



## OHIO BOARD OF MOTOR VEHICLE REPAIR BOARD MEETING MINUTES

**AUGUST 10, 2022 10:00 AM**

**Vern Riffe Center  
77 S. High Street, 19<sup>th</sup> Floor, Room 1920  
Columbus, OH 43215**

The Motor Vehicle Repair Board is committed to providing access and inclusion and reasonable accommodation in its services, activities, programs, and employment opportunities in accordance with the Americans with Disabilities Act (ADA) and other applicable laws.

To request a reasonable accommodation due to a disability please contact Janine Burnside, HR Manager/ADA Coordinator (contact information below), no later than [14 days before your event].  
Janine Burnside HR Manager/ADA Coordinator 614-728-8233 (Voice) 711 (then dial) 614-728-8233  
(TTY) janine.burnside@das.ohio.gov

### **1. CALL TO ORDER. INTRODUCTION OF MEMBERS & GUESTS PRESENT:**

#### **Board Members Present:**

Keenan B. McKee, Chairman  
Christopher K. Speck, Vice-Chair  
Bruce T. Hale  
Randall P. Blanchard

#### **Board Staff Present:**

Executive Director, Michael R. Greene  
Program Administrator 1, Paige M. Beavin  
Investigator, Jennifer E. Johanson  
Investigator, Culburn C. Robinson  
Investigator Assistant, Theresa F. Peppers  
*Board Counsel, AAG, Andrew Rowan, Esq*

#### **Guests Present:**

Matt Dougher, ASA

### **2. REVIEW OF MAY 11, 2022 MEETING MINUTES:**

**Motion to Approve May 11 Meeting Minutes:** Chris Speck

Second: Randall Blanchard

Motion Carries

#### *MISSION STATEMENT*

*"Enhance consumer protection and safety in the auto repair industry through education and public awareness while facilitating registration law compliance for repairers."*



## OHIO BOARD OF MOTOR VEHICLE REPAIR BOARD MEETING MINUTES

### 3. BOARD REVIEW AND DETERMINATION RE: PENDING REGISTRATION APPLICATIONS:

A. Vote by Board on regular registrations pending from May 1, 2022 through July 31, 2022.

**Motion to Accept All Pending Registrations:** Bruce Hale

Second: Randall Blanchard

Motion carries

### 4. OTHER BUSINESS:

A. **Investigator's Reports** – Craig Robinson / Jennifer Johanson / Theresa Peppers

**Culburn Robinson Report**

664 Contacts, 432 NOVs, 48 shops out of business

Chairman McKee: has anyone talked about the new order of business (hearings)?

Robinson: No, still mostly getting complaints about labor shortage.

AG Andrew Rowan: Is that for this year or quarter?

Robinson: This year

**Jenny Johanson Report**

387 Shop visits, NOVs 312, 12 complaints, 39 shops out of business

Chairman McKee: Has anyone said anything about the new order of business (hearings)?

Johanson: No

Vice-Chairman Speck: Have you told the non-compliant shops that we will be holding hearings?

Johanson: Yes, I have been informing prior to the new business, so there is no change.

B. **Attorney General's Report – (Executive Session if Needed)** – AAG Andrew Rowan

No complaints about CRB. No more virtual meetings. If there are any citizens wanting to see the meeting we can do a streaming service via a laptop which would record our meetings.

The board is interested in recording meetings.

C. **Legislation Updates – ASA Ohio Rep. Matt Dougher**

Would the Board want to send out an email or a statement to notify repair shops that we will be holding hearings?

Yes, we will create a statement to be publicized.

Election time is coming up. A federal bill was introduced to make "Right to repair" a national law, there is only one in Massachusetts at the state level. "Right to repair" is after market companies, insurance companies, mechanical companies wanting to get the information to open up the car without going to the manufacturers. Independent body shops don't necessarily want it because they want the manufacturer involved. Customers are pushing more toward it.

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Personal information on a total loss vehicle may come up someday soon based on our society. The cars are sold to other countries for parts and sometimes still has personal information of the customer.

McKee: Some manufacturers think that they should be the only ones that have access to that personal information. There is no way to remove that information on FIAT though. It would appear to be removed, but FIAT is cloud-based so it won't ever be removed. Our legal said that it is the customer's responsibility then to the insurance company once they own it.

### D. Director's Report – Mike Greene

Director Greene: Final revenue was \$616,033. Registrations are down – the biggest drop off has been dealerships as a lot of them have stopped registering. The staff in the office are still working a hybrid schedule until further notice. The biennial audit should be complete next month (September). All board members will receive an emailed report from the auditor's office. The FY24-25 Budget process has started and the budget is due to OBM in September.

