

## APPENDIX

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**YVONNE REIGNAT-VODI**

\* **IN THE**

\* **COURT OF APPEALS**

\* **OF MARYLAND**

**v.**

\* **Petition Docket No. 5**  
\* **September Term, 2021**

\* **(No. 2390, Sept. Term, 2019**  
\* **Court of Special Appeals)**

**MOTOR VEHICLE ADMINISTRATION**

\* **(No. CAL19-29298, Circuit Court**  
\* **for Prince George's County)**

**ORDER**

Upon consideration of the petition for a writ of certiorari to the Court of Special Appeals and the answers filed thereto, in the above-captioned case, it is this 23<sup>rd</sup> day of April, 2021

**ORDERED**, by the Court of Appeals of Maryland, that the petition be, and it is hereby, **DENIED** as there has been no showing that review by certiorari is desirable and in the public interest.

/s/ Mary Ellen Barbera  
Chief Judge

~~YVONNE REIGNAT-VODI,~~ \* IN THE  
Appellant, \* COURT OF SPECIAL APPEALS  
v. \* OF MARYLAND  
MOTOR VEHICLE ADMINISTRATION, \* September Term 2019  
Appellee. \* Nos. 2389 & 2390

\* \* \* \* \*

### ORDER

In each of the captioned appeals the appellant has filed a "Third Motion to Extend Time for Filing Appellant's Corrected Briefs." The appellee has filed a Line in response to the appellant's motions, in which the appellee "defer[s] to the Court." The appellant has additionally filed in No. 2389, a "Motion on Order of 24 September 2020 on Appellants Extension to File Corrected Briefs." and, in No. 2390, a "Motion on Order of 23 September 2020 on Appellants Extension to File Corrected Briefs on Case No. 2390."

This Court's Orders entered in each of the captioned appeals on September 24, 2020 provided, in bold type, that "[t]he **Court will not grant the appellant any further extension of time and this appeal will be dismissed if the appellant does not file corrected briefs on or before September 30, 2020.**"

Moreover, in each of her three requests for a filing extension the appellant has asserted that more time is necessary so that she can incorporate into her corrected briefs the agency record that was received in this Court on September 8, 2020. The appellant, however, is prohibited from making any such modifications to her corrected briefs. Three

of this Court's prior orders have cautioned the appellant that "the corrected briefs shall not include any substantive alterations from the appellant's first briefs filed in these appeals."

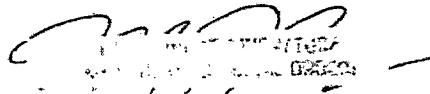
Accordingly, it is this 13<sup>th</sup> day of October 2020,

ORDERED that the appellant's "Third Motion to Extend Time for Filing Appellant's Corrected Briefs," in each of the captioned appeals, are denied; and it is further

ORDERED that the appellant's "Motion on Order of 24 September 2020 on Appellants Extension to File Corrected Briefs" in No. 2389, and the appellant's "Motion on Order of 23 September 2020 on Appellants Extension to File Corrected Briefs on Case No. 2390" in No. 2390, are denied; and it is further

ORDERED that captioned appeals are dismissed for the appellant's failure to file a brief as directed by this Court's September 24, 2020 Orders in each of the captioned appeals.



  
Matthew J. Fader, Chief Judge

YVONNE REIGNAT-VODI,

Appellant,

v.

MOTOR VEHICLE  
ADMINISTRATION,

Appellee.

IN THE

COURT OF SPECIAL APPEALS

OF MARYLAND

No. 2390, September Term, 2019

(Cir. Ct. No. CAL19-29298)

\* \* \* \* \*

### ORDER

After the appellant was ordered to correct her brief to conform to the Maryland Rules, she filed a brief that substantively modified her original brief. Rather than dismiss the appeal, as the appellee had requested, we permitted the appellant to file a corrected brief on or before September 3, 2020. In the order granting that relief, the appellant was admonished not to add any "issues, facts, or arguments not included in the original brief." When the appellant later moved to extend time to file her corrected brief, the order granting the extension again warned the appellant not to make any substantive changes to her brief. Appellant was granted an additional extension of time and was warned, in bold faced type, that:

**The Court will not grant the appellant any further extension of time and this appeal will be dismissed if the appellant does not file corrected briefs on or before September 30, 2020. The appellant is again cautioned that the corrected briefs shall not include any substantive alterations from the appellant's first briefs . . . .**

When the appellant again requested an extension of time, we denied the motion and, because the corrected brief had not been filed, dismissed the appeal noting the warnings that had already been given to the appellant.<sup>1</sup>

Appellant has now moved for reconsideration of our order dismissing the appeal. The appellee opposes that relief. Upon consideration of the motion for reconsideration, the opposition, the appellant's reply to the opposition, and the record, it is 30<sup>th</sup> day of October 2020, by the Court of Special Appeals,

ORDERED that the motion for reconsideration is denied.



FOR A PANEL OF THE COURT  
consisting of Fader, C.J., Graeff, Leahy, JJ.

