

JAN 12 2012

INDIANA
SECRETARY OF STATE

STATE OF INDIANA
OFFICE OF THE SECRETARY OF STATE
AUTO DEALER SERVICES DIVISION

IN THE MATTER OF:)
) Cause No. DLR 12-0011 CA
CARPLEX, INC.,)
)
Respondent.)

CONSENT AGREEMENT

The Office of the Indiana Secretary of State, Auto Dealer Services Division (the "Division") and Respondent Carplex, Inc. ("CI") agree and stipulate to the following:

1. The Division is a division of the Office of the Secretary of State. The Division has jurisdiction over matters relating to automobile dealers, as provided by Indiana Code § 9-23-0.7-1.
2. CI is a business entity that provided the Division with a last known business address of 6990 W. Washington Street, Indianapolis, Indiana, 46241.
3. CI is also a dealer, or other entity defined by Indiana Code § 9-23-2-1, that holds Indiana dealer license #900342.
4. On or about September 26, 2011, the Division received information that CI had failed to make all records of its interim plate usage available to a Division investigator upon demand at its established place of business in violation of Indiana Code § 9-18-26-18.
5. This Consent Agreement deals only with CI's failure to make its records of interim plate usage available to a Division investigator on or before September 26, 2011.
6. In lieu of a formal administrative hearing on the matters alleged herein, CI and the Division agree as follows:

(a) CI waives its right to a hearing pursuant to Indiana Code § 9-23-2-14(d).

(b) CI waives its right to an appeal pursuant to Indiana Code § 9-23-2-17.

(c) CI shall pay a total civil monetary penalty of Five Hundred Dollars (\$500.00) to the Division.

(d) CI agrees not to violate any statutes or administrative regulations that pertain to dealers including, but not limited to, the Indiana Motor Vehicles Manufacturers, Distributors, and Dealers Act, Indiana Code § 9-23-2.

7. The failure of CI to adhere to the terms of this Consent Agreement shall constitute grounds for administrative action against CI and any party involved in the violation.

8. This Consent Agreement is executed in the public interest, and the entry of this Consent Agreement merely reflects the parties' mutual desire to resolve this matter without formal administrative proceedings. This Consent Agreement may be used to show repetitive conduct should CI commit future violations of the Act.

9. The parties to this Consent Agreement agree that all the terms of the Agreement are contractual and that none is a mere recital.

10. This Consent Agreement may be executed in multiple counterparts, each of which shall be considered binding on all parties.

11. This Consent Agreement is expressly subject to the approval of the Commissioner, and should the Commissioner fail or refuse, for any reason, to approve this Consent Agreement, the same shall be of no force or effect, and it shall not be admissible into evidence nor referred to any hearing held in connection with the matters referred to herein.

CARPLEX, INC.

INDIANA SECRETARY OF
AUTO DEALER SERVICES DIVISION

By: Ty E Henderson agent

By: Ashley Humphries
Enforcement Attorney

Printed: Ty E Henderson

Title: Vice President

Date: 1/6/12

Date: 1/10/12

APPROVED and ORDERED at Indianapolis, Indiana this 12TH day of JANUARY, 2012.



CHARLES P. WHITE
INDIANA SECRETARY OF STATE

CHRIS NAYLOR
SECURITIES COMMISSIONER