Bruce Hale: Have shops paid that have received the NOHs?

Director: Paige has a report, but we have entered into agreements with a few people.

## 5. OLD BUSINESS:

### A. Status of pending NOH cases.

11 shops require voting on a default order because they have not responded and have been served the notice of opportunity for hearing.

Motion to issue a final default order for Jim Baron – NOH Delivery Date 5/22/22: Keenan McKee

Second: Chris Speck

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

Motion to issue a final default order for Rick Jones– NOH Delivery Date 5/11/22: Keenan McKee

Second: Randall Blanchard

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

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Motion to issue a final default order for Marco Carbajal– NOH Delivery Date 5/18/22: Keenan McKee

Second: Chris Speck  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay

Motion to issue a final default order for Joshua Beans– NOH Delivery Date 5/24/22: Keenan McKee

Second: Randall Blanchard  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay

Motion to issue a final default order for Max Flores– NOH Delivery Date 5/18/22: Keenan McKee

Second: Randall Blanchard  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay

Motion to issue a final default order for Kenneth Munday– NOH Delivery Date 6/2/22: Keenan McKee

Second: Bruce Hale  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay

Motion to issue a final default order for Rock Zander– NOH Delivery Date 5/31/22: Keenan McKee

Second: Chris Speck  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay

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Motion to issue a final default order for Kenneth L Daniels II – NOH Delivery Date 5/31/22:

Keenan McKee

Second: Randall Blanchard

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

Motion to issue a final default order for Melissa Rodgers – NOH Delivery Date 6/10/22: Keenan McKee

Second: Randall Blanchard

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

Motion to issue a final default order for Yousef Ziyadeh - NOH Delivery Date 6/9/22: Keenan McKee

Second: Randall Blanchard

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

Motion to issue a final default order for Jeff Miller – NOH Delivery Date 6/8/22: Keenan McKee

Second: Randall Blanchard

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

Investigator Johanson: How do we handle second violations?

AAG Andrew Rowan: Yearly Violations

Investigator Johanson: We are creating a process for hearings currently. Which shops should we bring to the board first? Previously advised oldest shops to newest.

Chairman McKee: Yes, I don't want it to look like we are targeting shops.

Chairman McKee: In the beginning of this process, we will be busy trying to get caught up on our backlog. Is it harder to schedule a special meeting or to schedule a meeting then cancel it?

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Director Greene: Special meetings are harder to schedule.

Paige Beavin: I would feel more comfortable bringing more to the board once we have a few cases that go all the way through the process. Our investigators can pull together cases fairly quickly because they already know who is out of compliance in their region.

Investigator Johanson: I do want to see what a hearing is like and what we will need to bring action against a respondent.

Chairman McKee: You guys just keep prepping and we will have a conversation later.

AAG Andrew Rowan: What were the cases that you wanted to serve personal service on?

Paige Beavin: They refused and stated they did not live there, but Investigator Robinson stated that the operation is at that address.

AAG Andrew Rowan: According to the 119 code, it is acceptable to deliver by personal service.

Investigator Robinson: Do I need to get a signature to deliver?

AAG Andrew Rowan: You will need to see the person, if they refuse it, you can lay it on the counter.

Investigator Robinson: What if they say the name is spelled wrong?

AAG Andrew Rowan: Gather that information and they can come to a hearing to let us know.

Paige Beavin: One of the ones we are trying to serve is listed as Eddie Galindez, but Secretary of State shows Heriberto Galindez. What should we do there? He introduced himself to Robinson as Eddie.

AAG Andrew Rowan: Rescind the motion and issue a motion for NOH in the other name with SOS. If they have previously registered, use the name as applicant. If they have not registered, use the registered agent name on the SOS or the business name.

Paige Beavin: How do the investigators get the names?

Investigator Robinson: The name they give.

Paige Beavin: Another part of the investigation will need to be searching the business on the SOS website.

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AAG Andrew Rowan: Yes, if they have never registered, search on the SOS website and gather correct information.

Investigator Robinson: This is a problem we have encountered because we go off the information that they give us.

AAG Andrew Rowan: It should be their legal name.

Paige Beavin: How can we verify that we are bringing action to the correct person?

Chairman McKee: If we cannot verify the persons name and they have not registered with the SOS, can we forward the case to someone else?

AAG Andrew Rowan: You can forward it to SOS. The registrant is responsible for ensuring that the information in our system is correct.

Paige Beavin: Could we bring action against businesses if we are having trouble locating the name?