Chief Judge's Signature Appears on  
the Original of this Document

Matthew J. Fader, Chief Judge

---

<sup>1</sup> The history of the briefing in this case is paralleled in *Yvonne Reignat-Vodi v. Motor Vehicle Administration*, No. 2389, Sept. Term, 2019, and also resulted in the dismissal of that appeal. The two appeals arise out of a common fact pattern, but the captioned case is an appeal from the dismissal of a claim for damages against an employee of the Motor Vehicle Administration. No. 2389 is an appeal from judicial review of an agency decision.

|                               |   |                          |
|-------------------------------|---|--------------------------|
| YVONNE REIGNAT-VODI,          | * | IN THE                   |
|                               | * |                          |
| Appellant.                    | * | COURT OF SPECIAL APPEALS |
|                               | * |                          |
| v.                            | * | OF MARYLAND              |
|                               | * |                          |
| MOTOR VEHICLE ADMINISTRATION, | * | September Term 2019      |
|                               | * |                          |
| Appellee.                     | * | No. 2390                 |

\* \* \* \* \*

### ORDER

The appellant has filed a "Motion to Correct the Records From the Circuit Court of Prince George's County Maryland CAL 1929298" and a "Motion to Transmit Agency Record to the Maryland Court of Special Appeals and to be Corrected by its Inclusion to the Records: CAL 19-29298" in which she requests the record in this appeal be corrected by the inclusion of the record of the Office of Administrative Hearings. The appellee has not responded to the motions.

This Court has reviewed the record in this appeal and has concluded that there was no agency record before the circuit court. Unlike in appeal No. 2389/2019, which is a separate appeal currently pending in this Court, the case from which this appeal was taken was not before the circuit court on a petition for judicial review from an administrative agency, but instead, was initiated by a complaint filed by Ms. Vodi against William Kraft, an employee of the State of Maryland.<sup>1</sup> The circuit court dismissed Ms. Vodi's complaint

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<sup>1</sup> The appellant's Notice of Appeal replaced Mr. Kraft's name as the defendant in the circuit court and substituted in the Motor Vehicle Administration. The State appeared to defend Mr. Kraft in the circuit court, asserting that governmental immunity applied to

~~for, among other reasons, her failure to first adjudicate her grievance at the administrative~~  
level and otherwise exhaust her administrative remedies.

Because there was no agency record before the circuit court, it is this 23 day of  
September 2020.

ORDERED that the appellant's "Motion to Correct the Records From the Circuit Court of Prince George's County Maryland CAL 1929298" and "Motion to Transmit Agency Record to the Maryland Court of Special Appeals and to be Corrected by its Inclusion to the Records: CAL 19-29298" are denied.

(CHIEF JUDGE'S SIGNATURE  
APPEARS ON ORIGINAL ORDER)

Matthew J. Fader, Chief Judge

Mr. Kraft as an employee of the State. But, neither the State nor the Motor Vehicle Administration were parties in the circuit court.



YVONNE REIGNAT-VODI,

IN THE

Appellant,

COURT OF SPECIAL APPEALS

v.

OF MARYLAND

MOTOR VEHICLE ADMINISTRATION,

September Term 2019

Appellee.

Nos. 2389 & 2390

\* \* \* \* \*

ORDER

In each of the captioned appeals the appellant has filed a "Second Motion to Extend Time for Filing Appellant's Corrected Briefs," and the appellee has filed oppositions to the appellant's motions.

Upon consideration of the foregoing, it is this 24 day of September 2020.

ORDERED that the appellant's "Second Motion to Extend Time for Filing Appellant's Corrected Briefs," is granted; and it is further

ORDERED that the appellant's corrected briefs in these appeals shall be filed on or before September 30, 2020. The Court will not grant the appellant any further extension of time and this appeal will be dismissed if the appellant does not file corrected briefs on or before September 30, 2020. The appellant is again cautioned that the corrected briefs shall not include any substantive alterations from the appellant's first briefs filed in these appeals; and it is further

ORDERED that the appellee's briefs shall be filed on or before October 30, 2020;  
and it is further

ORDERED that the consideration of this appeal shall be postponed pending completion of briefing. Following the filing of the appellee's briefs, the Court will schedule the month for the consideration of this appeal for the next available session.

CHIEF JUDGE'S SIGNATURE  
APPEARS ON ORIGINAL ORDER

Matthew J. Pader, Chief Judge

YVONNE REIGNAT-VODL

Appellant,

v.

MOTOR VEHICLE ADMINISTRATION.

Appellee.

\* IN THE  
\* COURT OF SPECIAL APPEALS  
\* OF MARYLAND  
\* September Term 2019  
\* Nos. 2389 & 2390

\* \* \* \* \*

### ORDER

In each of the captioned appeals, the appellant has filed a "Motion on the Court of Special Appeals Decision Without Oral Argument," in which the appellant asks "if Appellant may know the Court decision without oral argument on the above captioned case has been reached?" It appears that the appellant believes that the Court has already reached a decision in these appeals, which is incorrect. When the Court reaches a decision, its opinion(s) will be filed with the Clerk of the Court, who will promptly send notice of the decision(s) to both parties. See Md. Rule 1-324(a).

Accordingly, it is this 3 day of September 2020, by the Court of Special Appeals.

ORDERED that the appellant's "Motion on the Court of Special Appeals Decision Without Oral Argument" is denied as moot.



Matthew J. Fader, Chief Judge

YVONNE REIGNAT-VODI. \* IN THE  
Appellant, \* COURT OF SPECIAL APPEALS  
v. \* OF MARYLAND  
MOTOR VEHICLE ADMINISTRATION. \* September Term 2019  
Appellee. \* Nos. 2389 & 2390

\* \* \* \* \*

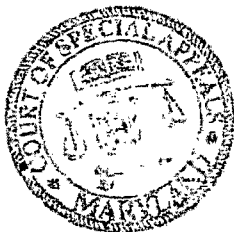
**ORDER**

In each of the captioned appeals the appellant has filed a "Motion to Extend Time for Filing Appellant's Corrected Briefs." and the appellee has filed oppositions to the appellant's motions.

Upon consideration of the foregoing, it is this 4<sup>th</sup> day of September 2020.

