

MAR 02 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 11-0405 CA
PERFORMANCE AUTOMOTIVE,)
)
Respondent.)

ORDER OF REVOCATION

The Office of the Secretary of State – Auto Dealer Services Division (“Division”) has filed a Petition for Order of Revocation against Respondent, Performance Automotive (“Performance”), alleging certain violations of the Indiana Motor Vehicle Manufacturers, Distributors, and Dealers Act, Indiana Code 9-23-2, and requesting, *inter alia*, that the Indiana Securities Commissioner (“Commissioner”) issue an order revoking license number 406054 issued to Performance.

The Commissioner, having reviewed the Petition for Order of Revocation and being duly advised, finds that grounds exist under the Act for ordering that Performance’s license be temporarily revoked. The Commissioner further finds that such an order is in the public interest.

The Commissioner therefore ORDERS that license number 406054 issued to Performance is hereby TEMPORARILY REVOKED. A denial, suspension, or revocation of a license “remains in effect until the secretary of state: (1) modifies or vacates the summary order; or (2) conducts a hearing and issues a final determination.” See Indiana Code § 9-23-2-14(e).

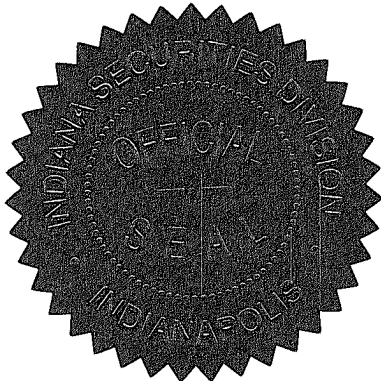
The Commissioner further finds that grounds exist under the Act to order Performance to show cause as to why Performance’s license number 406054 should not

be revoked and to show cause as to why an order should not be issued denying any future license of Performance.

The Commissioner therefore ORDERS that Performance file a written answer or other response to the Petition for Order of Revocation within fifteen (15) days of receipt of this Order.

The Commissioner further ORDERS that the Respondents may submit a written request for an earlier hearing date pursuant to Indiana Code § 9-23-2-14(d)(3). This matter will be set for a hearing within fifteen (15) business days after receipt of such request.

ORDERED at Indianapolis, Indiana this 2nd day of MARCH, 2012.



OFFICE OF THE INDIANA
SECRETARY OF STATE

A handwritten signature in black ink, appearing to be 'CN' or similar initials.

CHRIS NAYLOR
INDIANA SECURITIES COMMISSIONER