



# State of Arkansas Towing & Recovery Board

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## MINUTES

Arkansas Towing & Recovery Board • September 21<sup>st</sup> 2021

The Arkansas Towing & Recovery Board convened on Tuesday, September 21<sup>st</sup> 2021 at 9:30 A.M. in the conference room of the Arkansas Towing & Recovery Board office at 7418 North Hills Boulevard, North Little Rock, Arkansas.

Chair Joe Spadoni called the meeting to order at 9:30 A.M. with roll call; Matt Ross, Carrie Meeks, Tom Brown, Greg Cochran, Wayne Edwards, Reggie Binns and Jerry Vint were present. Also, in attendance were director Steven Rogers, investigator Tracy Watson and legal counsel Joe West.

Chair Spadoni welcomed guests then turned the meeting over to hearing officer Charles Moulton to proceed with the Disciplinary Hearing schedule. The court reporter was Conway Court Reporting.

### Disciplinary Hearings

#### Case Number **2021-05-030 James McGillberry & Charles Smith dba Stateline Recovery**

The Respondent violated Ark. Code Ann. § 27-50-1201(a) and Board Rules 6.1 and 6.2 by charging for the towing and storage; and Ark. Code Ann. § 27-50-1203 (e)(1)(E) and Board Rule 4.1 by failing to provide all documents in response to information requests by the Board; and Ark. Code Ann. § 27-50-1212(a)(5) by unlawfully using or attempting to use an expired, suspended, or revoked license or tow vehicle safety permit. Respondent is ordered to pay a civil penalty in the amount of \$6,000.00. A motion was made by Greg Cochran. Second by Matt Ross. Motion was unanimous, 8-0.

#### Case Number **2021-04-023 Red River Wrecker Service**

Respondent violated Ark. Code Ann. § A.C.A. §27-50-1203(e)(1)(D) and Board Rule 4.1 by charging excessive and unnecessary fees for towing, recovery and storage. Respondent is ordered to pay a civil penalty in the amount of \$500.00 for the violation and to pay restitution in the amount of \$11,436.37 to the Complainant. A motion was made by Matt Ross. Second by Greg Cochran. Motion was unanimous, 8-0.

### Business Meeting Reconvenes

The Minutes for the Board Meetings from July 20<sup>th</sup> 2021 were approved as mailed on a motion by Tom Brown. Second by Matt Ross. Motion carried 8-0

Treasurer Carrie Meeks updated the board on staff salaries for the coming year and presented documents outline financial projections for the coming year. Greg Cochran made a motion to approve the Treasurer's Report as presented. Second by Jerry Vint. Motion carried.8-0

Tracy Watson presented the Complaints Report for August.

Joe West updated the board on Helton case.

**Consent Agreements/Offers of Settlements**

**Case Number 2022-07-003 Lenders Choice Recovery .**

Respondent violated Ark. Code Ann. § 27-50-1101(a)(2)(A) by failing to notify law enforcement of the repossession within two (2) hours of taking possession of the vehicle. Respondent is ordered to pay a civil penalty of \$500.00. A motion was made by Matt Ross. Seconded by Carrie Meeks. Motion carried 8-0.

The director, Steven Rogers updated the board on several issues including the annual audit through the Arkansas Department of Labor & Licensing and closing books.

The next regular board meeting which would include a hearing schedule was set for Tuesday November 16<sup>th</sup> 2021, to be held at the Arkansas Towing & Recovery Board office in North Little Rock, Arkansas.

With no further business the meeting adjourned at 1:18 P.M.

Signed \_\_\_\_\_  
Joe Spadoni, Chair

Attest \_\_\_\_\_  
Steven Rogers, Director

Approved \_\_\_\_\_ (Date)