1	COMMONWEALTH OF PENNSYLVANIA
2	DEPARTMENT OF STATE
3	BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
4	
5	FINAL MINUTES
6	
7	MEETING OF:
8	
9	STATE BOARD OF VEHICLE MANUFACTURERS,
10	DEALERS, AND SALESPERSONS
11	
12	TIME: 10:30 A.M.
13	
14	Held at
15	PENNSYLVANIA DEPARTMENT OF STATE
16	2525 North 7th Street
17	CoPA HUB, Eaton Conference Room
18	Harrisburg, Pennsylvania 17110
19	as well as
20	VIA MICROSOFT TEAMS
21	
22	April 4, 2024
23	
24	
25	

1

State Board of Vehicle Manufacturers, Dealers, and Salespersons April 4, 2024 BOARD MEMBERS: Kirk A. Davis, Chairman Irving Stein, Secretary Arion R. Claggett, Acting Commissioner, Bureau of Professional and Occupational Affairs - Absent Mark Wolfe, Attorney General Representative Angel Layton, Department of Transportation Representative Mark Baer, Professional Member Joseph Bizzarro, Professional Member - Absent Steve T. Fretz, Professional Member Daniel Limongelli, Professional Member Dale J. Yingst, Professional Member William Heeney, Public Member BUREAU PERSONNEL: Ashley B. Goshert, Esquire, Board Counsel Paul J. Jarabeck, Esquire, Senior Board Prosecutor Timothy J. Henderson, Esquire, Board Prosecution Liaison Sarah Buhite, Esquire, Board Prosecutor Amber Lee Czerniakowski, Esquire, Board Prosecutor James P. Kushlan, Board Administrator Marc Farrell, Esquire, Regulatory Counsel, Office of Chief Counsel, Department of State ALSO PRESENT: Sophia Mahoney, Sargent's Court Reporting Service, Inc.

3 * * * 1 2 State Board of Vehicle Manufacturers, 3 Dealers, and Salespersons April 4, 2024 4 * * * 5 [Pursuant to Section 708(a)(5) of the Sunshine Act, 6 7 at 9:00 a.m. the Board entered into executive session 8 with Ashley B. Goshert, Esquire, Board Counsel, for 9 the purpose of conducting quasi-judicial 10 deliberations and to receive the advice of counsel. 11 The Board returned to open session at 10:30 a.m.] * * * 12 13 The regularly scheduled meeting of the State 14 Board of Vehicle Manufacturers, Dealers, and 15 Salespersons was held on Thursday, April 4, 2024. Kirk A. Davis, Chairman, Professional Member, called 16 17 the meeting to order at 10:30 a.m. * * * 18 19 [Ashley B. Goshert, Esquire, Board Counsel, noted the 20 meeting was being recorded and voluntary 21 participation constituted consent to be recorded. 22 Ms. Goshert also noted the Board entered into 23 Executive Session with Board counsel for the purpose 24 of conducting quasi-judicial deliberations and to 25 receive the advice of counsel.]

* * * 1 Roll Call/Introduction of Attendees 2 3 [Chairman Davis requested a roll call of Board members and introduction of attendees. A Board 4 5 quorum was present.] * * * 6 7 Approval of minutes of the February 22, 2024 meeting 8 CHAIRMAN DAVIS: 9 The first item on the agenda is the 10 approval of the minutes from February 22. 11 12 Does anybody want to put forth a 13 motion to approve the minutes from the 14 last meeting? 15 MR. STEIN: I will make the motion. 16 17 MR. YINGST: 18 I second the motion. CHAIRMAN DAVIS: 19 20 Roll call. 21 22 Irving Stein, aye; Mark Wolfe, aye; 23 Angel Layton, aye; Mark Baer, aye; 24 Steve Fretz, aye; Dan Limongelli, aye; 25 Dale Yingst, aye; William Heeney, aye;

