

## **MINUTES OF THE MVRB FEBRUARY 5, 2015 BOARD MEETING**

17 North State, Suite 1200, Chicago, IL

The meeting of the Illinois Motor Vehicle Review Board is called to order at 11:15 a.m. by Chairman Terrence O'Brien.

Present Members: Mary Beth Averkamp, Joseph Rizzo, Frank Olivo, Roger McGinty, Michael Chvatal, Bruce Adelman and Chairman O'Brien.

No members of the public are present.

Also present: Thomas Rubbone and Cindy McMahon from the Secretary of State's Office. Present Dean Maragos, counsel to the board. Terry Gregory from the Secretary of State's Office is present via telephone.

Minutes of the November 13, 2014 meeting are reviewed. A motion is made by Roger McGinty and seconded by Michael Chvatal to approve the minutes. All are in favor. The minutes are approved.

### **NEW BUSINESS:**

Hearing Officers Mark Kuchler and Michael McCafferty have submitted summaries of their open protest files. Each summary is reviewed and discussed by the board.

Dean Maragos addresses the board with options for collection of fees from dealers and manufacturers. Some of the parties are not signing dismissal documents because they do not want to be responsible for the board's fees nor determine a prevailing party. The board asks Dean to draft some options for collection of fees and possibly charging a filing fee for protests filed. Dean's options will be considered at the next meeting.

Dean reports he and Director Rubbone have put together a proposal and Dean has been conferring with Nathan Maddox of the General Counsel's regarding attorney mandates for parties appearing before our hearing officers. They also have been working with Nathan to amend 710-13 of the Motor Vehicle Franchise Act from the language of substantially prevail to prevail. A motion is made by Michael Chvatal and seconded by Roger McGinty to go forward with legislation to make these changes. The motion is carried.

### **Additional New Business:**

The next scheduled meeting is confirmed as May 14, 2015 at 11:00 a.m., Suite 1200, 17 N. State Street in Chicago. A motion is made by Roger McGinty and seconded by Mary Beth Averkamp to adjourn the meeting. The motion is carried and the meeting is adjourned.