

LOUISIANA USED MOTOR VEHICLE COMMISSION
STATE OF LOUISIANA

REGULAR MEETING
September 17, 2012
BEGINNING AT 9:32 A.M.

3132 VALLEY CREEK
BATON ROUGE, LOUISIANA

REPORTED BY:
BETTY D. GLISSMAN, CCR

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1 APPEARANCES:

2

3 CHAIRMAN:

4 MR. JOHN POTEET

5

6 COMMISSIONERS PRESENT:

7 MR. GEORGE BREWER

8 MR. GEORGE FLOYD (arrived late)

9 MR. KIRBY ROY

10 MR. HENRY "DARTY" SMITH

11 MR. DINO TAYLOR

12 MR. DOUGLAS TURNER

13

14

15 REPRESENTING THE LOUISIANA USED MOTOR
16 VEHICLE COMMISSION:

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17 ROBERT W. HALLACK, ESQUIRE
18 HALLACK LAW OFFICE
19 13007 JUSTICE AVENUE
20 BATON ROUGE, LOUISIANA 70816

19

20 SHERI MORRIS, ESQUIRE
21 ROEDEL, PARSONS, KOCH, BLACHE,
22 BALHOFF & McCOLLISTER
23 8440 JEFFERSON HIGHWAY, SUITE 301
24 BATON ROUGE, LOUISIANA 70809

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1 ALSO PRESENT:

2

3 MS. KIM BARON

4 MR. DEREK PARNELL

5 MS. MONA ANDERSON

6 MR. KEVIN REMBERT

7 MS. BECKY BERTRAND

8 MS. TONYA BURKS

9 MS. JUNE POWELL

10 MR. ROY HEBERT

11 MR. JOHN MCKOWEN

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1 MR. POTEET:

2 Let's go ahead and start with
3 the Pledge of Allegiance.

4 (Pledge of Allegiance)

5 MR. POTEET:

6 Kim, do a roll call, please.

7 MS. BARON:

8 John Poteet?

9 MR. POTEET:

10 Here.

11 MS. BARON:

12 George Brewer?

13 MR. BREWER:

14 Here.

15 MS. BARON:

16 Dino Taylor?

17 MR. TAYLOR:

18 Here.

19 MS. BARON:

20 Tony Cormier?

21 MR. CORMIER:

22 (No response.)

23 MS. BARON:

24 Ron Duplessis?

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1 MR. DUPLESSIS:

2 (No response.)

3 MS. BARON:

4 George Floyd?

5 MR. FLOYD:

6 (No response.)

7 MS. BARON:

8 Kirby Roy?

9 MR. ROY:

10 Here.

11 MS. BARON:

12 Darty Smith?

13 MR. SMITH:

14 Here.

15 MS. BARON:

16 Douglas Turner?

17 MR. TURNER:

18 Here.

19 MS. BARON:

20 Mr. Chairman, we have a

21 quorum.

22 MR. POTEET:

23 Thank you.

24 Do we have anyone for public

25 comments today?

1 MS. BARON:

2 No, sir.

3 MR. POTEET:

4 Okay. Items for discussion
5 and action, we need an approval of minutes
6 from the previous meeting. I hope everybody
7 has had a chance to look at those.

8 MR. TAYLOR:

9 I make a motion we approve
10 those minutes.

11 MR. POTEET:

12 We have a motion.

13 MR. ROY:

14 I second.

15 MR. POTEET:

16 I've got a second there.

17 All in favor, say "Aye."

18 (All "Aye" responses.)

19 MR. POTEET:

20 Any opposed?

21 (No response.)

22 MR. POTEET:

23 Okay. The motion passes.

24 Financial matters, Mona, are

25 you ready to go?

1 MS. ANDERSON:

2 All right. If you will turn
3 to your financial statements in your packet,
4 on Page 1 of the financial statements, your
5 balance sheet, the balance in the operating
6 account the end of August was \$1,042,860.
7 Excluding the \$251,000 of deferred revenue
8 from the cash account, your current assets
9 at the end of August were up \$282,000 over
10 the same period for last year. The accounts
11 receivable fines hearings, hearing fines
12 were down to \$50,450 due to some collections
13 that we'll discuss later.

