Scoggin seconded this motion and it was unanimously approved.

**IN RE:**

**Hearing #2020-022**

**E. B. Wilkes Group L.L.C.**  
**DBA Wilkes Motors**  
**206 North Hollywood Road**  
**Houma, LA 70364**

**Alleged violations of Louisiana Administrative Code Title 6. Part VII. Chapter 10-B Louisiana Motor Vehicle Sales Finance Act §969.35.A.(1) and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1) (a) &(b) License Requirement and Exception**

**CONSENT JUDGMENT**

After considering the entire record in this matter and the interest of the parties in amicably resolving it, the parties have consented to a judgment in favor of the Louisiana Motor Vehicle Commission based upon alleged violations by E. B. Wilkes Group L.L.C. DBA Wilkes Motors of Louisiana Administrative Code Title 6. Part VII. Chapter 10-B Louisiana Motor Vehicle Sales Finance Act §969.35.A.(1) and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1) (a) &(b) License Requirement and Exception. Therefore, based on the parties' mutual consent:

**IT IS HEREBY AGREED** by and between E. B. Wilkes Group L.L.C. DBA Wilkes Motors and the Louisiana Motor Vehicle Commission that respondent waives:

- A. Any further procedural rights or remedies afforded under the law;
- B. The requirement that the Commission's judgment recites statement of a findings of fact and conclusions of law; and
- C. All rights to seek judicial review or otherwise to challenge or contest the validity of the judgment entered pursuant to this agreement.

**IT IS HEREBY FURTHER AGREED** the Notice of Hearing may be used in construing the terms of the order. No agreement, understanding, representation or interpretation not contained in the order or the agreement may be used to vary or contradict the terms of the order.

**IT IS ORDERED, ADJUDGED, AND DECREED** that E. B. Wilkes Group L.L.C. DBA Wilkes Motors in complete satisfaction of all above-referenced violations, pay a fine to the Louisiana Motor Vehicle Commission in the amount of TWENTY-FIVE HUNDRED (\$2,500.00) DOLLARS. The Commission agrees, as part of this settlement, that the consent judgment is prospective so any other alleged violation by E. B. Wilkes Group L.L.C. DBA Wilkes Motors of the same provision that pre-dates this consent judgment will not be pursued as a violation.

**IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that TWENTY-FIVE HUNDRED (\$2,500.00) DOLLARS of this fine be suspended conditioned upon E. B. Wilkes Group L.L.C. DBA Wilkes Motors being placed on ONE (1) YEAR probation beginning the date this Consent Judgment is rendered and signed and adhering to all Rules and Regulations of this Commission and Louisiana laws applicable to this Commission during the probationary period. In the event of a violation during the probationary period, the suspended portion of the fine shall become due and payable in full. The type of violation referenced herein does not include any dealer related disputes.

**JUDGMENT RENDERED AND SIGNED** this 25th day of January, 2021.

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**Chairman Allen Krake**  
**LOUISIANA MOTOR VEHICLE COMMISSION**

**AGREED:**

**E. B. WILKES GROUP L.L.C.**  
**DBA WILKES MOTORS**

**By:** \_\_\_\_\_

**LOUISIANA MOTOR VEHICLE COMMISSION**

**By:** \_\_\_\_\_  
Gregory Reggie, Commission Counsel

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Acting Chairman Westbrook called for a reading of the minutes of the March 8, 2021 meeting. Commissioner Maurice Guidry made a motion to accept the minutes as read. Commissioner Lane seconded this motion and it was unanimously approved.

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The Executive Director was directed to include in these minutes the following excerpt from the Louisiana Motor Vehicle Commission meeting immediately preceding this meeting.

“Acting Chairman Westbrook asked for a review of the March and April financial statements of the Louisiana Motor Vehicle Commission, Motor Vehicle Sales Finance Division, copies of which were before each Commission Member. Commissioner Lane made a motion to accept the March and April financial statements as presented and incorporate into these minutes. This motion was seconded by Commissioner LeBlanc and it was unanimously approved.”

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Acting Chairman Westbrook called for a review of the motor vehicle sales finance licenses issued.

The Executive Director reported the applications and supporting documentation were in order for the following initial motor vehicle sales finance applicants.

<i>SALES FINANCE COMPANY</i>	<i>CITY</i>	<i>LIC. #</i>
Guaranty Automotive Acceptance Company II, LLC	Baton Rouge, Louisiana	#SF-2020-01384
Guaranty Automotive Acceptance Company III, LLC	Baton Rouge, Louisiana	#SF-2020-01385
Southern Auto Finance Company, LLC	Fort Lauderdale, Florida	#SF-2020-01386
Van-Trow, LLC DBA Van-Trow Pre-Owned	Monroe, Louisiana	#SF-2020-01387
MBC Metairie, LLC DBA Matt Bowers Metairie Used	Metairie, Louisiana	#SF-2020-01388
Allstar Cars and Trucks of Monroe LLC	Monroe, Louisiana	#SF-2020-01389
Western Peterbilt, LLC DBA Dobbs Peterbilt	Federal Way, Washington	#SF-2020-01390

