

1 COMMONWEALTH OF PENNSYLVANIA  
2 DEPARTMENT OF STATE  
3 BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

## FINAL MINUTES

7 MEETING OF:  
8  
9 STATE BOARD OF VEHICLE MANUFACTURERS,  
10 DEALERS, AND SALESPEOPLE

12 | TIME: 10:00 A.M.

20 | VIA MICROSOFT TEAMS

22 | October 28, 2025

State Board of Vehicle Manufacturers,  
Dealers, and Salespersons  
October 28, 2025

## BOARD MEMBERS:

8 William Heeney, Secretary  
9 Arion R. Claggett, Acting Commissioner, Bureau of  
10 Professional and Occupational Affairs  
11 Mark W. Wolfe, Deputy Attorney General  
12 Angel Layton, Department of Transportation  
13 Jeffrey Foster, Professional Member  
14 Steve T. Fretz, Professional Member - Absent  
15 Dale J. Yingst, Professional Member  
16 William Egan, Professional Member

BUREAU PERSONNEL:

20 Laura J. Neal, Esquire, Board Counsel  
21 Timothy J. Henderson, Esquire, Board Prosecution  
22 Liaison  
23 James Kushlan, Board Administrator  
24 Ronald Rouse, Esquire, Board Counsel  
25 Danie Bendesky, Special Assistant for Strategic  
26 Initiatives, Department of State  
27 Willow Marsh, Legislative Aid, Department of State  
28 Paul Jarabeck, Esquire, Senior Prosecutor in Charge  
29 Marc Farrell, Esquire, Regulatory Counsel  
30 Jason C. Giurintano, Esquire, Deputy Chief Counsel  
31 Denice Szekely, Esquire, Board Prosecutor  
32 Gregory S. Liero, Esquire, Board Prosecutor  
33 Ryan Lysaght, Esquire, Office of General Counsel

ALSO PRESENT:

37 Mark Calore, Esquire, McNees, Wallace and Nurick's  
38                   Automotive Dealership  
39 Justin Ellenberger, Applicant  
40 Allison Walker, Sargent's Court Reporting Service,  
41                   Inc.

1

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2

State Board of Vehicle Manufacturers,  
Dealers, and Salespersons

4

October 28, 2025

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6

The regularly scheduled meeting of the State  
Board of Vehicle Manufacturers, Dealers, and  
Salespersons was held on Tuesday, October 28, 2025.  
Secretary Heeney called the meeting to order at 10:06  
a.m.

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12

Roll Call/Introduction of Attendees

13

[James Kushlan, Board Administrator, provided a roll  
call of Board members and introduction of attendees.  
A quorum of Board members was present.]

16

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17

[Laura J. Neal, Esquire, Board Counsel, noted  
pursuant to Section 708(a)(5) of the Sunshine Act,  
the Board entered into Executive Session at 9:00 a.m.  
to conduct quasi-judicial deliberations and to  
receive advice of counsel on certain matters listed  
on the agenda.

23

She stated the Board meeting was being recorded  
for purposes of completing the required minutes.  
Voluntary participation in the meeting constituted

1 | consent to be recorded.]

\* \* \*

3 [Arion R. Claggett, Acting Commissioner, noted the  
4 selection of officers would be tabled.]

\* \* \*

6 Approval of Minutes of the September 9, 2025 meeting

7 SECRETARY HEENEY:

11 | COMMISSIONER CLAGGETT:

12 So moved.

13 | MR. YINGST:

14 | Second the motion, Yingst.

15 SECRETARY HEENEY:

16 Roll call?

17  
18                   Heeney, aye; Claggett, aye; Wolfe, aye;  
19                   Layton, aye; Foster, aye; Egan,  
20                   abstain; Yingst, aye.

21 [The motion carried. Mr. Egan abstained from voting  
22 on the motion.]

\* \* \*

24 Report of Prosecutorial Division -

25 [Timothy J. Henderson, Esquire, noted Agenda Item No.

1       2, Case Nos. 22-60-011855, 22-60-018857, 23-60-007252  
2 and 23-60-007253, would be tabled until the following  
3 meeting.

4           Mr. Henderson presented the Consent Agreement for  
5 Agenda Item No. 3, Case Nos. 23-60-010903 and 24-60-  
6 013662.]

