

MINUTES OF A MEETING  
OF THE  
OKLAHOMA MOTOR VEHICLE COMMISSION

*In conformity with the Oklahoma Open Meeting Act, advance notice of this regularly scheduled meeting was transmitted to the Oklahoma Secretary of State on December 10, 2019. Public notice of this meeting, together with the agenda, was posted in prominent public view on the front door of the Northwest Office Center, 4334 NW Expressway, Oklahoma City, on May 11, 2020 prior to 10:00am; and, announcement of the Board meeting and agenda were posted on the OMVC website [www.omvc.ok.gov](http://www.omvc.ok.gov) on May 11, 2020 prior to 10:00am.*

*This Regular Meeting was also held in accordance with SB661, amending the Oklahoma Open Meeting Act in response to COVID-19, to allow for video conferencing and/or teleconferencing. Proper notice and instructions were provided to join the Zoom Video Conference Meeting, along with a toll-free telephone number to join by teleconference, if video conferencing was not an option.*

The Oklahoma Motor Vehicle Commission met in a regular session at 10:00am on May 12, 2020 via Zoom. Chair Curtis Hayes called the meeting to order. A roll call was held; members present were Curtis Hayes, Fred Malone, Megan Vance Ochs, Eric Stuteville, Fred Harlan, Ervin Randle, Jim Norton and Randy Bowen. Carol Carver was absent.

The Chair announced that there were enough members present to constitute a quorum. Also present were Brad Bailey, Executive Director, Marilyn Maxwell, Deputy Director, and Sandra Balzer, Assistant Attorney General.

Each Commission Member had received a copy of the **Minutes** of the April 14, 2020 Commission Meeting. Fred Harlan made a motion, seconded by Megan Vance Ochs, to approve the Minutes as submitted. The Chair called for a roll call vote; votes were as follows:

Curtis Hayes – aye	Eric Stuteville – aye	Ervin Randle - aye
Randy Bowen – aye	Megan Vance Ochs – aye	Fred Malone - aye
Fred Harlan - aye	Jim Norton - aye	

Motion passed unanimously.

The **Claims** and **Financial Reports** for the month of April 2020 were presented by the Deputy Director. A motion to approve both the payment claims and financial reports as submitted by the Deputy Director was made by Megan Vance Ochs, seconded by Jim Norton. The Chair called for a roll call vote; votes were as follows:

Curtis Hayes – aye	Eric Stuteville – aye	Ervin Randle - aye
Randy Bowen – aye	Megan Vance Ochs – aye	Fred Malone - aye
Fred Harlan - aye	Jim Norton - aye	

Motion passed unanimously.

Carol Carver joined the meeting here.

In the Matter of Route 66 Nissan's Protest of Nissan North America's Proposed Termination of the Franchise Agreement, the Director presented a Motion to Associate and Proposed Order to Admit to Practice Out-of-State Counsel, Steven Wells and Evan Livermore, on behalf of Nissan North America. OMVC Counsel Sandra Balzer explained the purpose of these documents and indicated they appeared to be complete. After discussion, the Chairman entertained a motion. Eric made a motion to admit Steven Wells and Evan Livermore to practice before the Commission in this protest matter, seconded by Megan Vance Ochs. The Chair called for a roll call vote; votes were as follows:

Curtis Hayes – aye	Eric Stuteville – aye	Ervin Randle - aye
Randy Bowen – aye	Megan Vance Ochs – aye	Fred Malone - aye
Fred Harlan - aye	Jim Norton - aye	Carol Carver - abstained

Motion passed unanimously.

Next order of business was a Report by Brad Bailey on the OMVC's response to COVID-19, as it pertains to the daily operations of the office. Deputy Director indicated that the licensing renewal process was underway and significant process changes were made due to COVID-19.

**Executive Director's Report:**

Summary of Consumer Complaints for the period April 11 – May 8, 2020. The summary detailed eight written consumer complaints. Discussion was held regarding one dealer's financial troubles affecting the buying public, as trade-ins are not being paid off in a timely manner. This dealership is currently under a buy/sell agreement.

Last item under Director's Report, was update of possible upcoming manufacturer termination proceedings. The OMVC has received a GM termination letter for Route 66 Chevrolet, Tulsa, and subsequent protest; GM termination letter for Roberts Auto Center, Pryor but no protest; Nissan termination letter for Route 66 Nissan, Tulsa and subsequent protest; Nissan Termination letters for Fenton Nissan, McAlester and Ardmore Nissan, with subsequent Rescission of Notice of Terminations by Nissan.

**Initial License Applications:**

The following License Applications were presented for consideration and action:

**DEALERS**

- a. **Creative Bus Sales - Tulsa, OK**  
Application for adding El Dorado California Commercial Buses &  
El Dorado Kansas Mid-size Commercial Buses  
Director recommended approval

- b. Jump Station - Grove, OK**  
Application for new Dealer selling TaoTao Powersports  
Director recommended approval pending receipt of Dealer Agreement
- c. Matthews Chrysler Dodge Jeep Ram - Vinita, OK**  
Application for purchase of Hometown CDJR  
Director recommended approval pending receipt of Dealer Agreement
- d. National Bus Sales - Tulsa, OK**  
Application for adding Trans Tech Buses  
Director recommended approval pending receipt of Dealer Agreement
- e. Stillwater Powersports - Stillwater, OK**  
Application for adding Honda Powersports  
Director recommended approval

Motion was made by Jim Norton, seconded by Randy Bowen, to approval applications as recommended by the Director. The Chair called for a roll call vote; votes were as follows:

Curtis Hayes – aye	Carol Carver - aye	Eric Stuteville - aye
Randy Bowen – aye	Megan Vance Ochs – aye	Fred Malone - aye
Fred Harlan - aye	Jim Norton - aye	Ervin Randle - aye

Motion passed unanimously.

Motion was made by Fred Harlan, seconded by Megan Vance Ochs to approve application I as recommended by the Director. The Chair called for a roll call vote; votes were as follows:

Curtis Hayes – aye	Carol Carver - aye	Eric Stuteville - aye
Randy Bowen – aye	Megan Vance Ochs – aye	Fred Malone - aye
Fred Harlan - aye	Jim Norton - recused	Ervin Randle - aye

Motion passed.

The Chair asked if there was any **New Business**. There being no New Business, he asked if there was a motion to adjourn. Fred Malone made a motion to adjourn, seconded by Eric Stuteville. So moved, meeting adjourned.

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_