

3. Respondent operates an automobile body repair shop without a license at 241 Grotto Avenue, Pawtucket, RI in violation of R.I. Gen. Laws § 5-38-1 *et seq.*

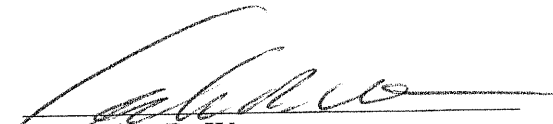
Based on the forgoing, the undersigned makes the following conclusions of law:

1. Respondent violated R.I. Gen. Laws § 5-38-1 *et seq.* by operating an unlicensed automobile body repair shop.


On the basis of the forgoing, the undersigned makes the following recommendations:

Pursuant to R.I. Gen. Laws § 5-38-19, a cease and desist order is issued against Respondent so that Respondent is ordered not to engage in any unlicensed automobile body repair and is ordered not to violate R.I. Gen. Laws § 5-38-1 *et seq.*

Entered this 9th day of October, 2009.


Catherine R. Warren
Hearing Officer

I have read the Hearing Officer's recommendation in this matter and I hereby ADOPT/REJECT the findings of facts, the conclusions of law, and recommendation of the hearing officer in the above entitled Final Order.


A. Michael Marques
Director

Entered as Administrative Order No. 09-225 on this 13th day of October, 2009.

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 on this 13th day of October, 2009 that a copy of the within Order was sent by first class mail, postage prepaid, and certified mail, return receipt requested to Cesar Montes d/b/a Grand Ave. Garage, 115 Johnson Street, Apt. 3, Pawtucket, RI 02880 and by hand-delivery to Neena Sinha Savage, Esquire, Department of Business Regulation, Pastore Complex, 1511 Pontiac Ave., Cranston, RI and Maria D'Alessandro, Associate Director, Department of Business Regulation, Pastore Complex, 1511 Pontiac Ave, Cranston, RI, and Kim Precious, Implementation Aide, Department of Business Regulation, Pastore Complex, 1511 Pontiac Ave, Cranston, RI.

R B Ellison

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