14 On Page 2 of the report, your
15 total -- the current liabilities were
16 \$937,000 -- I'm sorry, total liabilities
17 \$937,487, and of that, the current
18 liabilities were \$34,239. The year-to-date
19 loss on Page 2 was \$52,019 in our second
20 month of the fiscal year. Moving.

21 On to Page 3, the revenue and
22 expenditure statement, the year-to-date
23 revenues for August were \$77,417 compared to
24 \$66,141 for last year. At this time of the
25 year, most of our revenues come from the

1 auction transaction fees.

2 On Page 4, at this point of
3 the budget, we should have about 83 percent
4 of our expenditures left in the budget to
5 expend and most of the categories had more
6 than this. Salary expenditures had 87.5
7 percent remaining in the budget.

8 On Page 5 in the insurance
9 expenditures, you'll notice that last year
10 we had -- our monthly amount was \$1,775 and
11 it's dropped down to \$657. We had a large
12 claim that was on our loss reports that
13 dropped off. So the Office of Risk
14 Management dropped our premium
15 significantly.

16 And the postage expense for
17 August was \$2,519. We're just adding
18 postage to the meter for -- in anticipation
19 of the mail outs for the renewal year.

20 On Page 6, the -- again, the
21 net loss for the year to date was \$52,019
22 and that was compared to \$60,315 last year.

23 We turn on to Page 7, the --
24 you'll see the same loss amount year to date
25 in our second month of the fiscal year.

1 On Page 8, the certificates
2 of deposit, we transferred -- the \$100,000
3 CD that was at LACAP, we transferred to
4 Community Trust Bank in Monroe. We got that
5 good rate that Commissioner Taylor got for
6 us, point nine zero percent. It really is a
7 good rate. I'm not joking. It really is a
8 good rate.

9 And on Page 9, if you will
10 turn to the accounts receivable report, we
11 collected \$17,350 of the accounts receivable
12 and we assessed another \$1,700: \$700 to C&N
13 Motors and \$1,000 to Luxury Motors, and that
14 brought our balance to \$50,450. We've sent
15 a letter to Double Tree -- to the attorney
16 for Double Tree at Robert's suggestion to
17 collect those -- that's just a fee that we
18 had charged, and we're working with the AG's
19 Office on those other 2009 and 2010
20 balances.

21 And unless anyone has any
22 questions, that concludes my report.

23 MR. TURNER:

24 I don't have any questions.

25 MR. POTEET:

1 The only question I have --
2 I'm looking at the postage for 2011. I can
3 understand 2012, but what were we doing,
4 just peeling stamps off and re-using them,
5 why was it so low last year?

6 MS. ANDERSON:

7 Well, it has to do with when
8 we load the postage onto the meter, we
9 charge it out on that. You know, we could
10 expense it out over a number of months.

11 MR. ROY:

12 I'll make a motion to accept
13 the financial report.

14 MR. POTEET:

15 All right. We have a motion
16 to accept the financial report.

17 MR. TURNER:

18 Second.

19 MR. POTEET:

20 All in favor, say "Aye."

21 (All "Aye" responses.)

22 MR. POTEET:

23 Any opposed?

24 (No response.)

25 MR. POTEET:

1 All right. I think it's time
2 for our legislative audit report, Mr.
3 McKowen.

4 MR. McKOWEN:

5 Well, actually, I'm not with
6 the Legislative Auditor. I'm an independent
7 contractor. I'm a CPA here in Baton Rouge.

8 MR. POTEET:

9 Okay.

10 MR. McKOWEN:

11 If you'll flip past the
12 index, I think everybody has a report in
13 front of them, flip past the index. The
14 first page is my actual report and the first
15 paragraph is the company business type
16 activities of the Commission, which is a
17 component unit of the State as of and for
18 the year ending June 30 of this year. These
19 statements are the responsibility of
20 management. It's my responsibility to
21 express an opinion on the statements.

22 In Paragraph 3, I say, in my
23 opinion, the financial statements referred
24 to above present fairly in all material
25 respects the respective financial position

1 of the Commission and the results of its
2 operations and cash flows for the year in
3 accordance with generally accepted
4 accounting practices. So that's what you
5 want is an unqualified opinion.

6 The next section of the
7 report is management's discussion and
8 analysis. There's not a whole lot to change
9 from last year. I'm not going to read
10 through all of it. I did help Derek and
11 Mona a little bit to make sure our numbers
12 matched up with where they discussed net
13 assets and capital assets and that kind of
14 thing.

