

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

IN THE MATTER OF :
L GEE AUTO COLLISION, LLC : DBR No. 14AB017
RESPONDENTS. :

CONSENT AGREEMENT

The Division of Commercial Licensing (“Division”) of the Rhode Island Department of Business Regulation (“Department”) enters into this Consent Agreement (“Agreement”) with L Gee Auto Collision, LLC (“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. Lawrence Green is listed as the registered agent of the Respondent on the Secretary of State’s website.
2. The Department received a complaint from a consumer who alleged that the Respondent cashed a check from her insurance company and returned \$451.00 to her, retaining the rest of the check.
3. In response to the complaint, the Respondent’s Secretary wrote: “We are a collision shop we fix automobiles that have been in accidents and paint as well.”
4. The documentation provided shows that the insurance company paid the shop \$913.43.
5. The letter from the Secretary provides that the check cashing company deducted \$46.43 and that the consumer “gave the shop \$317.00 for our trouble.”

6. R.I. Gen. Laws § 5-38-1 defines “auto body shop” as:

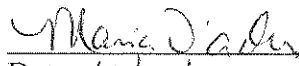
any establishment, garage, or work area enclosed within a building where repairs are made or caused to be made to motor vehicle bodies, including fenders, bumpers, chassis and similar components of motor vehicle bodies as distinguished from the chassis, seats, motor, transmission, and other accessories for propulsion and general running gear of motor vehicles, except as provided in § 5-38-20.
7. R.I. Gen. Laws § 5-38-4 states that:

No person, firm, or corporation shall engage within this state in the business of auto body repairing or painting or enter into contracts for the repairing, replacing, or painting of auto bodies or parts of auto bodies or advertise or represent in any form or manner that he, she, or it is an auto body shop unless that person, firm, or corporation possesses a license in full force and effect from the department of business regulation specifying that person, firm, or corporation as licensed to operate or conduct an auto body shop.
8. CLR 4, Section 3 defines “Motor Vehicle Body Work” as:

The act or acts of preparing, fixing, restoring, painting or putting together a Motor Vehicle Body, including repairing, replacing or installing of glass thereon, or the subcontracting of said work.
9. CLR 4, Section 4 provides that “[n]o Person may engage in the business of Motor Vehicle Body Work without first obtaining a Motor Vehicle Body License from the Department.”
10. Based on the above, the Department has cause to believe that Respondent was engaged in unlicensed automobile body repair work in violation of R.I. Gen. Laws § 5-38-1 *et seq.* and CLR 4.
11. The Division agrees to issue a full collision auto repair license to the Respondent on the following conditions:
 - A. The Respondent shall pay \$462.43 to Crystal Brown to be mailed to 65 Grandview Street, Providence, RI 02906 within seven (7) days of the date of this Agreement. The Respondent shall submit a photocopy of the check to the Division at the time it is mailed.

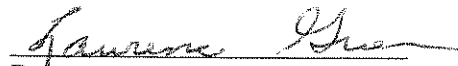
- B. Respondent shall pay \$1500 to the Division by check payable to "General Treasurer, State of Rhode Island."
 - C. Respondent shall submit a full and complete application to the Department, including the \$900 application fee.
 - D. The Respondent shall not engage in auto body repair work until its license is issued.
 - E. Respondents must submit proof of full compliance with Commercial Licensing Regulation 16 *Motor Vehicle Body Repair Technician Certification* no later than ninety (90) days from the date of this Consent Agreement.
12. 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.*
13. By signing this Agreement, Respondents acknowledge and understand that should Respondents violate the terms of this Consent Agreement and/or engage in any other administratively, criminally, or civilly sanctionable conduct, the Department retains full authority to refuse to issue an automobile body repair license, or, if granted, to revoke, suspend, fine, or refuse to renew the license, after notice and opportunity for hearing.

For the Division:


 Date: 12/31/14

Maria D'Alessandro
 Deputy Director of Commercial
 Licensing and Regulation
 Department of Business Regulation

For the Respondent:


 Date: 12-18-14

Lawrence Green
 L Gee Auto Body, LLC
 94 Oxford St.
 Providence, Rhode Island