7 MS. NEAL:

8           Mr. Chair, I believe at this time the  
9           Board would entertain a motion to  
10          reject as too lenient the Consent  
11          Agreement at Item No. 3, Case Nos. 23-  
12          60-010903 and 24-60-013662.

13 SECRETARY HEENEY:

14           I need a motion.

15 COMMISSIONER CLAGGETT:

16           So moved.

17 MR. YINGST:

18           Second the motion, Yingst.

19  
20           Heeney, aye; Claggett, aye; Wolfe, aye;  
21           Layton, aye; Foster, aye; Egan, aye;  
22           Yingst, aye.

23 [The motion carried unanimously.]

24           \* \* \*

25 [Gregory Liero, Esquire, Board Prosecutor, on behalf

1 of Caitlin B. Everettts, Esquire, presented the  
2 Consent Agreement at Agenda Item No. 4, Case No. 25-  
3 60-009081.]

4 MS. NEAL:

5                   At this time, I believe the Chair would  
6                   entertain a motion to approve the  
7                   Consent Agreement at Case No. 25-60-  
8                   009081.

9 SECRETARY HEENEY:

10                  I need a motion.

11 COMMISSIONER CLAGGETT:

12                  So moved.

13 MR. YINGST:

14                  Second the motion, Yingst.

15

16                  Heeney, aye; Claggett, aye; Wolfe, aye;  
17                  Layton, aye; Foster, aye; Egan, aye;  
18                  Yingst, aye.

19 [The motion carried unanimously. The Respondent's  
20 name at Case No. 25-60-009081 is Alexandra Bernal.]

21                  \*\*\*

22 [Gregory Liero, Esquire, presented the Consent  
23 Agreement for Agenda Item No. 6, Case No. 23-60-  
24 016834.]

25 MS. NEAL:

1                   At this time, I believe the Board would  
2                   entertain a motion to approve the  
3                   Consent Agreement at Case No. 23-60-  
4                   016834.

5 SECRETARY HEENEY:

6                   I need a motion.

7 COMMISSIONER CLAGGETT:

8                   So moved.

9 MR. YINGST:

10                  Second the motion, Yingst.

11

12                  Heeney, aye; Claggett, aye; Wolfe, aye;  
13                  Layton, aye; Foster, aye; Egan, aye;  
14                  Yingst, aye.

15 [The motion carried unanimously. The Respondent's  
16 name at Case No. 23-60-016834 is Scott M. Neville.]

17                  \*\*\*

18 [Paul Jarabeck, Esquire, Senior Prosecutor, presented  
19 the Consent Agreement for Agenda Item No. 5, Case No.  
20 24-60-001852.]

21 MS. NEAL:

22                  Mr. Chair, at this time, I believe the  
23                  Board would entertain a motion to  
24                  approve the Consent Agreement at Item  
25                  No. 5.

1 SECRETARY HEENEY:

2 I need a motion.

3 COMMISSIONER CLAGGETT:

4 So moved.

5 MR. YINGST:

6 Second the motion, Yingst.

7

8 Heeney, aye; Claggett, aye; Wolfe, aye;

9 Layton, aye; Foster, aye; Egan, aye;

10 Yingst, aye.

11 [The motion carried unanimously. The Respondent's  
12 name at Case No. 24-60-001852 is Richard D. Keene.]

13 \*\*\*

14 [Paul Jarabeck, Esquire, on behalf of Mark R. Zogby,  
15 Esquire, presented the Consent Agreement for Agenda  
16 Item No. 9, Case Nos. 21-60-018059 and 22-60-017986.]

17 MS. NEAL:

18 Mr. Chair, at this time, I believe the  
19 Board would entertain a motion to  
20 approve the Consent Agreement at Agenda  
21 Item No. 9.

22 SECRETARY HEENEY:

23 I need a motion.

24 COMMISSIONER CLAGGETT:

25 So moved.

1 MR. YINGST:

2                   Second the motion, Yingst.

3

4                   Heeney, aye; Claggett, aye; Wolfe, aye;  
5                   Layton, aye; Foster, aye; Egan, aye;  
6                   Yingst, aye.

7 [The motion carried unanimously. The Respondent's  
8 name at Case No. 21-60-018059 and Case No. 22-60-  
9 017986 is Amatti Auto Sales LLC and Oleg Zelenko.]