ORDERED that the appellant's "Motion to Extend Time for Filing Appellant's Corrected Briefs." in each of the captioned appeals, is granted in part; and it is further

ORDERED that the appellant's brief in the captioned appeals shall be filed on or before September 8, 2020. The appellant is reminded that this Court's August 6, 2020 Order prohibits substantive modifications to the appellant's corrected briefs.



CHIEF JUDGE'S SIGNATURE  
APPEARS ON ORIGINAL ORDER

Matthew J. Fader, Chief Judge

YVONNE REIGNAT-VODL

Appellant.

v.

MOTOR VEHICLE  
ADMINISTRATION.

Appellee.

IN THE

COURT OF SPECIAL APPEALS

OF MARYLAND

SEPTEMBER TERM, 2019

No. 2390

(Cir. Cl. No. CAL1929298)

\* \* \* \* \*

ORDER

Upon consideration of the "Appellee's Motion to Dismiss or in the Alternative to Strike Portions of Non-Compliant Brief," the "Appellant's Motion to Object to Appellee's Motion to Dismiss or in the Alternative to Strike Portions of Appellant's Briefs," and the appellee's "Motion for Extension of Time for Filing Respondent's Brief," it is this 6 day of August 2020, by the Court of Special Appeals.

ORDERED that the "Appellee's Motion to Dismiss or in the Alternative to Strike Portions of Non-Compliant Brief" is granted in part, and denied in part; and it is further

ORDERED that the appellee's request for dismissal is denied; and it is further

ORDERED that the appellee's request to strike the appellant's corrected brief and record extract is granted; and it is further

ORDERED that the appellant is directed to file, on or before September 4, 2020, 15 copies of a corrected brief and, if filed as a separate volume, no fewer than ten copies of a corrected record extract in full compliance with the Maryland Rules, including but not limited to addressing the following:

~~8-501(e) (corrected record extract "shall contain all parts of the record that are reasonably necessary for the determination of the questions presented by the appeal." The corrected record extract shall not include materials that are not part of the record:~~

8-501(i) and 8-503(a) and (b) (consecutive numbering required for pages of brief, appendix and record extract *record extract to be numbered consecutively from first page to last page as E. 1, E. 2, E. 3, etc.*);

8-503(b) (corrected references in the statement of facts and elsewhere in the brief of pages of the record extract shall be indicated as "E. \_\_");

And it is further ORDERED that the corrected brief shall not include any substantive changes from the *first* brief the appellant filed, including by adding issues, facts, or arguments not included in the original brief. Any such additions that were made from the appellant's first brief to the appellant's second brief shall not appear in the corrected brief that is due on September 4, 2020; and it is further

ORDERED that the appellee's brief shall be filed on or before October 5, 2020; and it is further

ORDERED that consideration of this appeal is rescheduled to the November 2020 session of this Court; and it is further

ORDERED that the appellee's "Motion for Extension of Time for Filing Respondent's Brief" filed on July 29, 2020, is denied as moot in light of this order's provision of a brief extension to the appellee.



(CHIEF JUDGE'S SIGNATURE)  
APPEARS ON ORIGINAL ORDER

Matthew J. Fader, Chief Judge

YVONNE REIGNAT-VODI,

\*

IN THE

REPORT

Appellant,

\*

COURT OF SPECIAL APPEALS

v.

\*

OF MARYLAND

MOTOR VEHICLE ADMINISTRATION,

\*

September Term 2019

Appellee.

\*

Nos. 2389 & 2390

\* \* \* \* \*

### CORRECTED ORDER

On May 28, 2020, this Court issued an Order directing the appellant to file 15 copies of a corrected brief on or before July 2, 2020 to remedy the deficiencies outlined in that Order. That same Order set August 3, 2020 as the appellee's brief deadline.

On June 10, 2020, this Court entered an order granting the appellee's "Motion for Extension of Time for Filing Petitioner's Brief" and extending the appellee's brief deadline to August 4, 2020. The Court's order mistakenly indicated that no opposition to the motion had been filed. The appellant filed an opposition to the appellee's motion on June 8, 2020, and then filed another opposition on June 15, 2020.<sup>1</sup>


Upon consideration of the appellee's "Motion for Extension of Time for Filing Petitioner's Brief" and the appellant's oppositions thereto, it is this 23 day of June 2020,

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<sup>1</sup> The appellant's oppositions fail to mention the May 28, 2020 Order or to acknowledge that, in light of the need for appellant to file corrected briefs, the deadline for appellee's opposition briefs was already extended to August 3, 2020. We therefore take this opportunity to remind the appellant of her obligation to file corrected briefs on or before July 2, 2020, as set forth in the May 28, 2020 Order.

ORDERED that this Court's June 10, 2020 Order is rescinded; and it is further

ORDERED that the "Motion for Extension of Time for Filing Petitioner's Brief" is granted and the appellee's brief shall be filed on or before August 4, 2020.

  
Matthew J. Fader, Chief Judge





YVONNE REIGNAT-VOIDI,

Appellant,

MOTOR VEHICLE  
ADMINISTRATION,

Appellee.

\* IN THE  
\* COURT OF SPECIAL APPEALS  
\* OF MARYLAND  
\* September Term 2019  
\* Nos. 2390

\* \* \* \* \*

### ORDER

Upon consideration of the appellee's "Motion for Extension of Time for Filing  
Petitioner's Brief," and no opposition thereto having been filed, it is this 10 day of  
JUNE 2020, by the Court of Special Appeals,

ORDERED that the motion is granted and the appellee's brief shall be filed on or  
before August 4, 2020.

