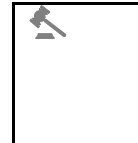


MINUTES OF THE BOARD MEETING OF THE MOTOR VEHICLE DEALERS  
COMPENSATION FUND BOARD OF TRUSTEES, HELD AT 9:30 AM ON WEDNESDAY  
JULY 7, 2004 AT THE AIRPORT HILTON HOTEL IN THE PEARSON ROOM



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IN ATTENDANCE:

R. Marostica (Chair)  
T. O'Keefe (Vice-Chair)  
R. Desando (Sec. Treasurer)  
D. MacKinnon (Member)  
W. Steinkrauss (Member)  
J. Huzar (Member)  
J. Wade (Member)  
L. Gordon (Staff)  
Y. Hallitt (Staff)

REGRETS:

R. Drewery (Member)

**NOTICE TO READER: For the purposes of these public minutes, reference to legal advice provided to the Board of Trustees and claim's identifying information has been removed, unless the claim has been appealed to LAT.**

The meeting was regularly constituted and called to order by R. Marostica at 9:45 am

1. **Review of Minutes of May 19, 2004:**

The Board reviewed the minutes and a motion was made to accept as is. (msc)

2. **Administrative Update:**

- R. Marostica informed the Board of R. Dowler's resignation from the Board due to his appointment to the OMVIC Board and new role as ADM at the Ministry. Ron Advised the Ministry, with Rob's support, had suggested a replacement, Ms. Catharine Finlay, who is the Executive Assistant to the Deputy Minister (Sue Corke). Laura will meet with Catharine and report back to the Board about the skills assessment. The Board can then approve her appointment to the Board, subject to the OMVIC Board's approval as well. Ms. Finlay should have completed her orientation for the Board in time to participate at the September meeting.

A motion was made to accept R. Dowler's resignation with regrets. (msc)

- L. Gordon advised that she has been in contact with two companies with respect to an OMNIBUS survey about the existence of the Fund. One company indicated that a full survey could be produced at a cost of \$14,000.00 - \$16,000.00 and the other indicated that they could include a few questions about the Fund in an OMNIBUS survey and the cost would be approximately \$1,000.00 per question.

It was decided that we would develop questions with one of the above companies, review with the Management Committee and approach OMVIC for funding.

- L. Gordon informed the Board that the RFP for collections had been sent to 52 companies and that only 4 proposals were received. These proposals have already been forwarded to the sub-committee for review and short listing. The sub-committee is meeting briefly after the Board meeting to discuss next steps.
- L. Gordon advised that a dealer in Sudbury, namely, Rick Toulouse of Auto Mart Sudbury, has been convicted of fraud and there may be a few claims as a result but initial thoughts

from Y. Hallitt are that he's taken care of most consumer's ahead of his recent court decision. His registration as a dealer was already revoked by OMVC.

- R. Marostica advised the Board of his recent attendance at the OMVIC Board meeting and that he would like to invite the President of OMVIC to attend and observe a meeting to gain a better understanding of the Fund, to which the Board agreed.

3. **Proposed New Regulations:**

L. Gordon advised the Board that the new Motor Vehicle Dealers Act has been passed and that draft regulations have been released for public consultation. She encouraged both dealer and consumer representatives to review these regulations and provide comments and or suggestions to MCBS directly. She also informed the Board that most of their requested changes have been addressed in the new regulations and include increasing the maximum payable to \$45,000.00 per transaction.

After a lengthy discussion it was agreed that a letter will be sent to the Minister, congratulating his staff on their efforts to date and to request clarification as to whether or not the Fund will have the ability to promote itself or will this be OMVIC's duty. In addition an invitation will be extended for the Minister to attend and observe a future meeting. A copy of this letter will also be sent to the President of OMVIC.

4. **Claims:**

The Board deferred 2 claims, denied 1 claim and paid 6 claims totaling \$47,653.92

Meeting was adjourned at 2:00 pm

The next meeting is scheduled for September 1