

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF BUSINESS REGULATION
233 RICHMOND STREET
PROVIDENCE, RHODE ISLAND 02903

IN THE MATTER OF:

D' AGOSTINO'S AUTO WRECKING:

DBR No. 02-L-0163

RESPONDENT.

CONSENT AGREEMENT

The Department of Business Regulation ("Department") and D'Agostino Auto Wrecking ("Respondent") hereby agree that:

1. Respondent is the holder of an Automobile Wrecking and Salvage Yard License (100) issued in 1981 pursuant to R.I. Gen. Laws § 42-14.2 *et seq.* ("License").
2. On August 6, 2002, a representative of the Department appeared at the Respondent's auto wrecking business, during regular hours, to conduct a records inspection.
3. Pursuant to R.I. Gen. Laws § 42-14.2-15 provides that all records shall be open to inspection by the Department during reasonable business hours.
4. A representative of the Respondent, Dolores D'Agostino refused to allow the Department to review the records requested
5. Subsequent to the attempted records inspection by the Department, the Respondent provided numerous purportedly responsive documents to the Department.

6. A review of the records produced was conducted by the Department and it is apparent that the Respondent has not maintained the required records in accordance with R.I. Gen. Laws § 42-14.2-14.
7. In addition based upon a review of the documents provided by the Respondent it is apparent that the Respondent is engaged in activities that require licensure in accordance with §42-14.2-1 *et seq.* and the *Regulation Governing the Conduct of the Business of Salvage Vehicle Repairing in the State.*
8. With regard to the violations set forth above, Respondent voluntarily waives her right to the hearing process, voluntarily waives her right to appeal to Superior Court, admits that violations set forth in Paragraph 1 through 5, and is willing to take all necessary action as delineated in this Consent Agreement to allow her to maintain her License in good-standing.
9. Respondent is hereby agrees to the following conditions in lieu of invoking her right to have the matter heard in a full, evidentiary administrative hearing as a contested case:
 - A. Maintain records as proscribed by the Department and allow for inspection of records during normal business hours.
 - B. Respondent shall pay a \$1,000 penalty to the Department, made payable to "General Treasurer."

CONSENTED TO AS TO FORM AND SUBSTANCE BY:

Ralores Agostini 3/4/08

M. Hays
Associate Director and/or Legal Counsel

3/4/08

R. J. [Signature] 3/4/08
Respondent