By direction of the Chief Judge



Rachel Dombrowski  
Rachel Dombrowski, Chief Deputy Clerk

Yvonne Reignat-Vodi  
Appellant

v.

Motor Vehicle Administration  
Appellee

IN THE

COURT OF SPECIAL APPEALS

OF MARYLAND

No. 2390, SEPTEMBER TERM, 2019

MDEC: CSA-REG-2390-2019

\* \* \* \* \*

### ORDER

On May 12, 2020, Appellant filed 15 copies of a brief that does not conform to all applicable Maryland Rules. Specifically, the brief did not comply with the following:

8-501(h) (*corrected* table of contents required for record extract);

8-501(i) and 8-503(a) and (b) (consecutive numbering required for pages of brief, appendix, and record extract- *record extract to be numbered consecutively from first page to last page as E1, E2, E3, etc.*); and

8-503(b) (*corrected* references in the statement of facts and elsewhere in the brief to pages of the record extract shall be indicated as E \_\_\_\_);

It is therefore this 28<sup>th</sup> day of May, 2020, by the Court of Special Appeals, on its own initiative,

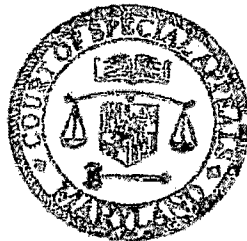
ORDERED that the brief, as filed, may be stricken and the appeal dismissed unless Appellant files, on or before July 2, 2020, fifteen (15) copies of a corrected brief and, if

filed as a separate volume, no fewer than ten (10) copies of a corrected record extract in full compliance with the Maryland Rules:<sup>1</sup>

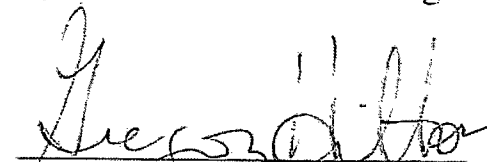
ORDERED that in fixing the deficiencies identified above, appellant shall not make any substantive changes to the brief, including but not limited to by adding issues, facts, or arguments not included in the original brief; and it is further

ORDERED that, subject to further order of this Court, appellee's brief shall be filed on or before August 3, 2020; and it is further

ORDERED that the case is to remain scheduled to the September, 2020, session of the Court.



By direction of the Chief Judge

  
Gregory Hilton, Clerk

---

<sup>1</sup> Appellant may obtain a copy of the Court's *Guide to Self Representation* from the Clerk's Office of this Court or online at [www.mdcourts.gov](http://www.mdcourts.gov). The *Guide* contains a sample appellant brief and record extract at pages 20-49.

YVONNE REIGNAT-VOIDI.

Appellant.

v.

MOTOR VEHICLE  
ADMINISTRATION.

Appellee.

\* IN TITLE

\* COURT OF SPECIAL APPEALS

\* OF MARYLAND

\* September Term 2019

\* Nos. 2390

\* \* \* \* \*

### ORDER

It is this 20 day of May 2020, by the Court of Special Appeals.

ORDERED on the Court's own initiative, that the above-captioned appeal shall be considered in the September 2020 session of this Court on the same date and by the same panel as in Case No. 2389, September Term 2019.

Matthew J. Fader, Chief Judge



L19-29298

IN THE COURT OF SPECIAL APPEALS OF MARYLAND

YVONNE REIGNAT-VODI,

Appellant

v.

MOTOR VEHICLE  
ADMINISTRATION,

Appellee

\*

\*

\*

\*

\*

\*

\*

\* \* \* \* \*

ORDER

FILED

JAN 27 2020

CLERK OF THE CIRCUIT COURT  
FOR PRINCE GEORGE'S COUNTY, MD

It is this the 24th day of February, 2020, by the Court of Special Appeals,

ORDERED that pursuant to Maryland Rule 8-206(c), the above-captioned appeal  
proceed without a Prehearing Conference or Alternative Dispute Resolution.



By direction of the Chief Judge

*Gregory Hilton*

Gregory Hilton, Clerk

Dear Clerk: The date of this Order commences the 10-day period for the Appellant to order any transcript necessary for this appeal (Md. Rule 8-411(b)) and the 60-day period for the transmittal of the record (Md. Rule 8-412(a)).

Paid 121.00  
Date 2/16/2020  
Receipt 58211  
Filed 2/17/2020

File 4/24/2020

IN THE CIRCUIT COURT FOR PRINCE GEORGE'S COUNTY, MARYLAND

YVONNE REIGNAT-VODI,

Plaintiff

v.

Case No.: CAL19-29298

WILLIAM KRAFT,

Defendant

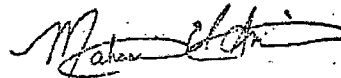
ORDER

The above entitled matter having come before and having been considered by this Honorable Court, it is this 24<sup>th</sup> day of January, 2020, by the Circuit Court for Prince George's County,

**ORDERED**, that upon consideration of Defendant William Kraft's Motion to Dismiss and/or for Summary Judgment, exhibits and Affidavit of William Kraft, and any opposition thereto, and good cause being shown; that the Motion to Dismiss is hereby **GRANTED** for: failure to state a cause of action; for governmental immunity; and for failure to exhaust and administrative remedies, and it is further

**ORDERED**, that Plaintiff's Complaint is DISMISSED with prejudice.

  
JUDGE

  
True Copy Test  
Mahasin El Amin, Clerk

ENTERED: 1/31/2020

A. That ALJ Wallace revise the Administrative Decision of May 20, 2019 pursuant to COMAR 28.02.01.27 (C) for clerical mistake and correct the ORDER on page 17 to read:

