

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
DEPARTMENT OF BUSINESS REGULATION  
1511 PONTIAC AVENUE  
BUILDINGS 68-69  
CRANSTON, RI 02920**

<b>IN THE MATTER OF</b>	:	
	:	
<b>JOHN FAELLA</b>	:	<b>DBR No. 14AB019</b>
<b>d/b/a Johnny O's Garage</b>	:	
	:	
<b>RESPONDENTS.</b>	:	

**CONSENT AGREEMENT**

The Commercial Licensing Division (“Division”) of the Rhode Island Department of Business Regulation (“Department”) enters into this Consent Agreement (“Agreement”) with John Faella d/b/a Johnny O’s Garage (“Respondent”) to resolve the above-captioned matter pursuant to its authority under R.I. Gen. Laws § 42-35-9(d).

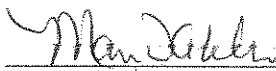
It is hereby agreed by and between the Division and the Respondent that:

1. The Respondent operates at 66 Aster Street, West Warwick, Rhode Island (the “premises”).
2. On or about July 30, 2014, the Department received a complaint from a consumer who alleged that the Respondent repaired the complainant’s vehicle with the following results: a spot where there was no paint and you could see the primer, bottom tailgate was not painted, there was dirt in the paint, and the wood needed to be repainted.
3. On or about October 2, 2014, the Department’s Chief Public Safety Inspector inspected the premises and observed active auto body work being conducted.
4. The Respondent submitted an affidavit stating that the Respondent operates a car club at which the Respondent’s members repair their own vehicles and those of

their family and friends and do not engage in the business of auto body repair, i.e. are not paid for services done on premises. The membership contract confirms the same.

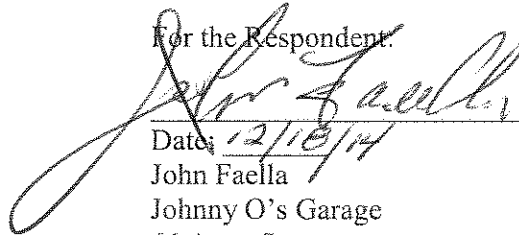
5. The Respondent changed his sign to clearly read "Car Club Members Only."
6. The parties agree that the repair resulting in the complaint constituted an isolated incident of unlicensed auto body repair activity but that all other car club activity is exempted from licensure.
7. In order to timely and amicably resolve this matter, the Respondent agrees to pay \$900.00 to complainant John Petrarca, 316 Providence St., West Warwick, Rhode Island 02893 no later than January 5, 2015. The Respondent shall submit a photocopy of the check to the Division at the time it is mailed.
8. By signing this Agreement, Respondents voluntarily waive any right to an administrative hearing or appeal to Superior Court under the Rhode Island Administrative Procedures Act, R.I. Gen. Laws § 42-35-1 *et seq.*
9. If Respondent fails to abide by the requirements of this Consent Agreement, the Department may initiate further administrative proceedings against the Respondent.

For the Division:



Date: 12/20/14  
Maria D'Alessandro  
Deputy Director of Commercial  
Licensing, Racing and Athletics  
and Securities

For the Respondent:



Date: 12/18/14  
John Faella  
Johnny O's Garage  
66 Aster Street  
Warwick, RI