



**THE COMMONWEALTH OF MASSACHUSETTS
AUTO DAMAGE APPRAISER LICENSING BOARD**

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GILBERT W. COX, JR.
CHAIRMAN

CARL GARCIA
DAVID KRUPA
JOSEPH COYNE
THOMAS MCCLEMENTS

Minutes of Meeting

October 27, 2011

**Auto Damage Appraisers Licensing Board
Division of Insurance, Boston, MA**

Members Present:

Gilbert Cox, Chairman
Carl Garcia
Joseph Coyne
Thomas McClements

Proceeding Recorded By:

P. Abdelmaseh (audio and visual)
T. Colo (audio and visual)

Review and Approve September 20, 2011 Minutes

Motion made by C. Garcia to accept September 20, 2011 minutes
Motion seconded by T. McClements
3-0 Vote to accept

Report on Licenses

Approximately 4,700 Active Appraisers
33 Ready for Part II Exam
Next Part II Exam: Tentatively 2nd week of December

Complaint Number 2011-13

T. McClements recused himself

Motion made by C. Garcia to send letter (to be reviewed at November meeting) reminding Peter Conlon of CMR 212 2.04, Section (c), *“No staff or independent appraiser, insurer, representative of insurer, or employer of an independent appraiser shall refer the claimant to or away from any specific repair shop or require that repairs be made by a specific repair shop or individual.”*

A copy of the letter will also be sent to Peter Griffin.

Motion seconded by J. Coyne

3-0 vote

C. Garcia, J. Coyne, G. Cox vote in the affirmative

T. McClements did not vote

Further Discussion on Complaint 2011-10

Motion by C. Garcia to send letter and Advisory Ruling 93-94-6 to Kenneth Lucas, David Doty and Owen Gallagher

Motion seconded by J. Coyne

3-0 vote

C. Garcia, T. McClements, and J. Coyne voted in the affirmative

Meeting will be scheduled with Division of Insurance to discuss an open line of communication between The Division of Insurance and The Auto Damage Appraiser Board

Dialogue between Peter Abdelmaseh and The Board

P. Abdelmaseh (AASP) stated that certain appraisers have been solicited to join the Direct Repair Pay Program and were told that SB 453 has already been passed. It is being presented to the Insurance Industry as an alternative to Labor Rate Bill and if passed, would allow closure of many shops.

C. Garcia opined that Direct Repair Pay is here and isn't going anywhere. We should create an even playing field.

Complaint Number 2011-14

Motion by J. Coyne to dismiss complaint because it does not fall within the jurisdiction of The Auto Damage Appraiser Board

Passed 3-0 vote

C. Garcia, T. McClements, and J. Coyne voted in the affirmative

Next meeting will be held November 21, 2011 at Division of Insurance at 9:30 a.m.