Community Acceptance Corporation of Donaldsonville, Inc.	Donaldsonville, Louisiana	#SF-2020-01391
Blackmon & Company, L.L.C.	DeRidder, Louisiana	#SF-2020-01392
ArkLaTex AutoWorld, LLC	Bossier City, Louisiana	#SF-2020-01393
Time Acceptance of Zachary, Inc.	Jackson, Louisiana	#SF-2020-01394
D & J Auto Plex, L.L.C.	Pineville, Louisiana	#SF-2020-01395
Airline Highway Cycle, L.L.C. DBA Friendly Honda DBA Friendly Yamaha DBA Friendly Powersports	Baton Rouge, Louisiana	#SF-2020-01396
Crown Financial Services, Inc.	Baton Rouge, Louisiana	#SF-2020-01397
Mlynarski Associates Inc. DBA John's Used Cars	DeRidder, Louisiana	#SF-2020-01398
Better Finance, LLC	Coushatta, Louisiana	#SF-2020-01399
Ross Downing Chevrolet, Inc.	Hammond, Louisiana	#SF-2020-01400
Snyder Enterprises, L.L.C. DBA Indian Motorcycles of Shreveport DBA Shreveport Cycles DBA KTM of Louisiana	Shreveport, Louisiana	#SF-2020-01401
LetsRide Auto Sales, LLC	Amite, Louisiana	#SF-2021-00238
Northgate Motors LLC	Lafayette, Louisiana	#SF-2021-00242
JT & Son's Auto Sales LLC	Sulphur, Louisiana	#SF-2021-00243
GT Legacy Auto Inc.	Baton Rouge, Louisiana	#SF-2021-00244
American Credit Acceptance, LLC DBA Auto Finance and Spartan Financial Partners	Meridian, Idaho	#SF-2021-00249
Dome's Financial Services, Inc.	Lafayette, Louisiana	#SF-2021-00252
Simple Auto Sales L.L.C. DBA Simple Auto Sales of Lafayette	Lafayette, Louisiana	#SF-2021-00255
Mama's Auto Sales LLC	Cottonport, Louisiana	#SF-2021-00257
JCAP Funding LLC	Saint Cloud, Minnesota	#SF-2021-00258
First Investors Financial Services, Inc.	Houston, Texas	#SF-2021-00259
Regional Acceptance Corporation	Greenville, North Carolina	#SF-2021-00260
Faith Financial LLC	Houma, Louisiana	#SF-2021-00262
Gregg Orr Motors of Louisiana, Inc. DBA Gregg Orr Preowned Shreveport	Shreveport, Louisiana	#SF-2021-00263
Premier Automotive, L.L.C. DBA Premier Clearance Center Westbank	Harvey, Louisiana	#SF-2021-00264
Bent's R.V. Rendezvous, L.L.C. DBA Bent's RV	Albany, Louisiana	#SF-2021-00265
Alliance Bus Group, Inc.	Slidell, Louisiana	#SF-2021-00266
Southern Cycle Center, Inc. DBA New Orleans Power Sports	Kenner, Louisiana	#SF-2021-00267
Southern Cycle Center, Inc. DBA New Orleans Power Sports Northshore	Mandeville, Louisiana	#SF-2021-00268

Commissioner Corley made a motion to ratify the motor vehicle sales finance licenses issued to these initial motor vehicle sales finance applicants. Commissioner Lala seconded this motion and it was unanimously approved.

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Acting Chairman Westbrook called for a review of the GAP Administrator license issued.

The Executive Director reported the applications and supporting documentation were in order for the following initial GAP Administrator applicant.

GAP ADMINISTRATOR	CITY	LIC. #
Norman & Company, Inc. DBA Classic Auto Security System	Tampa, Florida	#GA-2021-00153

Commissioner Lane made a motion to ratify the GAP Administrator license issued to this initial GAP Administrator applicant. Commissioner Maurice Guidry seconded the motion and it was unanimously approved.

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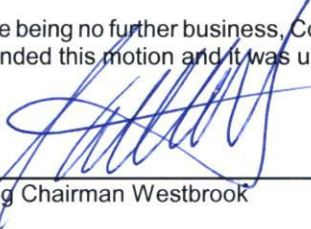
Acting Chairman Westbrook called for a review of the licenses issued. Commissioner Corley made a motion to ratify the licenses issued: motor vehicle sales finance, #SF-2020-01384 through #SF-2020-01401, #SF-2021-00238 through #SF-2021-00268; GAP Administrator: #GA-2021-00153; and GAP Administrator Agents, #GAA-2021-00139 through #GAA-2021-00152. Commissioner Lala seconded the motion and it was unanimously approved.

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The Executive Director reported on routine matters being handled by the staff and not requiring action by the Commission at *this time*.

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There being no further business, Commissioner LeBlanc made a motion to adjourn the meeting at 3:25 p.m. Commissioner Maurice Guidry seconded this motion and it was unanimously approved.

  
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Acting Chairman Westbrook

  
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Executive Director