

BEFORE THE ARKANSAS MOTOR VEHICLE COMMISSION

**IN THE MATTER OF:
ARKANSAS RV SALES AND SERVICE**

Hearing # 21-013

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

A hearing on the above-referenced matter was held before the Arkansas Motor Vehicle Commission (“AMVC”) on June 16, 2021 at the Arkansas Department of Labor and Licensing, 900 West Capitol Avenue, Little Rock, Arkansas 72201. A representative of the Respondent, Arkansas RV Sales and Service, did not appear, although properly served with the Notice of Hearing. Assistant Attorney General Juliane Chavis appeared on behalf of the AMVC.

Finding proper notice had been given Respondent, the AMVC, from all the evidence presented, makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. Arkansas RV Sales and Service, LLC, located at 955 Plane Road, Conway, AR, was a new recreational vehicle dealer formerly licensed to sell Heartland RVs.
2. Arkansas RV Sales and Service’s license expired on December 31, 2020.
3. As of March 17, 2021, Arkansas RV Sales and Service, LLC, had not renewed its license.

CONCLUSIONS OF LAW

1. Recreational vehicle dealers and their representatives are required to conform their conduct to the AMVC Act, Ark. Code Ann. § 23-112-101, *et seq.*, and the rules promulgated by the AMVC pursuant to Ark. Code Ann. § 23-112-204.

2. According to Ark. Code Ann. § 23-112-1004, it is unlawful for a person to engage in business as a new recreational vehicle dealer without obtaining a license from AMVC.
3. All applications for licenses shall be accompanied by the appropriate fees in accordance with the schedule set out in Ark. Code Ann. § 23-112-1004.
4. Failure to comply with any provision of the AMVC Act or any rule promulgated by the AMVC may result in revocation or suspension of the license per Ark. Code Ann. § 23-112-1019, Ark. Code Ann. § 23-112-1019(a)(4) and (5), or may result in a monetary penalty in lieu of revocation or suspension as set out in Ark. Code Ann. § 23-112-1020.
5. Arkansas RV Sales and Service violated Ark. Code Ann. § 23-112-1019 by failing to comply with provisions of the AMVC Act due to its failure to renew its dealer's license as set out in Findings of Fact 1, 2 and 3 above.

ORDER

1. The recreational dealer license of Arkansas RV Sales and Service is hereby terminated.
2. Pursuant to the Arkansas Administrative Procedure Act, Ark. Code Ann. § 25-15-212, Respondent may petition for judicial review of this decision by filing a petition in the Circuit Court in the county in which he resides or does business or in the Circuit Court of Pulaski County within thirty (30) days after service of this order.

IT IS SO ORDERED this 21st day of June, 2021.

Arkansas Motor Vehicle Commission


Joy Blankenship
Chairperson

CERTIFICATE OF SERVICE

I, F. S. "Sandy" Stroope, Director of the Arkansas Motor Vehicle Commission, do hereby certify that I have served a copy of these Findings of Fact, Conclusions of Law and Order by mailing a copy of same, U.S. Mail, postage prepaid, on this 21st day of June, 2021 to the following:

Arkansas RV Sales and Service
955 Plane Road
Conway, AR 72032

F. S. Stroope
F. S. "Sandy" Stroope
AMVC Director