15 And then the last section --
16 second to last section starting on Page 7 is
17 future plans and next year's budget. And
18 Mona put a little piece together about the
19 two-year licensing cycle and how they're
20 trying to make a leaner, more efficient
21 operation.

22 The actual financial
23 statements start on Page 10. You have cash
24 equivalence at year end of a million one.
25 We netted -- well, I'll get to that in a

1 second. Accounts receivable at year end
2 were \$58,000. So you had total current
3 assets of a million 172. Non-current
4 assets, that's just your CDs and your
5 building and equipment and so forth. You
6 had total non-current assets of \$670,000,
7 which made your total assets a million
8 eight.

9 You had short-term
10 liabilities including your deferred revenue,
11 which I was impressed that Mona had booked,
12 and that's nothing more than a second year
13 of your two year license fees. It's like a
14 deposit. They paid you two years. You
15 earned half of them the first year, half of
16 them in the second year.

17 So current liabilities were
18 \$294,000. Non-current liabilities, you have
19 two items there, compensated absences that
20 employees can accrue over time, and then
21 they're paid in cash when they leave the
22 Commission, and then you've got other
23 post-employment benefits payable and that's
24 just an actuarial estimate put together by
25 the Office of -- put together by a

1 consultant of Office of Statewide Reporting
2 that just says this is the present value of
3 what insurance premiums are going to cost
4 you for your retirees in the future. Which
5 always shocks everybody because it's such a
6 big number, but that's the number they've
7 given me. So you have total liabilities of
8 \$946,000. You have net assets of \$894,000.

9 The next page, Page 11, you
10 have total revenues for the year of a
11 million two. You had operating expenses of
12 \$94,000, and a net operating income of right
13 at \$300,000. Mona went back through some
14 old entries. If you look down towards the
15 bottom of the page, we've got prior period
16 adjustments. Mona was able to identify some
17 capital assets that had been disposed of,
18 some more capital assets that are really
19 owned, but were never put on the books. So
20 we ended up with a minor adjustment there,
21 and then there's some old audit adjustments
22 that were made a couple of years ago that
23 never got reversed, and we got rid of all of
24 that this year. And I think going forward,
25 things are going to be a lot easier and I

1 think the books are going to be a lot
2 cleaner.

3 A couple of more pages,
4 please bear with me. The next page, Page
5 12, is statement of cash flows. The first
6 section is cash flows from operating
7 activities. You had a net of \$527,000
8 there. The next section is financing
9 activities. Your acquired assets is about
10 \$30,000. The third is cash flows from
11 investing activities. You bought a new
12 \$1,000 CD. You earned a little interest.
13 So your outflow there was \$92,000. So you
14 started -- you had a \$405,000 increase in
15 cash for the year. You started with 708 and
16 you ended up with one million 113 that we
17 already saw previously.

18 The next page is a quick
19 reconciliation of this top portion from the
20 page before, which is just another way of
21 looking at it. It's the standards kind of
22 thing. You had a net income of \$296,000.
23 All right, what's a non-cash expense and all
24 of this gets you to the \$527,000 in net cash
25 in flow that we saw last year.

1 All right. The next section
2 is the notes for the financial statements
3 and that's just detail of everything we've
4 already looked at. So I'm not going to go
5 through all of that, but if you would flip
6 to Page 25, that's where we disclosed the
7 prior period of adjustments, capital assets.
8 We increased by \$2,000, benefits payable
9 \$4,000 and -- I'm sorry, we got rid of the
10 benefits payable, got rid of the salaries
11 payable, and the total adjustment was
12 \$31,000 for prior year entries that should
13 have been reversed.

14 Page 28 is your budget. We
15 kind of messed you up a little bit when we
16 moved \$275,000 of uncollectible fines from
17 bad debt expense that management had
18 originally booked. We looked it up in
19 generally accepted accounting principles.
20 We looked it up in GASB Statement #34 and
21 found Footnote 41, which told us that we had
22 it netted against the revenues rather than
23 charge it to bad debt expense. So that kind
24 of threw revenues and expenses off a little
25 bit, but otherwise y'all look fine. Then I

1 did need to disclose your per diems on Page
2 30, very minor amounts.