AAG Andrew Rowan: That is an option and it would avoid the problem of locating a personal name.

Chairman McKee: Then what if they aren't registered with the SOS and have the same business name as someone else?

AAG Andrew Rowan: There would be evidence to forward to the state agency for their investigation.

Chairman McKee: Should we bring action against the business from the beginning?

Vice-Chairman Speck: I don't think so. This will be the exception more than the normal and we should start with personal names.

Paige Beavin: If we find the personal name on the Secretary of State business filing, we will bring action against the person and if we do not find a name, we will bring action against the business.

Motion to rescind the NOH for Chuck Glass: Keenan

Second: Chris Speck

Motion Carries

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Motion to send an NOH for the business Mister Glass at 126 E Liberty St in Girard: Keenan McKee

Second: Chris Speck  
Randall Blanchard yay  
Chris Speck yay  
Bruce Hale yay  
Keenan McKee yay  
Motion Carries

Motion to rescind NOH for Eddie Galindez: Keenan McKee

Second: Randall Blanchard  
Motion Carries

Motion for NOH to be sent to Heriberto Galindez: Keenan McKee

Second: Randall Blanchard  
Randall Blanchard yay  
Chris Speck yay  
Brue Hale yay  
Keenan McKee yay  
Motion Carries

### 6. **NEW BUSINESS:**

**Motion to move into executive session for the purpose of discussing discipline or licensees/registrants of this board at 12:06 p.m.: Chris Speck**

Second: Randall Blanchard  
Randall Blanchard yay  
Chris Speck yay  
Brue Hale yay  
Keenan McKee yay  
Motion Carries

**Keenan McKee called the Motor Vehicle Repair Board out of executive session at 12:50p.m.**

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Motion to issue NOH to Accurate Auto Center C/O Charity Jackson for Failure to Register:

Keenan McKee

Second: Chris Speck

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

Motion carries

Motion to issue NOH for failure to register for Ebenezer Berko: Keenan McKee

Second Chris Speck

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

Motion carries

Motion to issue NOH for failure to register for Jerry Cutler: Keenan McKee

Second Bruce Hale

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

Motion Carries

Motion to issue NOH for failure to register for Wesley Tyson: Keenan McKee

Second Bruce Hale

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

Motion Carries

Motion to issue NOH for failure to register for Clayton Womack: Keenan McKee

Second: Bruce Hale

Randall Blanchard Yay

Chris Speck Yay

Bruce Hale Yay

Keenan McKee Yay

Motion Carries

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Motion to issue NOH for failure to register for Carlos Chaves: Keenan McKee  
Second: Randall Blanchard  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion carries

Motion to issue NOH for failure to register for Rick A Spade: Keenan McKee  
Second: Randall  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for Jon Camp, Sr.: Keenan McKee  
Second: Randall Blanchard  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for failure to register for Jeff Collins: Keenan McKee  
Second: Randall Blanchard  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for failure to register for Sami Atshan: Keenan McKee  
Second: Randall Blanchard  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

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Motion to issue NOH for failure to register for Carmelo Rodriguez: Keenan McKee  
Second: Chris Speck  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for failure to register for Jason Ewell: Keenan McKee  
Second: Bruce Hale  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for failure to register for Joseph Wankowski: Keenan McKee  
Second: Chris Speck  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for failure to register for Ron Elekonich: Keenan McKee  
Second: Bruce Hale  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for failure to register for Robin Lang: Keenan McKee  
Second: Randall Blanchard  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

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Motion to issue NOH for failure to register for Rachel Walters: Keenan McKee  
Second: Randall Blanchard  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for failure to register to Keith Shellhouse: Keenan McKee  
Second: Randall Blanchard  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for failure to register to William Kruse: Keenan McKee  
Second: Chris Speck  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for failure to register to Brian Marcero: Keenan McKee  
Second: Bruce Hale  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

Motion to issue NOH for failure to register to Shroyer Auto Repair at 2117 N. Eastown Road:  
Keenan McKee  
Second: Chris Speck  
Randall Blanchard Yay  
Chris Speck Yay  
Bruce Hale Yay  
Keenan McKee Yay  
Motion Carries

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7. **PUBLIC COMMENT:** No public Comment
8. **ADJOURNMENT:**  
Motion to adjourn: Keenan McKee  
Second: Bruce Hale  
Motion carries

**NEXT BOARD MTG. – WEDNESDAY, NOVEMBER 9, 2022 @ 10:00AM  
VERN RIFFE CTR., 77 S. HIGH ST., 19<sup>TH</sup> FLOOR, ROOM 1920, COLUMBUS, OH 43215**

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