



# State of New Hampshire

## Department of Safety

### NEW MOTOR VEHICLE ARBITRATION BOARD

23 Hazen Drive, Concord, N.H. 03305 – (603) 227-4385

### NOTICE OF HEARING

January 12, 2021

**PLEASE BE ADVISED THAT YOU MAY ONLY APPEAR BY VIDEO CONFERENCE OR TELEPHONE. TO REQUEST TO ATTEND REMOTELY, PLEASE EMAIL [lemonlaw@dos.nh.gov](mailto:lemonlaw@dos.nh.gov) TO DO SO. ANY FURTHER QUESTIONS MAY BE DIRECTED TO 603-227-4385.**

A Hearing is scheduled by the State of New Hampshire's New Motor Vehicle Arbitration Board on **TUESDAY, January 26, 2021** pursuant to RSA 357-D:1-12. The hearing is conducted under RSA 357-D: 3 Enforcement of Warranties. All parties and witnesses must be present at **9:00 a.m.** and prepared for the hearing. The subject vehicle is to be present for a test drive at the DMV, 23 Hazen Drive, Concord NH, at a date and time to be determined.

According to Arb 203.07 Legal Representation: you can represent yourself and do not need to have an attorney. However, you may bring an attorney at your own expense if you so choose.

#### **Carey McLoud v Mercedes Benz**

**NMVAB #2019-00024**

This case includes but is not limited to brake issues, the vehicle has had 3 repairs or 30 or more business days out of service prior to filing of demand for arbitration. The final repair was performed on October 17, 2019 and a reinstatement request was received June 29, 2020 and accepted on July 14, 2020.

#### CONTINUANCES:

The Board shall grant up to a 30-day extension of time to schedule a hearing pursuant to RSA 357-D:4, IV and Arb 203.06 if a party demonstrates exigent circumstances, which shall include:

1. hospitalization,
2. serious illness,
3. incarceration,
4. death of a family member, or
5. any other unforeseeable circumstances beyond the party's control.

All requests for continuances shall:

1. be in writing
2. be received no later than 5 working days prior to the hearing date, and
3. shall include:
  - the reason for the request; and
  - optional dates when the party shall be available