3 On Page 31, I reported on
4 compliance and other matters concerning
5 internal control. I looked to see if I
6 could find any problem with compliance to
7 relevant laws. I had discussions with Mona
8 and Derek about the spreading of
9 responsibilities among the staff and I had
10 no findings.

11 That's pretty much all of my
12 report. This last half of this is just a
13 restatement of everything we've gone through
14 so far that's in the format used by the
15 Office of Statewide Reporting.

16 So, Mr. Chairman, that's my
17 report.

18 MR. POTEET:

19 Thank you. It's a good
20 report. We're looking pretty good.

21 MR. McKOWEN:

22 Y'all have made progress.
23 Things look good. I compliment Derek and
24 Mona on the findings.

25 MR. POTEET:

1 Yes, Mona has done a great
2 job. Derek, you, too. I think we've come a
3 long way. The entire staff needs to be
4 commended for all of the work we've done in
5 the past few years.

6 Does anyone have any
7 questions for Mr. McKowen or Mona or Derek
8 about this audit?

9 (No response.)

10 MR. POTEET:

11 No.

12 Do we need to approve the
13 audit?

14 MS. MORRIS:

15 I think it just has to be
16 submitted.

17 MR. POTEET:

18 Okay. Thank you very much.

19 MR. MCKOWEN:

20 Thank you.

21 MR. POTEET:

22 Mr. Hallack, we've got legal
23 matters and pending litigation.

24 MR. HALLACK:

25 The only thing that we

1 have to report is the appeal of Value
2 Imports. Mohammed Ibrahim appealed the
3 District Court's decision to the First
4 Circuit Court of Appeals. We'll get a
5 briefing schedule from the First Circuit
6 probably in a month or two.

7 MR. POTEET:

8 Did we collect on his bond?

9 MR. HALLACK:

10 Yes.

11 MR. POTEET:

12 Just out of curiosity, what

13 --

14 MR. HALLACK:

15 If we lose, we have to pay it

16 back.

17 MR. POTEET:

18 That's what I wanted to know.

19 I kind of assumed that.

20 Any other comments on that?

21 (No response.)

22 MR. POTEET:

23 All right. Executive

24 Director's report.

25 MS. MORRIS:

1 My question, I guess -- the
2 auditor just left. Roy is here. Should
3 that be reported somehow that \$20,000 we
4 accepted the payment, but it's in dispute
5 and does it have to be returned?

6 MR. POTEET:

7 No, I wouldn't think --

8 MR. HALLACK:

9 Mona and I have talked about
10 it. So she applied it the way that --

11 MR. POTEET:

12 I wouldn't think you need to
13 note something like that. I mean, it's not
14 -- it's got to go a long way to get to the
15 point of getting that back.

16 MR. TURNER:

17 Very unlikely, I would
18 assume.

19 MR. POTEET:

20 I would say extremely.

21 MR. HEBERT:

22 Aren't all of the fines
23 appealable, though? I mean, at this time --
24 I mean, even what's on the books right now
25 could be appealed subsequent to --

1 MS. MORRIS:

2 It's a 30-day appeal. So we
3 will know in 30 days --

4 MR. HALLACK:

5 It's 30 days for the fine.
6 So it's not appealable. Mona and I talked
7 about it and I think -- Mona, didn't you
8 talk to somebody?

9 MS. ANDERSON:

10 Roy.

11 MR. HEBERT:

12 Anything that would be levied
13 in the last 30 days of any fiscal period,
14 then you'd have to disclose, I guess --
15 well, the appeals period wouldn't have run.

16 MR. POTEET:

17 I would think that if the
18 appeal was successful at that point we would
19 make some kind of a financial note.

20 MR. HEBERT:

21 I mean, what's our experience
22 on having our fines appealed?

23 MR. HALLACK:

24 Probably less than five
25 percent.

1 MR. POTEET:

2 Never since I've been here.

3 MS. MORRIS:

4 And I don't know that we've
5 ever collected on the bond, though, before
6 it's been final.

7 MR. HALLACK:

8 Right. That's true.

9 MS. MORRIS:

10 So that's why I thought it
11 was a little bit -- usually, by the time we
12 get the payment from the bond, it's final.

13 MR. HEBERT:

14 It would have more to do with
15 our collection efforts more than anything.

16 MR. POTEET:

17 It was duly noted.

18 MR. HEBERT:

19 In auditors' terms, a \$20,000
20 adjustment would not be material to the
21 financial statements of the Commission
22 anyway.