"I ORDER that the Licensee's driving school license, issued on May 24, 2017, be and hereby is **REVOKED**; and I further; ..."; and,

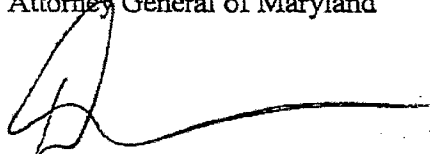
B. In the alternative, that That ALJ Wallace revise the Administrative Decision of May 20, 2019 pursuant to COMAR 28.02.01.27 (B) due to mistake and/or irregularity and correct the ORDER on page 17 to read:

"I ORDER that the Licensee's driving school license, issued on May 24, 2017, be and hereby is **REVOKED**; and I further; ..."; and,

C. For such other relief as the nature of its cause may require.

Respectfully Submitted,

BRIAN E. FROSH  
Attorney General of Maryland



DAVID C. MERKIN  
Assistant Attorney General  
Office of the Attorney General  
Motor Vehicle Administration  
6601 Ritchie Highway, N.E.  
Glen Burnie, Maryland 21062  
(410) 768-7415  
(410) 768-7414 (Facsimile)  
dmerkin@oag.state.md.us

Counsel for the Motor Vehicle Administration

## CONCLUSIONS OF LAW

Based upon the Findings of Fact and Discussion above, I conclude as a matter of law that:

- The Licensee employed an individual who was not licensed as a driving instructor to provide any driving instruction for compensation, in violation of section 15-709 and section 15-710 of the Maryland Transportation Article and COMAR 11.23.01.12 and 11.23.02.08.
- The Licensee failed to make operation and student records available for inspection by the Administration during the schools business hours, in violation of COMAR 11.23.01.07 and 08 and COMAR 11.23.02.09.
- The Licensee is subject to revocation of its driving school license and its certificate to provide driver education programs in Maryland. Md. Code Ann., Transp. § 15-109(1), (2), and (3), § 15-710, and § 16-506 (2012).

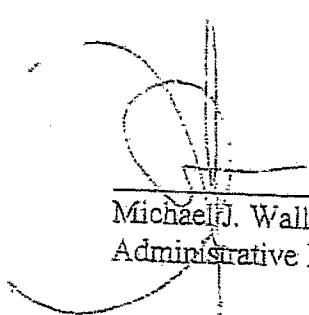
## ORDER

I ORDER that the Licensee's driving instructor license, issued on May 24, 2017, be and hereby is **REVOKED**; and I further;

ORDER that the Licensee's certification to provide Maryland driver education program courses be and hereby is **REVOKED**; and I further;

ORDER that the records and publications of the Maryland Motor Vehicle Administration reflect this decision.

May 20, 2019.  
Date Decision Mailed

  
\_\_\_\_\_  
Michael J. Wallace  
Administrative Law Judge

MJW/da  
#179235



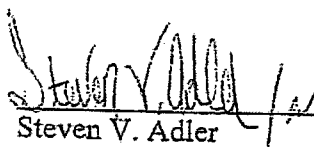
## ORDER

I hereby **ORDER** that the Motor Vehicle Administration's Motion for Summary Decision be, and hereby is, **GRANTED**.

I further **ORDER** that the Appellant's appeal in this case is **DISMISSED**, and the determination of the Motor Vehicle Administration to refuse to grant the Appellant's application for licensure as a driving instructor and certification as a driver education program instructor be, and hereby is, **AFFIRMED**.

November 14, 2019  
Date Ruling Mailed

SVA/sw  
# 183036

  
Steven V. Adler  
Administrative Law Judge

### REVIEW RIGHTS

~~20~~ This is the final decision of the Motor Vehicle Administration. A party aggrieved by this final administrative decision may file a written petition for judicial review with the Circuit Court for Baltimore City, if any party resides in Baltimore City or has a principal place of business there, or with the circuit court for the county where any party resides or has a principal place of business, within thirty (30) days of the date the Ruling is mailed. Md. Code Ann., State Gov't § 10-222(c) (Supp. 2019); Md. Rules 7-201 through 7-210. A separate petition may be filed with the court to waive filing fees and costs on the ground of indigence. Md. Rule 1-325.

The Office of Administrative Hearings is not a party to any review process.

### Copies Mailed To:

Yvonne Reignat-Vodi  
1810 Metzert Road Apt. 47  
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David C. Merkin, Assistant Attorney General  
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Damon Bell, Assistant Attorney General  
Maryland Department of Transportation  
Motor Vehicle Administration  
Office of the Attorney General  
6601 Ritchie Highway, NE  
Glen Burnie, MD 21062

YVONNE REIGNAT-VODI,

\* BEFORE STEVEN V. ADLER,

APPELLANT

\* ADMINISTRATIVE LAW JUDGE

v.

\* OF THE MARYLAND OFFICE OF

MOTOR VEHICLE ADMINISTRATION,

\* ADMINISTRATIVE HEARINGS

APPELLEE

\* OAH No.: MDOT-MVA-16-19-29160

\* \* \* \* \*

RULING ON MOTION FOR SUMMARY DECISION

STATEMENT OF THE CASE  
ISSUE  
SUMMARY OF THE EVIDENCE  
FINDINGS OF UNDISPUTED FACT  
DISCUSSION  
CONCLUSION OF LAW  
ORDER

STATEMENT OF THE CASE

On June 13, 2019, Yvonne Reignat-Vodi (Appellant) submitted an application to the Motor Vehicle Administration (MVA) for a driving instructor license and driver education program instructor certification. On August 28, 2019, the Administrator of the MVA issued a notice refusing to grant the requested license and certification. On September 16, 2019, the Appellant filed a request for hearing before the Office of Administrative Hearings (OAH) to appeal the MVA's determination.

