

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF BUSINESS REGULATION
JOHN O. PASTORE CENTER
1511 PONTIAC AVENUE, BLDG. 68-1
CRANSTON, RHODE ISLAND 02920

IN THE MATTER OF: :

ALLENS AVENUE AUTO SALVAGE, :
INC., d/b/a D'AGOSTINO'S AUTO BODY, :

DBR No. 07-L-0054

RESPONDENT. :

**RECOMMENDATION AND ORDER FOR DISMISSAL
OF DEPARTMENT'S ORDER TO SHOW CAUSE**

The undersigned recommends the dismissal of the Department of Business Regulation's Notice of Intent to Deny Renewal of License and Opportunity for Hearing, issued April 2, 2007, in the above-captioned matter.

At the time of Respondent's renewal application, the Department did not have a valid certification of compliance with state and local fire laws as required by Section 4(B)(v)(d) of *Commercial Licensing Regulation 4 - Motor Vehicle Body Repair*. On or about March 23, 2009, the Department received confirmation that Respondent is now in compliance with the state fire safety code. As such, Respondent has complied with all outstanding licensing issues that provided the basis for the Notice.

Recommended by:



Michael P. Jolin, Esq.
Hearing Officer

Date: 4-6-09

CERTIFICATION

I hereby certify on this 7th day of April, 2009, that a copy of the within Order was sent by first class mail, postage prepaid to:

Allens Avenue Auto Body Salvage, Inc.
d/b/a D'Agostino's Auto Body
75 Ellenfield Street
Providence, Rhode Island 02905

Richard Silva
Assistant Deputy State Fire Marshal
Providence Fire Prevention Division
325 Washington Street
Providence, Rhode Island 02903

And by electronic mail to the following personnel of the Department of Business Regulation,
1511 Pontiac Ave, Cranston, Rhode Island 02920:

Maria D'Alessandro, Esq.
Associate Director

Michael P. Jolin, Esq.
Hearing Officer

Neena Sinha Savage, Esq.
Chief of Legal Services

Kimberly Precious
Implementation Aide

A Brooke Ellison

ORDER

I have read the Hearing Officer's Recommendation in this matter, and I hereby take the following action with regard to the Recommendation:

ADOPT
 REJECT
 MODIFY



A Michael Marques
Director

Date: 4-6-2009

THIS ORDER CONSTITUTES A FINAL ORDER OF THE DEPARTMENT OF BUSINESS REGULATION PURSUANT TO RHODE ISLAND GENERAL LAWS TITLE 42, CHAPTER 35. AS SUCH, THIS ORDER MAY BE APPEALED TO THE SUPERIOR COURT SITTING IN THE COUNTY OF PROVIDENCE WITHIN THIRTY (30) DAYS OF THE DATE OF THIS DECISION. SUCH APPEAL, IF TAKEN, MAY BE COMPLETED BY FILING A PETITION FOR REVIEW OF SAID COURT.