

LOUISIANA USED MOTOR VEHICLE COMMISSION

STATE OF LOUISIANA

REGULAR MEETING

NOVEMBER 14, 2022

BEGINNING AT 9:40 A.M.

3132 VALLEY CREEK DRIVE

BATON ROUGE, LOUISIANA

REPORTED BY:

MELISSA J. DAVID, CCR

1 APPEARANCES :

2 CHAIRMAN RICHARD WATTS

3 COMMISSIONERS PRESENT :

4 MR. TRAVIS BROWN

5 MR. JEFFEREY BRITT

6 MR. RICKY DONNELL

7 MR. GEORGE FLOYD

8 MR. ROBERT "BOBBY" HINES

9 MR. WYDETTE WILLIAMS .

10

11 REPRESENTING THE LOUISIANA USED MOTOR VEHICLE

12 COMMISSION :

13 ROBERT W. HALLACK
14 HALLACK LAW OFFICE
15 13007 JUSTICE AVENUE
BATON ROUGE, LOUISIANA 70816

16 SHERI MORRIS
17 DAIGLE, FISSE & KESSENICH, PLC
18 8480 BLUEBONNET BOULEVARD, STE. F
BATON ROUGE, LOUISIANA 70810

19 ALSO PRESENT :

20 MS. KIM BARON

21 MR. MONTIE WISENOR

22 MS. TONYA BURKS

23 MR. PERRY ESPONGE

24 MS. JILL JARREAU

25

1 MR. WATTS:

2 Good morning. We will call to order.

3 MS. BARON:

4 Richard Watts?

5 MR. WATTS:

6 Here.

7 MS. BARON:

8 John Poteet?

9 (No answer.)

10 MS. BARON:

11 George Floyd?

12 MR. FLOYD:

13 Here.

14 MS. BARON:

15 Tony Cormier?

16 (No answer.)

17 MS. BARON:

18 Matthew Pederson?

19 (No answer.)

20 MS. BARON:

21 Jefferey Britt?

22 MR. BRITT:

23 Here.

24 MS. BARON:

25 Ricky Donnell?

1 MR. DONNELL:

2 Here.

3 MS. BARON:

4 Travis Brown?

5 MR. BROWN:

6 Here.

7 MS. BARON:

8 Bobby Hines?

9 MR. HINES:

10 Here.

11 MS. BARON:

12 Wydette Williams?

13 MR. WILLIAMS:

14 Here.

15 MS. BARON:

16 Mr. Chairman, we have a quorum.

17 MR. WATTS:

18 Thanks everybody. Let's do a little
19 Pledge of Allegiance.

20 (Whereupon, the Pledge of
21 Allegiance was recited at this
22 time.)

23 MR. WATTS:

24 Anybody sign up for public comments?

25 MS. BARON:

1 No, sir. We do not.

2 MR. WATTS:

3 Adoption and approval of minutes from
4 October 2022 meeting.

5 MR. WILLIAMS:

6 I make a motion.

7 MR. WATTS:

8 Any second?

9 MR. DONNELL:

10 Second.

11 MR. WATTS:

12 Items for discussion and action?

13 MS. BARON:

14 None, not unless Mr. Parnell has
15 something.

16 MR. PARNELL:

17 No.

18 MR. WATTS:

19 Next will be Compliance Investigator
20 Report. Montie.

21 MR. WISENOR:

22 Commissioner, yes, sir. For the
23 monthly production report field totals for
24 the month of October, there were seven
25 audits conducted. There were no notices

1 of revocations issued. There were 66 site
2 visits conducted. There were -- there was
3 just one cease and desist issued, which
4 was initially voided, the dealer came in
5 to compliance.

6 There were 17 titles or registrations
7 that were assisted in helping consumers
8 receive. There were two violations
9 issues. There were two refunds assisted
10 which totaled \$3712.15. There were 18
11 cases that were closed that were assigned
12 cases. There were 19 not assigned cases
13 closed. There were 31 physical
14 inspections conducted.

15 Those are the totals for the month of
16 October.

17 MR. WATTS:

18 Derek, anything on the Executive
19 Director's Report?

20 MR. PARNELL:

21 Yes, kind of want to give a quick
22 update on what's going on with agency for
23 the last 30 days or so.

24 Last commission meeting I kind of
25 invited you all that -- you all know I've

1 been trying to bring in an accounting
2 person, supervisor of the department, to
3 try and make sure we keep everything and
4 we can continue to progress. There was a
5 person that I was planning on making a
6 offer to at the last meeting, but
7 something came up with her. Whereas,
8 during our busiest time, which is right
9 now, from now until February, that she
10 would have a issue with coming on board
11 during that timing, the time when I really
12 need her.

