



CITY OF PORTLAND

Office of City Auditor LaVonne Griffin-Valade

Hearings Office

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HEARINGS OFFICER'S ORDER

APPEAL OF SPEED'S AUTO GROUP, INC.
DBA PACIFIC CASCADE TOWNCAR

CASE NO. 3110445

DATE OF HEARING: October 26, 2011

APPEARANCES:

Mr. Gary Coe, Appellant

Mr. Kathleen Butler, for the City

HEARINGS OFFICER: Mr. Gregory J. Frank

FINDINGS OF FACT AND CONCLUSIONS OF LAW:

A hearing was held on October 26, 2011. Mr. Gary Coe ("Coe") represented the appellant. Ms. Kathleen Butler ("Butler") represented the City of Portland. The hearing was continued to December 9, 2011, to allow Coe to obtain legal representation. The December 9, 2011, hearing was rescheduled to February 23, 2012.

On January 18, 2012, the Hearings Officer received a letter from Coe requesting to cancel the appellant's hearing to appeal fines imposed by the Revenue Bureau (Exhibit 26). The Hearings Officer treats Exhibit 26 as a request to withdraw the appeal. The Hearings Officer grants Coe's request to withdraw the appeal and cancels the hearing scheduled for February 23, 2012. The Hearings Officer admits, into the evidentiary record, Exhibits 1 through and including 26.

ORDER AND DETERMINATION:

1. The appeal of Speed's Auto Group, Inc., DBA Pacific Cascade Towncar, is withdrawn. The hearing scheduled for February 23, 2012, is cancelled.
2. This order has been mailed to the parties on January 27, 2012. This case is closed effective immediately.

3. This order may be appealed to a court of competent jurisdiction pursuant to ORS 34.010 et seq.



Dated: January 27, 2012

Gregory J. Frank, Hearings Officer

GJF:jeg/rs

Enclosure

Exhibit #	Description	Submitted by	Disposition
1	Appeal Form page 1	Butler, Kathleen	Received
1a	9/21/11 Letter from Coe to Dufay	Butler, Kathleen	Received
2	Appeal Form page 2	Butler, Kathleen	Received
3	10/10/11 Staff Report by Dufay	Butler, Kathleen	Received
4	Groupon printouts	Butler, Kathleen	Received
5	9/20/11 Penalty Letter	Butler, Kathleen	Received
6	9/22/11 Email from Butler to Dufay	Butler, Kathleen	Received
7	9/22/11 Email string	Butler, Kathleen	Received
8	10/7/11 Email from Coe to Butler	Butler, Kathleen	Received
9	10/7/11 Email from Butler to Coe	Butler, Kathleen	Received
10	10/7/11 Email from Coe to Butler	Butler, Kathleen	Received
11	10/7/11 Email from Butler to Coe	Butler, Kathleen	Received
12	Mailing List	Hearings Office	Received
13	Notice of Hearing	Hearings Office	Received
14	Email String	Butler, Kathleen	Received
15	Email String	Butler, Kathleen	Received
16	Email String	Butler, Kathleen	Received
17	Email String	Butler, Kathleen	Received
18	Pacific Cascade Towncar Logs	Butler, Kathleen	Received
19	Search USC 13506	Coe, Gary	Received
20	Search USC 13506	Coe, Gary	Received
21	Printout 14501	Coe, Gary	Received
22	Email String	Coe, Gary	Received
23	11/23/11 Fax requesting reschedule	Coe, Gary	Received
24	11/23/11 Memo	Frank Dufay	Received
25	Notice of Hearing	Hearings Office	Received
26	Fax requesting appeal be cancelled	Coe, Gary	Received



The Business Class of Ground Transportation

Greetings Hearings office

RE: case# 3110445

Pacific Cascade Towncar has provided proof of returned funds for which this appeal /hearing is based, to the appropriate staff of the Revenue Bureau. The indication from the Revenue Bureau is that they do not intend to pursue fines against our company, Therefore we respectfully request to cancel our request for a hearing to appeal those fines. The hearing is currently scheduled for February 23rd.

We are submitting a copy of the letter to the Revenue Bureau.

Thank you,
Michael Porter, CEO
Pacific Cascade Towncar, a dba of Speed's Auto Services Group Inc.

Gary Coe
503 789 2071

RECEIVED

JAN 18 2012

HEARINGS OFFICE

CITY OF PORTLAND
HEARINGS OFFICE
Exhibit #26
Case # 3110445
Bureau Case #