

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF BUSINESS REGULATION
JOHN O. PASTORE COMPLEX
1511 PONTIAC AVENUE
CRANSTON, RI 02920

IN THE MATTER OF:

Newton Y. Whipple,

Respondent.

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DBR No.: 09-L-0084

FINAL ORDER OF DISMISSAL

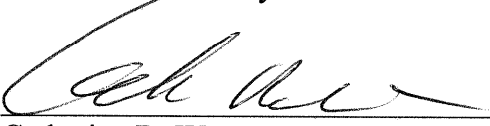
The above-entitled matter came for pre-hearing conference on April 23, 2009 pursuant to the Department of Business Regulation's ("Department") Order to Show Cause and Notice of Hearing ("Notice") issued by the Department on April 1, 2009 to Newton Y. Whipple ("Respondent"). At the pre-hearing conference, the parties agreed to a temporary cease and desist order being entered against the Respondent from engaging in any unlicensed autowrecking and salvage activity. Subsequent to this prehearing conference, the Department reinspected the Respondent's premises and confirmed that the Respondent is in compliance with R.I. Gen. Laws § 42-14.2- 1 *et seq.* Therefore, the Department requested that this matter be dismissed.

Based on the forgoing, the undersigned makes the following orders:

1. That the above-entitled matter is dismissed.
2. The temporary cease and desist order issued on April 27, 2009 is vacated.

As recommended by:

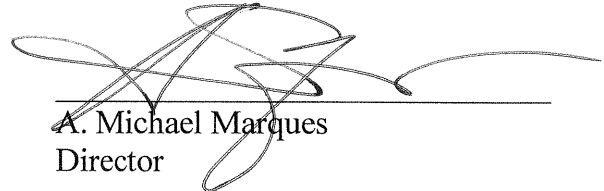
Date: May 24, 2010



Catherine R. Warren
Hearing Officer

I have read the Hearing Officer's recommendation and I hereby ADOPT/REJECT the recommendation of the Hearing Officer in the above-entitled Order of Dismissal.

Date: 05-25-2010



A. Michael Marques
Director

Entered as an Administrative Order No.: 10-075 this 25th day of May, 2010.

NOTICE OF APPELLATE RIGHTS

THIS DECISION CONSTITUTES A FINAL ORDER OF THE DEPARTMENT OF BUSINESS REGULATION PURSUANT TO R.I. GEN. LAWS § 42-35-12. PURSUANT TO R.I. GEN. LAWS § 42-35-15, THIS ORDER MAY BE APPEALED TO THE SUPERIOR COURT SITTING IN AND FOR THE COUNTY OF PROVIDENCE WITHIN THIRTY (30) DAYS OF THE MAILING DATE OF THIS DECISION. SUCH APPEAL, IF TAKEN, MUST BE COMPLETED BY FILING A PETITION FOR REVIEW IN SUPERIOR COURT. THE FILING OF THE COMPLAINT DOES NOT ITSELF STAY ENFORCEMENT OF THIS ORDER. THE AGENCY MAY GRANT, OR THE REVIEWING COURT MAY ORDER, A STAY UPON THE APPROPRIATE TERMS.

CERTIFICATION

I hereby certify that on this 25th day of May, 2010, that a copy of the within Order was sent by first class mail, postage prepaid to –

Mr. Newton Y. Whipple
878 Black Plain Road
North Smithfield, RI 02896

and by electronic hand-delivery to –

Neena Sinha Savage, Esquire
Maria D'Alessandro, Associate Director
Thomas Broderick, Chief, Public Protection Officer
Kimberly Precious, Implementation Aide
Department of Business Regulation
Pastore Complex
1511 Pontiac Avenue
Cranston, RI.



A. B. Ellison