On October 11, 2019, the MVA filed a Motion to Dismiss (Motion) with twelve attachments in support of its Motion. A Certificate of Service attached to the Motion indicates that a copy was sent to the Appellant on the same date of filing, October 11, 2019. Any response to the Motion was due to be filed by the Appellant within fifteen days from the filing of the Motion. Code of Maryland Regulations (COMAR) 28.02.01.12B(3)(a) <sup>4</sup> As of the date of this ruling, the Appellant has not filed a response to the Motion.

After notice to the parties, I converted the scheduled merits hearing to a motion hearing and on October 15, 2019, I held a hearing on the Motion at the OAH in Hunt Valley, Maryland. The Appellant represented herself. The MVA was represented by David C. Merkin, Assistant Attorney General, and the Office of the Attorney General of Maryland.

Procedure is governed in this case by the Administrative Procedure Act, the MVA's administrative procedures, and the OAH's Rules of Procedure. Md. Code Ann., State Gov't §§ 10-201 through 10-226 (2014 & Supp. 2019); COMAR 11.11.02; COMAR 28.02.01.

### ISSUE

Is the MVA entitled to summary decision in its favor?

### SUMMARY OF THE EVIDENCE

#### Exhibits

The MVA submitted the following exhibits in support of its Motion:

- Ex. 1 – Application for Approval (Permanent Instructor), dated March 16, 2017
- Ex. 2 - Notice of Approval, dated December 13, 2017
- Ex. 3 - Photocopy of Certified Driver Education Instructor Identification Card, expiration June 21, 2019
- Ex. 4 - Letter from the MVA to the Appellant, dated April 22, 2019
- Ex. 5 - Application for Approval (Instructor License Renewal), dated June 13, 2019
- Ex. 6 - Letter from the MVA to the Appellant, dated July 8, 2019
- Ex. 7 - Application for Approval (Permanent Instructor), dated June 13, 2019
- Ex. 8 - Notice of Refusal to Grant License and Certification, dated August 28, 2019
- Ex. 9 - Request for Hearing, dated September 3, 2019, received by the MVA on September 16, 2019

Ex. 10 – Withdrawal of Sponsorship of License Renewal, dated September 11, 2019

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Ex. 11 - *Yvonne Reginat-Vodi d/b/a Shepherd's Driving School, Inc. v. Motor Vehicle Administration* (Wallace, ALJ) (Ofc. Admin. Hrg's May 20, 2019)

Ex. 12 - *Yvonne Reginat-Vodi d/b/a Shepherd's Driving School, Inc. v. Motor Vehicle Administration* (Amended Decision) (Wallace, ALJ) (Ofc. Admin. Hrg's June 6, 2019)

There were no other exhibits offered or considered.

### Testimony

The Appellant testified on her own behalf. The MVA did not offer any witness testimony.

### FINDINGS OF UNDISPUTED FACT

Based upon the Motion, the exhibits and affidavits attached thereto, testimony, and all other evidence of record, viewing the evidence in a light most favorable to the Appellant, I find the following material facts are undisputed:

1. At all times relevant to the proceeding, the Appellant was not licensed to conduct a driver's school.
2. At all times relevant to the proceeding, the Appellant was not employed as a driving instructor by a licensed driving school.

### DISCUSSION

I

#### *Applicable Law and Governing Regulations —the Standard for Summary Decision*

A contested case hearing, including an appeal of a refusal to grant licensure as a driving instructor, may be disposed of by a motion for summary decision. Md. Code Ann., State Gov't

§ 10-210(6) (2014). The OAH's Rules of Procedure govern consideration of a motion for summary decision.<sup>1</sup> The controlling regulations provide as follows:

D. Motion for Summary Decision.

(1) Any party may file a motion for summary decision on all or part of an action, at any time, on the ground that there is no genuine dispute as to any material fact and that the party is entitled to judgment as a matter of law. Motions for summary decision shall be supported by affidavits.<sup>[2]</sup>

...

(3) An affidavit supporting or opposing a motion for summary decision shall be made upon personal knowledge, shall set forth the facts that would be admissible in evidence, and shall show affirmatively that the affiant is competent to testify as to the matters stated in the affidavit.

(4) The judge may issue a proposed or final decision in favor of or against the moving party if the motion and response show that there is no genuine dispute as to any material fact that the party in whose favor judgment is entered is entitled to judgment as a matter of law.

COMAR 28.02.01.12D(1), (3), (4); *see also* Md. Ann. Code, State Gov't § 10-210(6) (2014).

In considering a motion for summary decision, an administrative law judge may be guided by case law that explains the nature of summary judgment in judicial proceedings, as these matters are governed under substantively identical criteria. *See Bond v. NIBCO, Inc.*, 96 Md. App. 127, 136 (1993); Md. Rule 2-501 (To prevail in a motion for summary judgment the moving party must satisfy several burdens. First, a movant must identify the legal cause of

---

<sup>1</sup> The Motion was captioned and styled as a Motion to Dismiss. During oral argument at the motion hearing, the MVA requested the Motion be treated as one to dismiss or for summary decision. Because the Motion includes exhibits extrinsic to the initial pleadings, which I have considered in reaching my Ruling, I will treat the Motion as one for summary decision. COMAR 28.02.01.02B(7), .12C, D; *see Davis v. DiPino*, 337 Md. 642, 648 (1995) (comparison of motions to dismiss and for summary judgment), *vacated in part on other grounds*, 354 Md. 18 (1999); Md. Rule 2-322(c) (If, on a motion to dismiss for failure of the pleading to state a claim upon which relief can be granted, matters outside the pleading are presented to and not excluded by the court, the motion shall be treated as one for summary judgment and disposed of as provided in Rule 2-501).