13 So, with that said, I kind of
14 reposted the position. We reached out to
15 our CPA that we do have on contract, and
16 let him kind of put some feelers out.
17 First look was trying to see does he have
18 someone on staff that could kind of come
19 over, help us out to get through this
20 transition period, because as we all know
21 Mona, her time, she can only work like
22 eight or nine hours a week. Now, the work
23 that needs to get done, the budget
24 amendments, the audit, it's going to take
25 a lot more time. I will get some

1 assistance from our CPA with helping with
2 that process. But he did have someone
3 that he reached out to who is looking to
4 come on into the public sector. He's been
5 working in the private sector for quite
6 some time, so she sent a resume over. So,
7 I'm trying to look through that this week
8 to see what I can do, see if she fits what
9 we need were at this agency.

10 What that means is though, our budget
11 amendments and an audit, I have to request
12 an extension on those things. I will not
13 be able to get those presented to you all
14 by next month. I have to get an extension
15 which will go in to January or February in
16 order to get those things out for the '23,
17 '24 period, fiscal year.

18 Our than that things are going well
19 in the agency. Thank you.

20 MR. WATTS:

21 Thank you.

22 MR. PARNELL:

23 Last year we opened up our renewal
24 period. We were a little bit late doing
25 that but we did get the online portal. It

1 is open now. Post cards did go out to all
2 dealers. We'll have information who was
3 supposed to renew and what they're
4 supposed to be renewing.

5 Do we have any questions, comments,
6 concerns please?

7 MR. DONNELL:

8 I think the concern from the
9 Commissioner, they're not due until July
10 for budget. We do them at the end. We
11 usually --

12 MR. PARNELL:

13 Yes, yes. The budget is technically
14 July 1, the fiscal year start. They want
15 us to submit to the end of December, but
16 if I can get until February or so, if I
17 can get an extension we would be fine,
18 because it's not necessarily the budget we
19 are currently in. The amendments would
20 be, but we're still going to get in touch
21 again towards the end of this fiscal year
22 for the amendments.

23 MR. WATTS:

24 Anybody got any questions for Derek?
25 Items for Next Agenda, any Items for Next

1 Agenda?

2 MS. BARON:

3 Do we have a meeting date?

4 MR. WATTS:

5 No, we haven't got a meeting date
6 yet.

7 MS. BARON:

8 Okay.

9 MR. PARNELL:

10 One of the primary reasons we were
11 having the meeting in December was because
12 of the audit and/or the budget amendments.
13 If I'm not going to have that information
14 prepared for you all, you can kind of
15 decide whether or not you want to --

16 MR. DONNELL:

17 Are we going to have any legislation?
18 We should.

19 MR. PARNELL:

20 We should, yes.

21 MR. BROWN:

22 We need to talk about those catalytic
23 converters, too.

24 MR. PARNELL:

25 Okay. Okay. Because I know we

1 suggested maybe meeting at some point in
2 December to kind of put together a
3 legislative packet if we want to do
4 legislation for this upcoming year. So,
5 that's -- do you want to do a commission
6 meeting or is it going to be a legislative
7 meeting?

8 MR. WATTS:

9 I'd rather do a legislative meeting.

10 MS. MORRIS:

11 Do we have any hearing?

12 MR. HALLACK:

13 Well, you have a proposed continuance
14 hearing today that would not come up until
15 December.

16 MR. BRITT:

17 Y'all want to just regroup and let
18 the Chairman make that choice after y'all
19 two get together?

20 MR. BROWN:

21 I just don't want to run in to the
22 holiday. Everybody wants to -- I think
23 that Monday is the week before Christmas.
24 Nobody is going to be able to get here or
25 whatever.

1 MR. WATTS:

2 We'll let everybody know. Alrighty.

3 We ready for hearings?

4 MR. HALLACK:

5 Yes, sir.

6 MR. WATTS:

7 Counsel.

8 MS. BARON:

9 My interpreter is not here yet. The
10 hearing notice says -- we put 10:00.

11 MS. MORRIS:

12 It's not 10:00 yet.

13 MR. HALLACK:

14 Y'all want to do the other one?

15 MS. MORRIS:

16 It's set for ten.

17 MR. HALLACK:

18 Oh, it's set for ten.

19 MS. MORRIS:

20 Do you have a continuance request you
21 want to --

22 MR. HALLACK:

23 Yes, yes, they do. They're here.

24 MS. BARON:

25 That's the one that needs the

1 interpreter.