4

1 Kirk Davis, aye. [The motion carried unanimously.] 2 3 * * * 4 Report of Prosecutorial Division - No Report 5 [Timothy J. Henderson, Esquire, Board Prosecution Liaison, noted prosecution had nothing to report.] 6 7 * * * 8 Report of Board Counsel 9 [Ashley B. Goshert, Esquire, Board Counsel, noted 10 Kenneth Meoni at item 3 was tabled at the request of 11 prosecution and respondent. She also noted Kyle 12 Heidlebaugh at item 4 was tabled.] 13 * * * 14 Report of Board Counsel - Status of Cases 15 [Ashley B. Goshert, Esquire, Board Counsel, 16 provided a Status of Cases Report for the Board's 17 review. She noted a number of cases were pending 18 before the Board. There was a discussion during 19 Executive Session of identifying certain cases that 20 the Board could hear to move those cases forward. 21 She requested Board members inform her of any 22 recusals.] 23 * * * 24 Report of Board Chairman - No Report * * * 25

5

1 Report of Acting Commissioner - No Report * * * 2 3 Report of Board Administrator - No Report * * * 4 5 Report of Board Administrator - Scheduled Board Meeting Dates 6 7 [Kirk A. Davis, Chairman, Professional Member, noted 8 the next Board meeting is May 16, 2024. He again 9 encouraged Board members to notify Mr. Kushlan as 10 soon as possible of any conflicts with the dates. Нe also noted the remaining 2024 meeting dates and 2025 11 12 meeting dates are listed on the agenda.] 13 * * * 14 Application Review - Informal Conference 15 [Kirk A. Davis, Chairman, Professional Member, noted 16 the applicant for the informal conference was not 17 present.] * * * 18 19 Application Review 20 MS. GOSHERT: 21 Agenda items 6 and 7. I believe, based 22 on executive session deliberations, the 23 Board would entertain a motion to 24 provisionally deny the Application for 25 Licensure of Phillip Varney and Ryan

6

1 Beamer. 2 MR. STEIN: 3 I will make the motion. 4 MR. YINGST: 5 I second the motion. 6 CHAIRMAN DAVIS: 7 Roll call. 8 9 Irving Stein, aye; Mark Wolfe, aye; 10 Angel Layton, aye; Mark Baer, aye; 11 Steve Fretz, aye; Dan Limongelli, aye; 12 Dale Yingst, aye; William Heeney, aye; 13 Kirk Davis, aye. 14 [The motion carried unanimously.] 15 * * * 16 Adjournment CHAIRMAN DAVIS: 17 18 Do we have a motion for adjournment? 19 MR. STEIN: 20 Adjourn. 21 CHAIRMAN DAVIS: 22 We're adjourned. 23 * * * 24 [The State Board of Vehicle Manufacturers, Dealers, 25 and Salespersons Meeting adjourned at 10:39 a.m.]

7

		8
1	* * *	
2		
3	CERTIFICATE	
4		
5	I hereby certify that the foregoing summary	
6	minutes of the State Board of Vehicle Manufacturers,	
7	Dealers and Salespersons meeting, was reduced to	
8	writing by me or under my supervision, and that the	
9	minutes accurately summarize the substance of the	
10	State Board of Vehicle Manufacturers, Dealers and	
11	Salespersons meeting.	
12		
13		
14	gy and	
15	Sophia Mahoney,	
16	Minute Clerk	
17	Sargent's Court Reporting	
18	Service, Inc.	
19		
20		
21		
22		
23		
24		
25		
26		

