

# NEW HAMPSHIRE MOTOR VEHICLE INDUSTRY BOARD

## OFFICIAL MINUTES

*Minutes of Board Meeting - September 3, 2009*

Approved and adopted by the Board by unanimous vote on October 21, 2009

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### ATTENDANCE:

Mr. Lloyd Freese  
Mr. William Fenollosa  
Mr. Robert Copeland  
Mr. Christopher Casco, Chair  
Mr. William Perry  
Mr. Archie Burnett, II

### EXCUSED:

Mr. Walter McCarthy

### OTHERS:

None

Chair Mr. Casco declared the meeting open with a quorum of Board members present at 10:00 a.m.

### NEW BUSINESS:

1. The Board voted to approve the draft minutes for the meeting held on May 14, 2009. Mr. Freese moved to accept the minutes and Mr. Copeland **SECONDED** the motion. Vote was **UNANIMOUS**.
2. In the matter of Manchester Volkswagen, 09-02 the Board voted to schedule the case for a motion hearing on Volkswagen's motion for summary judgment and final hearing in 2 weeks at the request of the parties. Mr. Burnett moved to schedule and Mr. Copeland **SECONDED** the motion. Vote was **UNANIMOUS**. The hearing will be scheduled for September 23, 2009 at 10:00 a.m. The Chair will issue the scheduling notice and copy Board members. A motion to accept the floorplan financing of Manchester pending the final hearing was withdrawn.
3. The Board discussed the status of the other pending case, Seacoast Imported Auto, Inc. d/b/a Nissan of Stratham v. Nissan Motor Corporation U.S. The Board will issue

the discovery order from the hearing on August 27, 2009 and schedule the case for final hearing.

**OTHER BUSINESS:**

1. The Board authorized the expenditure from the Board's account to purchase permanent name plates for Board members for use at meetings and hearings, moved by Mr. Fenollosa and **SECONDED** by Mr. Copeland. Vote was unanimous.
2. The Board discussed the term of service and whether Board members may serve more than 2 terms. Several current members have served more than 2 terms. The chair reviewed the statute after the meeting. Under RSA 357-C:12-I(d), terms are for 4 years, but there is no limit on the number of terms that may be served.

**ADJOURNMENT:**

Mr. Burnett moved to adjourn. Mr. Casco **SECONDED**. Vote was **UNANIMOUS**. The Chair declared the meeting ADJOURNED at 11:05 a.m.