2 MR. HALLACK:

3 They also want to propose a solution
4 to their issue.

5 MR. WATTS:

6 They brought a check?

7 MR. HALLACK:

8 I've got to confirm with them. I've
9 got to verify what they are going to be
10 able to do.

11 MS. MORRIS:

12 I mean it's just 15 minutes. It's
13 9:46, so maybe you want to take brief
14 recess and confer with them and wait for
15 the interpreter?

16 MR. WATTS:

17 Yeah, we can take a brief recess.
18 Ten minute break.

19 (Whereupon, a break commenced
20 for all parties.)

21 MR. WATTS:

22 Kim, you want to get a role call
23 right quick?

24 MS. BARON:

25 Sure. Richard Watts?

1 MR. WATTS:

2 Here.

3 MS. BARON:

4 George Floyd?

5 MR. FLOYD:

6 Here.

7 MS. BARON:

8 Jefferey Britt?

9 MR. BRITT:

10 Here.

11 MS. BARON:

12 Bobby Hines?

13 MR. HINES:

14 HERE.

15 MS. BARON:

16 Ricky Donnell?

17 MR. DONNELL:

18 Here.

19 Travis Brown?

20 MR. BROWN:

21 Here.

22 MS. BARON:

23 Wydette Williams?

24 MR. WILLIAMS:

25 Here.

1 MS. BARON:

2 Mr. Chairman, we have a quorum.

3 (Whereupon, at this time, a
4 hearing commenced entitled,
5 Louisiana Used Motor Vehicle
6 Commission versus Jose Matamoros
7 and Matamoros Automotive, LLC.)
8 (After discussion amongst
9 counsel and commissioners, an
10 Executive Session was held
11 privately and off the record.)

12 MR. WATTS:

13 Can we get a roll call, Kim?

14 MS. BARON:

15 Richard Watts?

16 MR. WATTS:

17 Here. I need a motion to go back in
18 to -- after the --

19 MR. DONNELL:

20 Motion.

21 MR. HINES:

22 Second.

23 MR. WATTS:

24 Roll call now.

25 MS. BARON:

1 Richard Watts?

2 MS. BARON:

3 Here.

4 MS. BARON:

5 George Floyd?

6 MR. FLOYD:

7 Here.

8 MS. MORRIS:

9 This is to go back in to open
10 session, so it would be "yes".

11 MS. BARON:

12 Yes. Jefferey Britt?

13 MR. BRITT:

14 Yes.

15 MS. BARON:

16 Bobby Hines?

17 MR. HINES:

18 Yes.

19 MS. BARON:

20 Ricky Donnell?

21 MR. DONNELL:

22 Yes.

23 MS. BARON:

24 Travis Brown?

25 MR. BROWN:

1 Yes.

2 MS. BARON:

3 Wydette Williams?

4 MR. WILLIAMS:

5 Yes.

6 MS. BARON:

7 You have a quorum.

8 MR. WATTS:

9 We have a quorum. Okay.

10 MS. MORRIS:

11 And we're back in open session.

12 MR. WATTS:

13 We're back in open session. All
14 right. Travis?

15 MR. BROWN:

16 I want to make a motion that we
17 accept the terms of counsel with the
18 addition of, we want \$50,000 down due by
19 12-31 of this year, 2022; a minimum
20 payment starting in January, 15,000 a
21 month; all or any employees have to attend
22 the class before the license is reissued.
23 Mr. Matamoros, Jr, his license to be
24 revoked and ineligible for reinstatement
25 of any Louisiana license from the

1 commission for five years; and the
2 business is on probation for one year.

3 MR. BRITT:

4 You're gonna have to have a balloon.

5 MR. BROWN:

6 Yeah, I just said minimum. Yes,
7 there's going to be a balloon payment. He
8 can pay more than the monthly.

9 MS. MORRIS:

10 It's got to be paid within one year.

11 MR. BROWN:

12 15,000 minimum per month.

13 MR. RABY:

14 Can I get you to repeat that? I
15 didn't quite catch it.

16 MR. WATTS:

17 The money part?

18 MR. RABY:

19 Whatever you're adding to the --

20 MR. BROWN:

21 50,000 down due before 12-31-22, by
22 the end of the year; 15,000 month minimum
23 payment starting in January, due on the
24 tenth of the month; any employees have to
25 go back through -- he's gonna have

1 salesman licensed and all that -- any
2 other employees have to go through the
3 class.