23 MR. POTEET:

24 Executive Director's report.

25 MR. PARNELL:

1 If you'll turn with me,
2 alleged issue counts. I do want to say once
3 again that I do appreciate Mona. She's been
4 doing a great job working with our financial
5 department. It's going in a great direction
6 and I feel really good about that. Everyone
7 here, the staff, has been doing really well.
8 I just -- I feel good about that as well.

9 Review of complaints totals,
10 if you will, turn with me to your alleged
11 issue counts this month, the month of August
12 was much lower than normal. The month of
13 August had 44 alleged issues, 11 of which
14 were non-delivery of title.

15 The next item is the case
16 report where it has 37 of its cases were
17 assigned to an investigator.

18 The next item you'll find is
19 a department summary report. It's all the
20 cases closed for the month of August, which
21 is 55 cases that have been closed. We've
22 recently been kind of working with the New
23 Car Commission kind of doing a joint effort.
24 We did get a complaint, one of our past
25 licensees that was RTO, they've gone over to

1 leasing, seemingly some of what they've been
2 doing in their business kind of resembles
3 RTO. So what we're going to do is a joint
4 effort with both Commissions send
5 investigators out. Lessie House did send
6 out documentation to all of those dealers
7 just letting them know that we're not
8 together, just to look at their business to
9 make sure that they are doing things as they
10 are supposed to be, so that they're
11 currently licensed as a leasing business.

12 The next item will be the
13 technology upgrades. The website is going
14 pretty good. I have a printed version of
15 the draft. I think you have got it there.
16 This is a printed version of my draft. It's
17 a first draft of what we're looking at
18 doing. Today later on, I'll speak with him.
19 I'm going to speak with our developer so we
20 can get some things finalized on there, some
21 things that are incorrect on there, some
22 things I want to change around a little bit.

23 I didn't see a mission
24 statement anywhere from our Commission. So
25 what I did was, I went in and created one

1 and drafted one. So we do have that
2 information. The bandwidth, it has been
3 upgraded. As of last week, we were able to
4 upgrade our bandwidth to 10 megs down, two
5 megs up. So we do have more speed, right
6 now.

7 The e-mail addresses, they've
8 all been created for all of our licensees.
9 It's out there right now. One thing I was
10 concerned about, like what happens with our
11 new licensees as they're coming in, that's
12 something we're technically supposed to do,
13 but I was informed by the IT person that
14 it's automatic every morning when we set
15 someone's status to active, every morning
16 that person, it's going to generate an
17 e-mail address, and then we'll go ahead and
18 get information out to them to let them know
19 that's what the e-mail address is.

20 The license renewal process,
21 the plan is to get everything out. We got
22 set back a little bit with the storm. We
23 had some issues, IT issues, and so we got
24 back a little while with the storm. So,
25 hopefully, my plan is to get things out

1 within the next week, and I will send out a
2 hard document to our licensees kind of
3 telling them -- letting them know about the
4 licensing process and letting them know
5 about the e-mail address -- the provided
6 e-mail address, and how you can use it,
7 online renewals. We're just giving them
8 more information. It will have their
9 website -- excuse me, their user ID and
10 password, have their e-mail address and
11 other information of that nature.

12 So we're just getting geared
13 up, getting ready and making sure all of our
14 questions that are in our CAVU licensing
15 program are set properly so once we start
16 processing, we won't have any problems. So
17 we're at that point right now. I'm just
18 excited about moving forward with this
19 licensing period. It's going to be
20 different for the most part. You know,
21 we're going to do things completely
22 different this year. We're just going to
23 look forward to moving in the future in a
24 faster and more economical, more efficient
25 way. So I'm kind of excited about that, and

1 that concludes my report.

2 MR. TURNER:

3 Are you sending out a packet
4 to every licensee?

5 MR. PARNELL:

6 What I'm going to send out
7 this year is going to be pretty much three
8 pages. I've got to send out a letter to
9 everybody --

10 MR. TURNER:

11 Even the ones that are only
12 renewing the salesman license?

13 MR. PARNELL:

14 They're going to get
15 something as well, because I have to explain
16 about the e-mail address. So I've condensed
17 all of that information down on one page --
18 really, two pages and send them out and let
19 everybody know who their districts are, what
20 parishes are in their district and who their
21 representative is since we have new persons
22 here in the office. So I will be sending
23 out pretty much a three-page letter to
24 everybody letting them know the process.
25 And then once I send that out, I'm

1 immediately going to start hitting the
2 e-mail addresses, sending out bulk e-mails
3 so we can be aware of what's going on with
4 that, and that's the direction I believe is
5 going to really benefit us in the future.