1 STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS, AND SALESPERSONS REFERENCE INDEX 4 April 4, 2024 5 April 4, 2024 6 10 9:00 Executive Session 11 10:30 12 10:30 13 10:30 14 10:30 15 10:30 16 10:30 17 10:33 18 10:30 19 10:33 10:34 Report of Board Counsel 10:35 Report of Board Administrator 23 10:36 24 10:39 25 10:39 26 33 33 34 34 35 35 36 36 37 37 38 38 39 44 44 45 46 46 47 47 48 48 49 49 50				
2 DEALERS, AND SALESPERSONS REFERENCE INDEX 3 April 4, 2024 5 April 4, 2024 6 7 7 IME 8 TIME 9:00 Executive Session 10:30 Return to Open Session 12 10:30 10:30 Roll Call to Order 14 10:30 15 10:30 10:31 Approval of Minutes 18 10:34 10:35 Report of Board Counsel 21 10:35 22 10:36 33 Application Review 24 25 25 10:39 36 37 37 38 39 40 41 42 43	1	STATI	ROARD OF VEHICLE MANILEACTIDERS	9
8 TIME AGENDA 9 9:00 Executive Session 11 10:30 Return to Open Session 12 10:30 Official Call to Order 14 10:30 Roll Call/Introduction of Attendees 15 10:33 Approval of Minutes 19 10:34 Report of Board Counsel 20 10:35 Report of Board Administrator 21 10:36 Application Review 22 10:39 Adjournment 23 10:39 Adjournment 24 33 34 34 44 45 46	23	SIAII	DEALERS, AND SALESPERSONS	
8 TIME AGENDA 9 9:00 Executive Session 11 10:30 Return to Open Session 12 10:30 Official Call to Order 14 10:30 Roll Call/Introduction of Attendees 15 10:33 Approval of Minutes 19 10:34 Report of Board Counsel 20 10:35 Report of Board Administrator 21 10:36 Application Review 24 10:39 Adjournment 25 10:39 Adjournment 26 33 34 34 44 45 46 46 47	4 5 6		April 4, 2024	
10 9:00 Executive Session 11 10:30 Return to Open Session 13 10:30 Official Call to Order 14 10:30 Roll Call/Introduction of Attendees 15 10:33 Approval of Minutes 18 10:34 Report of Board Counsel 20 10:35 Report of Board Administrator 21 10:36 Application Review 23 10:36 Application Review 24 10:39 Adjournment 27 30 31 32 33 34 34 44 45 44 45 46 47 48 49	8	TIME	AGENDA	
13 10:30 Official Call to Order 14 10:30 Roll Call/Introduction of Attendees 16 10:33 Approval of Minutes 18 10:34 Report of Board Counsel 20 10:35 Report of Board Administrator 23 10:36 Application Review 24 10:39 Adjournment 25 10:39 Adjournment 28 29 30 31 32 33 34 44 45 44 44 44 48 44 44	10 11			
15 10:30 Roll Call/Introduction of Attendees 16 10:33 Approval of Minutes 19 10:34 Report of Board Counsel 20 10:35 Report of Board Administrator 21 10:36 Application Review 22 10:39 Adjournment 26 10:39 Adjournment 27 28 33 34 35 36 37 38 39 40 41 42 43 44 45 44 45 46 47 48 49	13	10:30	Official Call to Order	
17 10:33 Approval of Minutes 18 10:34 Report of Board Counsel 20 10:35 Report of Board Administrator 23 10:36 Application Review 24 10:39 Adjournment 27 28 29 30 31 32 33 34 35 36 37 38 38 39 40 41 42 43 45 46 47 49 49 49	15	10:30	Roll Call/Introduction of Attendees	
19 10:34 Report of Board Counsel 20 10:35 Report of Board Administrator 23 10:36 Application Review 24 10:39 Adjournment 26 27 28 29 30 31 31 32 33 34 35 36 36 37 38 39 40 41 41 42 43 43 44 45 44 45 46 47 48 49	17	10:33	Approval of Minutes	
<pre>21 10:35 Report of Board Administrator 22 10:36 Application Review 24 10:39 Adjournment 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 49 49 40 41 42 43 49 40 41 42 43 44 45 44 45 46 47 48 49 40 41 40 40 40 40 40 40 40 40 40 40 40 40 40</pre>	19	10:34	Report of Board Counsel	
23 10:36 Application Review 24 25 10:39 Adjournment 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 44 45 49	21	10:35	Report of Board Administrator	
25 10:39 Adjournment 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48	23	10:36	Application Review	
27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49	25	10:39	Adjournment	
29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49	27			
31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49	29			
33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49	31			
35 36 37 38 39 40 41 42 43 44 45 46 47 48 49	33			
37 38 39 40 41 42 43 44 45 46 47 48 49	35			
39 40 41 42 43 44 45 46 47 48 49	37			
41 42 43 44 45 46 47 48 49	39			
43 44 45 46 47 48 49	41			
45 46 47 48 49	43			
47 48 49	45			
49	47			
50	49			
	50			