4 MS. MORRIS:

5 And they will need an interpreter if
6 they don't understand.

7 MR. BROWN:

8 They'll need an interpreter if they
9 don't understand. Before his license
10 might will be reissued.

11 Matamoros, Jr. license is revoked and
12 ineligible for reinstatement for five
13 years on any of the licenses from the Used
14 Motor Vehicle Commission. And the
15 license, once it's reinstated for the
16 business, is on probation for one year.
17 If the fine is not settled by then, then
18 it won't be reissued in a new license.
19 That's in addition to everything that
20 y'all offered.

21 MS. MORRIS:

22 Do you need some an opportunity to
23 confer with your client?

24 MR. RABY:

25 Absolutely.

1 MS. MORRIS:

2 How long do you believe that will
3 take?

4 MR. RABY:

5 Fifteen minutes.

6 MS. MORRIS:

7 Do you want to start the next
8 hearing?

9 MR. RABY:

10 I would take the next hearing and
11 then we can come in after that.

12 MS. MORRIS:

13 Okay.

14 MR. WATTS:

15 That's good.

16 Are we ready for the hearing?

17 MS. BARON:

18 Can I have one second?

19 MR. WATTS:

20 Sure.

21 (Whereupon, there was a break in
22 the meeting but no actual
23 recess.)

24 MS. MORRIS:

25 Is there anyone here for the meeting?

1 MS. BARON:

2 There isn't anyone here, but we have
3 Cassandra -- I failed to mention her last
4 name. I can't say it. It's Zuniga. She
5 will be on Zoom.

6 MR. HALLACK:

7 We need to make sure the dealer is
8 not present in the hallway, Lawrence
9 Scott.

10 (Whereupon, Ms. Baron went in to
11 the hall or the lobby area and
12 confirmed Lawrence Scott is not
13 present for this
14 meeting/hearing.)

15 (After confirming that Lawrence
16 Scott was not present in the
17 building for the meeting, Ms.
18 Cassandra Zuniga joined the
19 hearing via Zoom
20 teleconferencing from Conway,
21 South Carolina and the hearing
22 in the matter of Louisiana Used
23 Motor Vehicle Commission vs.
24 Lawrence Scott, individually and
25 L's One Stop Repair Shop, LLC

1 dba L's Auto Sales commenced.)

2 MR. WATTS:

3 Let's take a break for a few seconds.

4 MR. HALLACK:

5 Mr. Raby do you need the podium here?

6 MR. RABY:

7 No, I think you can hear me. The
8 conversations with my clients -- and
9 they're willing to accept the additional
10 stipulations.

11 MR. WATTS:

12 Okay.

13 MS. MORRIS:

14 We will type it up. Can you give me
15 your address so we can make sure that we
16 get you a copy of the order?

17 MR. RABY:

18 I'll give it to Ms. Baron.

19 MS. BARON:

20 Do they have preference whether it's
21 mailed or e-mailed?

22 MR. RABY:

23 It doesn't matter.

24 MS. MORRIS:

25 Will you accept the final e-mail --

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MR. RABY:

Absolutely.

MS. MORRIS:

Okay.

MR. RABY:

I'll take it by e-mail. No problem.

MS. BARON:

I'll send y'all both a copy.

MR. RABY:

Ms. Roussel and I.

MS. BARON:

Yes.

MR. WATTS:

That's it. So, that concludes the
meeting?

MR. HALLACK:

Yes, sir.

MR. WATTS:

I'll make a motion to adjourn.

MR. BRITT:

Second.

MS. BARON:

Wait. Wait.

MR. WATTS:

Time.

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MS. BARON:

What about December?

MR. WATTS:

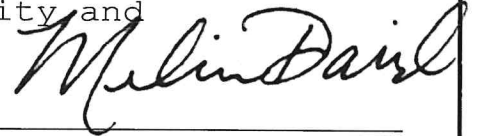
I'll regroup with Derek and we'll --
we'll talk about it.

Meeting concluded at 12:30 p.m.

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REPORTER'S CERTIFICATE

I, MELISSA DAVID, Certified Court Reporter, Certificate No. 2020005, in and for the State of Louisiana, do hereby certify that the Louisiana Used Motor Vehicle Commission November 14, 2022, meeting was reported by me in the stenomask method, was prepared and transcribed by me or under my personal direction and supervision, and is a true and correct transcript to the best of my ability and understanding.



Melissa J. David
Certified Court Reporter
CCR No. 2020005