

Meeting Summary  
**Dealer Practices Committee**  
Monday July 11, 2022

Committee Chair Ron Kody called the Dealer Practices Committee meeting to order at 9:01 a.m. This meeting was conducted at the Department of Motor Vehicles, 2300 W. Broad Street, Executive Conference Room 702, Richmond, Virginia. Roll call confirmed the following Committee members being present: Chris Maher, Geoff Malloy, Mark Riblett, Senior Saghafi and Andrew Wiley. Those absent included Michael Bor, Liza Borches, Gardner Britt and Rob Fisher. Other Board members present: Linda Ford, Ted Bailey, Dan Banister and Don Sullivan. Executive Director William Childress, Lisa Mack-Nelson and Ann Majors represented the Dealer Board. Christian Parrish represented the Attorney General's office.

**The May 9, 2022 meeting summary was approved.**

**PUBLIC COMMENT** – There was no public comment.

**OLD BUSINESS** – There was no old business.

**OLD BUSINESS FROM THE FLOOR** – There was no old business from the floor.

**NEW BUSINESS**

**Variance in Hours: Jerry's Auto Service and Sales and Jerry E Farmer.**

William Childress reported that for the past 20-plus years, Jerry Farmer has requested a variance in hours for his dealership, Jerry's Automotive Service and Sales, because of his teaching schedule. Mr. Farmer is now retired. He is required to be available to substitute teach at his former high school or as needed throughout the county per his contract. Mr. Farmer wishes to continue working from 4 p.m. to 8 p.m., Monday – Friday.

Chris Maher moved to approve the requested variance. Geoff Malloy seconded. The motion carried unanimously.

**Review and Action: Informal Fact-Finding Conferences:**

**Proauto Expo, Inc. and Talha Chaudhry.** On April 7, 2022, an informal fact-finding conference was conducted to address the alleged violations of VA Code Sections 46.2-1529, 46.2-1537, 46.2-1548, 46.2-1575 (2) and 46.2-1575 (6). Based on the information provided at the conference, the hearing officer recommended assessing a civil penalty of \$27,100.00 and to successfully complete the 2-day Dealer-Operator course.

Nicholas Gehrig, attorney for Mr. Chaudhry and Mr. Chaudhry were present and Mr. Gehrig spoke on behalf of his client. Mr. Chaudhry spoke as well.

Chris Maher moved to accept the hearing officer's recommendation of assessing a civil penalty of \$27,100.00, successfully completion of the 2-day Dealer-Operator course in addition to a satisfactory inspection within 90 days. Mark Riblett seconded. The motion carried unanimously.

**DC Motors, LLC and Jacob Haworth.** On June 9, 2022, an informal fact-finding conference was conducted to address the alleged violations of VA Code Sections 46.2-1529, 46.2-1542, 46.2-1559 and 46.2-1575 (6). Based on the information provided at the conference, the hearing officer recommended assessing a civil penalty of \$14,200.00 and satisfactory inspection before October 1, 2022.

Mr. Todd Roberson, a former employee of DC Motors, spoke and confirmed the alleged violations that the dealership has committed. Mr. Roberson informed the Board the dealership is still committing the same violations, in addition to not paying the employees, issuing bad checks and sharing passwords, nothing has changed.

Chris Maher moved to accept the hearing officer's recommendation of assessing a civil penalty of \$14,200.00, plus \$500 for a violation of deceptive acts and practices, for a total of \$14,700.00 a satisfactory inspection within 30 days and to successfully complete the 2-day Dealer-Operator course. Andrew Wiley seconded. The motion carried unanimously.

**Mega Auto Outlet, LLC and Rukhsana Akbar.** On June 7, 2022, an informal fact-finding conference was conducted to address the alleged violations of VA Code Sections 46.2-1529, 46.2-1539, 46.2-1542 (A), 46.2-1548, 46.2-1550 (2) and 46.2-1575 (6). Based on the information provided at the conference, the hearing officer recommended assessing a civil penalty of \$31,250.00, satisfactory inspection of all records and to successfully complete the 2-day Dealer-Operator course.

Faiz Akbar, General Manager and son of Rukhsana Akbar and Jennifer Harold, Dealer-Operator, were present and Mr. Akbar spoke on behalf of his mother.

Chris Maher moved to accept the hearing officer's recommendation of assessing a civil penalty of \$31,250.00, satisfactory inspection and for Rukhsana Akbar to successfully complete the 2-day Dealer-Operator course. The Board also strongly recommended that Faiz Akbar also complete the 2-day Dealer Operator course. Senior Saghafi seconded. The motion carried unanimously.

**Full Circle Automotive Group, LLC and Jerell R. Bailey.** On June 9, 2022, an informal fact-finding conference was conducted to address the alleged violations of VA Code Sections 46.2-1529, 46.2-1539, 46.2-1559 and 46.2-

1575 (2) and (6). Based on the information provided at the conference, the hearing officer recommended assessing a civil penalty of \$32,200.00 and to suspend Mr. Bailey's licenses until he has successfully complete the 2-day Dealer-Operator course.

Mr. Bailey was present and spoke on his own behalf.

Chris Maher moved to accept the hearing officer's recommendation of assessing a civil penalty of \$32,200.00 and to suspend all licenses issued by the Board until Jerell Bailey has successfully complete the 2-day Dealer-Operator course with the addition of a satisfactory inspection must be completed within 90 days. Senior Saghafi seconded. The motion carried unanimously.

**KP's Cars, LLC and Kevin W. Pollard.** On June 16, 2022, an informal fact-finding conference was conducted to address the alleged violations of VA Code Sections 46.2-1529, 46.2-1537 and 46.2-1539. Based on the information provided at the conference, the hearing officer recommended assessing a civil penalty of \$22,250.00, satisfactory inspection by October 1, 2022 and to successfully complete the 2-day Dealer-Operator course.

Mr. Pollard was present and spoke on his own behalf.

Andrew Wiley moved to reduce the civil penalty to \$4,800.00, satisfactory inspection by October 1, 2022 and to successfully complete the 2-day Dealer-Operator course. Mark Riblett seconded. The motion carried unanimously.

**NEW BUSINESS FROM THE FLOOR** – No new business from the floor.

**NEXT MEETING** – September 12, 2022

The Dealer Practices committee meeting adjourned at 10:13 a.m.