

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF BUSINESS REGULATION
1511 PONTIAC AVENUE
BUILDINGS 68-69
CRANSTON, RI 02920

IN THE MATTER OF: :
 :
LAIRES & SON AUTO REPAIR, INC. : DBR No.: 09-L-205
 :
RESPONDENT. :

CONSENT AGREEMENT

The Department of Business Regulation ("Department") and Laires & Son Auto Repair, Inc. ("Respondent") hereby agree that:

1. On or about June 9, 2009, the Department received information from Progressive Insurance indicating that Respondent was engaging in auto body shop repair work. Specifically, the Department received copy of an estimate of damages to an auto repaired by Respondent.
2. R.I. Gen. Laws § 5-38-1 defines "**Automobile body shop**"— to include any establishment, garage, or work area enclosed within a building where repairs are made or caused to be made to motor vehicle bodies, including fenders, bumpers, chassis and similar components of motor vehicle bodies as distinguished from the chassis, seats, motor, transmission, and other accessories for propulsion and general running gear of motor vehicles, except as provided in § 5-38-20.
3. On June 10, 2009 the Department conducted an on-site inspection of Respondent's facility. Respondent admitted to doing "some body work".

4. The Department is in receipt of the automobile repair form, which was completed by the Respondent as the automobile shop performing the repairs.
5. Mr. Joseph Lares provided a three-digit number, 739, to Progressive Insurance when asked for his auto body shop license. However, the number is for his license to sell used motor vehicles.
6. Upon information and belief, Respondent is operating an unlicensed auto body shop in violation of R.I. Gen. Laws § 5-38-4.
7. Respondent voluntarily waives his right to a hearing, voluntarily waives his right to appeal to Superior Court, admits that the allegations in paragraphs 1 through 6 are true, and that he is willing to remedy the violation and take all necessary action as delineated in this Consent Agreement.

Respondent must:

- a. Pay an administrative fee of Five hundred dollars (\$500), which reflects the Department's costs in this matter.
- b. Represent and warrant that he will limit his auto repair business to mechanical repairs, and will not engage in unlicensed auto body collision repair activity in the future.
- c. If Respondent fails to abide by any of the requirements of this Consent Agreement, the Department will initiate further administrative proceedings as deemed appropriate by the Department. Respondent shall be provided with notice and

opportunity for hearing should the Department decide to take such further action.

Dated as of the 16th day of November, 2009.

Maria L. D'Alessandro
Maria L. D'Alessandro, Associate Director
Commercial Licensing and Racing and Athletics

Jose P. Laires
Joseph Laires, Respondent, for Laires & Son Auto Repair, Inc.

On this 16th day of November, 2009 appeared before me
Jose P. Laires who executed the foregoing Consent Agreement and
who duly acknowledged to me that he was authorized to do so.

[Signature]
NOTARY PUBLIC

My Commission Expires May 1, 2011