10                   \*\*\*

11 [Denice Szekely, Esquire, Board Prosecutor,  
12 presented the Consent Agreement for Agenda Item No.  
13 7, Case No. 24-60-001853.]

14 MS. NEAL:

15                   Mr. Chair, at this time, I believe the  
16                   Board would entertain a motion to  
17                   approve the Consent Order at Case No.  
18                   24-60-001853.

19 SECRETARY HEENEY:

20                   I need a motion.

21 COMMISSIONER CLAGGETT:

22                   So moved.

23 MR. YINGST:

24                   Second the motion, Yingst.

25

1                   Heeney, aye; Claggett, aye; Wolfe, aye;  
2                   Layton, aye; Foster, aye; Egan, aye;  
3                   Yingst, aye.

4 [The motion carried unanimously. The Respondent's  
5 name at Case No. 24-60-001853 is Darvin Brent Eby.]

\* \* \*

7 [Denice Szekely, Esquire, presented the Consent  
8 Agreement for Agenda Item No. 8, Case No. 24-60-  
9 019134.]

10 MS. NEAL:

15 SECRETARY HEENEY:

16 Need a motion.

17 | COMMISSIONER CLAGGETT:

18 So moved.

19 MR. YINGST:

20 | Second the motion, Yingst.

21

25 [The motion carried unanimously. The Respondent's

1 | name at Case No. 24-60-019134 is Joseph Garns.]

2 | \* \* \*

### 3 | Report of Board Counsel

## 4 Final Adjudications and Orders

5 MS. NEAL:

12 | SECRETARY HEENEY:

13 Need a motion.

14 COMMISSIONER CLAGGETT:

15 So moved.

16 MR. YINGST:

17 Second the motion, Yingst.

18

22 [The motion carried unanimously. The Respondents'  
23 names are as follows: Case No. 23-60-014618, Phillip  
24 J. Dilullo; Case No. 19-60-001511, Goodcars, Ltd.;  
25 Case No. 22-60-014219, David W. Roscos; Case No. 21-

1 60-011306, Rory L. Sanders; and Case No. 22-60-  
2 012885, William W. Warren.]

3                   \* \* \*

4 Motion to Deem Facts Admitted

5 MS. NEAL:

6                   Moving on to the Motions to Deem Facts  
7                   Admitted, Item Nos 15 through 19, Italo  
8                   Bizzaro; Donald E. Kriss; Melvin D.  
9                   Manevel; Kimberly A. Morgan; and Gary  
10                   White, at this time, Mr. Chair, I  
11                   believe the Board would entertain a  
12                   motion to grant the Motions to Deem  
13                   Facts Admitted.

14 SECRETARY HEENEY:

15                   Need a motion.

16 COMMISSIONER CLAGGETT:

17                   So moved.

18 MR. YINGST:

19                   Second the motion, Yingst.

20

21                   Heeney, aye; Claggett, aye; Wolfe, aye;  
22                   Layton, aye; Foster, aye; Egan, aye;  
23                   Yingst, aye.

24 [The motion carried unanimously.]

25                   \* \* \*

1 Application Review

2 MS. NEAL:

3 Moving onto the Application Review,  
4 first, we have the Facility Application  
5 of M H Eby, Inc., Item No. 20. Mr.  
6 Chair, I believe the Board would  
7 entertain a motion to provisionally  
8 deny that application.

9 SECRETARY HEENEY:

10 Need a motion.

11 COMMISSIONER CLAGGETT:

12 So moved.

13 MR. YINGST:

14 Second the motion, Yingst.

15

16 Heeney, aye; Claggett, aye; Wolfe, aye;  
17 Layton, aye; Foster, aye; Egan, aye;  
18 Yingst, aye.

19 [The motion carried unanimously.]

20 \*\*\*

21 Applications with Criminal Convictions

22 MS. NEAL:

23 Item Nos. 20 and 21, we have the  
24 applications of Marshall Cherry and  
25 Joseph Decembrino. At this time, Mr.

1                   Chair, I believe the Board would  
2                   entertain a motion to grant those  
3                   applications.

4 SECRETARY HEENEY:

5                   Need a motion.

6 COMMISSIONER CLAGGETT:

7                   So moved.

8 MR. YINGST:

9                   Second the motion, Yingst.

10  
11                   Heeney, aye; Claggett, aye; Wolfe, aye;  
12                   Layton, aye; Foster, aye; Egan, aye;  
13                   Yingst, aye.