6 MR. POTEET:

7 You know, a couple of things
8 we might think about is to get that
9 information to the LIADA.

10 MR. PARNELL:

11 Absolutely.

12 MR. POTEET:

13 And also to all of the
14 auctions and maybe we can put something, you
15 know, in each auction, and then the LIADA.
16 We'll hit a lot of dealers through that
17 process that -- maybe something that says,
18 if you haven't gotten this letter, you may
19 need to check with the Commission or
20 something.

21 MR. TURNER:

22 Like on a bulletin board or
23 something at the auction?

24 MR. POTEET:

25 Yes.

1 MR. PARNELL:

2 I spoke with Kevin and that's
3 something we talked about. We definitely
4 want to work together and make sure we get
5 it all going out.

6 MR. POTEET:

7 Try to get everybody -- it's
8 going to be different.

9 MR. PARNELL:

10 I wanted to make sure that it
11 was not very complicated, but it's very user
12 friendly and pretty easy. I wanted to make
13 sure everyone will be able to get in and
14 understand how to use it. It is very simple
15 stuff.

16 MR. POTEET:

17 Does anybody else have any
18 questions for Derek?

19 I'm excited about the
20 technology update. I think the new website
21 is going to be great. Every time I go
22 online, I --

23 MR. TAYLOR:

24 Derek, but some of these guys
25 who send in their information that they need

1 to get their license, we're going to
2 communicate with those guys a hundred
3 percent by e-mail or they'll receive a phone
4 call saying, hey, you need to get your bond
5 updated?

6 MR. PARNELL:

7 Initially it will, you know,
8 if we see it as an issue with the
9 representatives here in the office, if they
10 see it's an issue, we'll contact them via
11 phone, but we're trying to get everything
12 out via e-mail. I want them to get in the
13 habit of just going to check the e-mail, you
14 know. Once everybody -- everyone -- you
15 kind of mentioned putting it in -- once
16 everyone understands the e-mail that you
17 have that we are giving you, that's going to
18 be -- you can put it to another e-mail
19 address of your choosing. You can forward
20 it. So you don't necessarily have to kind
21 of consistently log in to our website, you
22 can view your e-mails from our Commission.
23 You can forward it to one of your existing
24 e-mail addresses and that way, it will pop
25 for you every time we send something out

1 there. So that's definitely communication.

2 I want to push hard this year
3 of e-mails to get things done faster, you
4 know, just that turn around time of when the
5 dealer submits their information to when
6 they hear from us what their status is, and
7 throughout that process, as I stated before,
8 every time we make a status change, I'm
9 going to have that representative here send
10 out an e-mail to them letting them know
11 where they are in the process. I think
12 that's going to make a big difference for
13 us.

14 MR. POTEET:

15 All right. We don't have
16 anything else on the agenda right now. The
17 hearings are next. So I guess we'll need to
18 adjourn and re-adjourn for those hearings.
19 We normally tell the hearing folks to be
20 here at 10:30.

21 So, do I have a motion to
22 adjourn?

23 MR. SMITH:

24 I make the motion.

25 MR. BREWER:

1 Second.

2 MR. POTEET:

3 All in favor?

4 (All "Aye" responses.)

5 MR. POTEET:

6 All right. We'll reconvene

7 whenever the people for A-1 show up.

8

9 (Meeting ended at 10:20 a.m.)

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1 REPORTER'S CERTIFICATE

2
3 I, BETTY D. GLISSMAN, Certified
4 Court Reporter, Certificate No. 86150, in
5 and for the State of Louisiana, do hereby
6 certify that the Louisiana Used Motor
7 Vehicle Commission September 17, 2012
8 meeting was reported by me in the stenotype
9 reporting method, was prepared and
10 transcribed by me or under my personal
11 direction and supervision, and is a true and
12 correct transcript to the best of my ability
13 and understanding.

14 This October 1, 2012, Baton Rouge,
15 Louisiana.

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23 BETTY D. GLISSMAN, CCR
24 CERTIFIED COURT REPORTER
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