<sup>2</sup> While the MVA failed to support the Motion with an affidavit, the Appellant did not dispute the operative facts identified by the MVA and did not contest the contents or authenticity of the MVA's exhibits. Instead, the testimony she offered at the hearing was sufficient to satisfy the requirement of the Rule at issue. COMAR 28.02.01.12D(1), (2).

action or legal defense that the movant relies upon. Second, a movant must set forth sufficient, undisputed factual grounds to satisfy elements of the movant's claim or defense. Finally, a movant must explain to the court the legal authority for the court to grant the motion and the movant's reasoning for contending that the movant is entitled to judgment as a matter of law).

A review of the opinions of the Supreme Court of the United States and the Court of Appeals of Maryland addressing this issue is instructive. "Summary judgment is appropriate if there is no '*genuine issue of material fact*.'" *Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 248 (1986) (emphasis in original). Facts are material if they would affect the outcome of a case; there is a genuine issue of fact if the evidence would allow a "reasonable [fact-finder] . . . to return a verdict for the non-moving party." *Id.* Material facts in dispute are those facts satisfying elements of the claim or defense or otherwise affecting the outcome of the case. *King v. Bankerd*, 303 Md. 98, 111 (1985). A mere scintilla of evidence in favor of a non-moving party is insufficient to defeat a summary judgment motion. *Anderson*, 477 U.S. at 251. A judge must draw all justifiable inferences in favor of the non-moving party. *Masson v. New Yorker Magazine, Inc.*, 501 U.S. 496, 520 (1991).

In addition to demonstrating that there is no genuine dispute of material facts, the moving party must show that it is entitled to judgment as a matter of law. "Even where the underlying facts are undisputed, if the facts are susceptible of more than one permissible factual inference, the choice between those inferences should not be made as a matter of law, and summary judgment should not be granted." *East v. PaineWebber, Inc.*, 131 Md. App. 302, 309 (2000), *aff'd*, 363 Md. 408 (2001).

When ruling on a motion for summary decision, an administrative law judge may also consider admissions, exhibits, affidavits, and sworn testimony for the purpose of determining whether a hearing on the merits is necessary. *Davis*, 337 Md. at 648.

## II

### *Positions of the Parties*

The MVA contended that the Appellant was neither employed as a driving instructor by a licensed driver's school nor licensed to conduct a driver's school, statutory requirements in the alternative, absent one of which she is unable to meet the requirements for licensure and, as such, it is entitled to summary decision in its favor.

The Appellant filed no response to the Motion, but offered argument and testimony at the hearing. The Appellant freely acknowledged that she was never in the employ of a licensed driving school, but was merely using the auspices of a licensed driving school for license renewal purposes. The Appellant expressed at length her dissatisfaction with Mr. Merkin, the MVA, and the decision of Administrative Law Judge Michael J. Wallace in June 2019, revoking her licensure to operate a driving school and her certification to provide driver education program instruction. The Appellant explained this decision was before a Circuit Court for judicial review and, moreover, wrongly decided in every sense of the word. For these reasons, the Appellant opposed the Motion.

## III

### *Analysis*

The MVA regulates and administers licensure requirements for driving instructors. Md. Code Ann., Transp. §§ 15-104, 15-109, 15-702, 15-710 (2012). Section 15-803 of the Transportation Article sets forth the required elements to be licensed by the MVA as a driving instructor and to be certified to provide driver's education in this State, in relevant part, as follows:

- (a) A person may not be licensed under this subtitle unless the person:
  - (1) Is an individual of good reputation and moral character;
  - (2) Is licensed to drive under Title 16 of this article;

(3) Has completed the instructor certification program approved by the Administration; and

(4) Is either:

- (i) Licensed under Subtitle 7 of this title to conduct a drivers' school; or
- (ii) Employed as a driving instructor by a licensed drivers' school.

Md. Code Ann., Transp. § 15-803(a) (2012).

There is no dispute amongst the parties that the Appellant is not employed as a driving instructor by a licensed driver's school, nor has she been at any time relevant to the proceeding. Test. App.; Ex. 10. While the Appellant strongly disagrees with the final administrative decision revoking her driving school license, there is no dispute she is not licensed to conduct a driver's school, nor has she been at any time relevant to the proceeding. By the plain language of the governing statute, the Appellant must satisfy one or the other of these requirements as a condition precedent before she may be eligible for the licensure and certification she seeks. There is no dispute in the record before me that the Appellant has failed to meet either element.

Accordingly, I conclude the MVA has met its burden to prove there is no dispute of material fact in this case and it is entitled to judgment in its favor as a matter of law. Md. Code Ann., Transp. § 15-803(a)(4) (2012); COMAR 28.02.01.12D; *see Bond v. NIBCO, Inc.*, 96 Md. App. 127, 136 (1993); Md. Rule 2-501. Therefore, I grant the Motion and dismiss the appeal.

#### CONCLUSION OF LAW

Based on the foregoing Findings of Undisputed Fact and Discussion, I conclude that there is no dispute as to any material fact and the Motor Vehicle Administration is entitled to summary decision in its favor as a matter of law. Md. Code Ann., Transp. § 15-803(a)(4) (2012); *Bond v. NIBCO, Inc.*, 96 Md. App. 127, 136 (1993); Md. Rule 2-501; COMAR 28.02.01.12D.