14 [The motion carried unanimously.]

15                   \* \* \*

16 MS. NEAL:

17                   Item No. 23, Justin Ellenberger, Mr.  
18                   Chair, I believe the Board would  
19                   entertain a motion to provisionally  
20                   deny that application.

21 SECRETARY HEENEY:

22                   Need a motion.

23 COMMISSIONER CLAGGETT:

24                   So moved.

25 MR. YINGST:

2

3                   Heeney, aye; Claggett, aye; Wolfe, aye;  
4                   Layton, aye; Foster, aye; Egan, aye;  
5                   Yingst, aye.

6 [The motion carried unanimously.]

7

8 MS. NEAL:

9                   Item Nos. 26, 27, and 29: Carter  
10                   McCort, Julie Ann Packer, and Justin  
11                   Michael Robinson. Mr. Chair, I believe  
12                   the Board would entertain a motion to  
13                   grant those applications.

14 SECRETARY HEENEY:

16 | COMMISSIONER CLAGGETT:

17 So moved.

18 | MR. YINGST:

19 | Second the motion, Yingst.

20

24 [The motion carried unanimously.]

25

1 MS. NEAL:

2 Item Nos. 25, and 28: Kelly Keller and  
3 Jared W. Pegnetter. Mr. Chair, I  
4 believe the Board would entertain a  
5 motion to conditionally grant those  
6 applications.

7 SECRETARY HEENEY:

8 Need a motion.

9 COMMISSIONER CLAGGETT:

10 So moved.

11 MR. YINGST:

12 Second the motion, Yingst.

13

14 Heeney, aye; Claggett, aye; Wolfe, aye;  
15 Layton, aye; Foster, aye; Egan, aye;  
16 Yingst, aye.

17 [The motion carried unanimously.]

18 \*\*\*

19 MS. NEAL:

20 At Item No. 24, Tristian Armani Graham,  
21 Mr. Chair, I believe the Board would  
22 entertain a motion to conditionally  
23 grant that application.

24 SECRETARY HEENEY:

25 Need a motion.

1 COMMISSIONER CLAGGETT:

2 So moved.

3 MR. YINGST:

4 Second the motion, Yingst.

5

6 Heeney, aye; Claggett, aye; Wolfe, aye;

7 Layton, aye; Foster, aye; Egan, aye;

8 Yingst, aye.

9 [The motion carried unanimously.]

10 \*\*\*

11 Report of Acting Commissioner - No Report

12 \*\*\*

13 Report of Board Administrator - No Report

14 \*\*\*

15 Report of Board Chairman - No Report

16 \*\*\*

17 Public Comments - None

18 \*\*\*

19 New Business - Next Board meeting dates is December  
20 16, 2025.

21 \*\*\*

22 Adjournment

23 COMMISSIONER CLAGGETT:

24 We need a motion to adjourn.

25 CHAIR HEENNEY:

1 Motion to adjourn.

2 MR. YINGST:

3 | Second.

4 | \* \* \*

5 [There being no further business, the Pennsylvania  
6 State Board of Vehicle Manufacturers, Dealers and  
7 Salespersons adjourned at 10:33 a.m.]

8 | \* \* \*

9

10 | CERTIFICATE

11

12 I hereby certify that the foregoing summary  
13 minutes of the State Board of Vehicle Manufacturers,  
14 Dealers and Salespersons meeting, was reduced to  
15 writing by me or under my supervision, and that the  
16 minutes accurately summarize the substance of the  
17 State Board of Vehicle Manufacturers, Dealers and  
18 Salespersons meeting.

19

20

9/11/2012

Allison Walker,

22

### Minute Clerk

23

## Sargent's Court Reporting

24

Service, Inc.

25

26

1 STATE BOARD OF VEHICLE MANUFACTURERS,  
2 DEALERS, AND SALESPERSONS  
3 REFERENCE INDEX

4  
5 October 28, 2025  
6  
7

8	TIME	AGENDA
9	10:00	Executive Session
10	10:00	Return to Open Session
11	10:06	Open Session/Call to Order
12	10:06	Roll Call/Introduction of Attendees
13	10:09	Approval of Minutes
14	10:09	Report of Prosecutorial Division
15	10:25	Report of Board Counsel
16	10:32	New Business
17	10:33	Adjournment
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