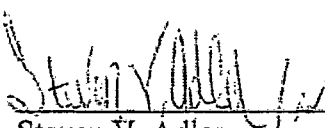
## ORDER

I hereby **ORDER** that the Motor Vehicle Administration's Motion for Summary Decision be, and hereby is, **GRANTED**.

I further **ORDER** that the Appellant's appeal in this case is **DISMISSED**, and the determination of the Motor Vehicle Administration to refuse to grant the Appellant's application for licensure as a driving instructor and certification as a driver education program instructor be, and hereby is, **AFFIRMED**.

November 14, 2019  
Date Ruling Mailed

SVA/sw  
# 183036

  
Steven V. Adler  
Administrative Law Judge

### REVIEW RIGHTS

This is the final decision of the Motor Vehicle Administration. A party aggrieved by this final administrative decision may file a written petition for judicial review with the Circuit Court for Baltimore City, if any party resides in Baltimore City or has a principal place of business there, or with the circuit court for the county where any party resides or has a principal place of business, within thirty (30) days of the date the Ruling is mailed. Md. Code Ann., State Gov't § 10-222(c) (Supp. 2019); Md. Rules 7-201 through 7-210. A separate petition may be filed with the court to waive filing fees and costs on the ground of indigence. Md. Rule 1-325.

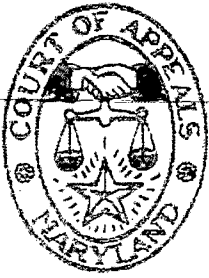
The Office of Administrative Hearings is not a party to any review process.

### Copies Mailed To:

Yvonne Reignat-Vodi  
1810 Metzerott Road Apt. 47  
Adelphi, MD 20783

David C. Merkin, Assistant Attorney General  
Maryland Department of Transportation  
Motor Vehicle Administration  
Office of the Attorney General  
6601 Ritchie Highway, NE  
Glen Burnie, MD 21062

Damon Bell, Assistant Attorney General  
Maryland Department of Transportation  
Motor Vehicle Administration  
Office of the Attorney General  
6601 Ritchie Highway, NE  
Glen Burnie, MD 21062



Court of Appeals  
of Maryland

~~Robert C. Murphy Courts of Appeal Building~~  
361 Rowe Boulevard  
Annapolis, Maryland 21401-1699

410-260-1500  
1-800-926-2583

Suzanne C. Johnson  
Clerk

Lauren M. Vint  
Chief Deputy

Marie Y. Randall  
Doneice Burnette  
Rachael Spicknall  
Kisha Taylor-Wallace  
Allison Gray  
Deputies

Sara Rice  
Senior Recorder

Sandra Belt  
Administrative Support

June 8, 2021

Yvonne Reignat-Vodi  
1810 Metzert Rd., #47  
Adelphi, MD 20783

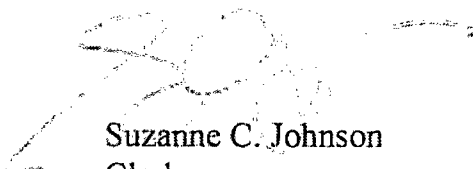
Re: Yvonne Reignat-Vodi v. Motor Vehicle Administration  
Petition Docket Nos. 5 & 6, September Term, 2021

Dear Ms. Reignat-Vodi:

I am in receipt of your "Petitioning the Chief Judge to Order a Motion for Reconsideration and Correct the Order of April 23<sup>rd</sup> 2021" in the above-captioned cases.

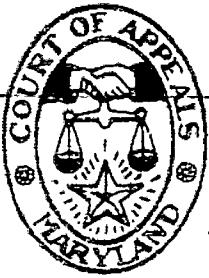
Please be advised your cases in this Court are now closed. If you wish to appeal this Court's decision, you would file an appeal with the United States Supreme Court at 1 First Street, N.E., Washington, DC 20543.

Sincerely,

  
Suzanne C. Johnson  
Clerk

SCJ:rls

TTY FOR DEAF: 410-260-1554



**Court of Appeals  
of Maryland**

**Robert C. Murphy Courts of Appeal Building  
361 Rowe Boulevard  
Annapolis, Maryland 21401-1699**

410-260-1500

1-800-926-2583

May 25, 2021

Lauren M. Vint  
Chief Deputy

Marie Y. Randall  
Doneice Burnette  
Rachael Spicknall  
Kisha Taylor-Wallace  
Allison Gray  
Deputies

Sara Rice  
Senior Recorder

Sandra Belt  
Administrative Support

Suzanne C. Johnson  
Clerk

Yvonne Reignat-Vodi  
1810 Metzert Rd., #47  
Adelphi, MD 20783

Re: Yvonne Reignat-Vodi v. Motor Vehicle Administration  
Petition Docket Nos. 5 & 6, September Term, 2021

Dear Ms. Reignat-Vodi:

I am in receipt of your "Petitioner's Inquiry on the Court of Appeals Decision Before Filing a Motion for Reconsideration," dated May 20, 2021.

In response to your inquiry regarding the "reason why the Writ of Certiorari was denied," as stated in the April 23, 2021 Order issued by this Court, your petition for writ of certiorari was denied on the basis that "there has been no showing that review by certiorari is desirable and in the public interest."

Following the denial of your petition, you submitted, on May 10, 2021, an "Objection to the Chief Judge Mary Ellen Barbera's Order on April 23rd 2021 on Denial of Petitioner Petition for Writ of Certiorari filed on March 1, 2021." As your petition had already been denied, as a courtesy to you, we treated your May 10, 2021 pleading as a motion for reconsideration. If you would like the Court to reconsider your petition, please submit the \$61.00 filing fee and seven additional copies of the "Objection" so that it can be properly docketed, as requested in our May 13, 2021 letter to you. If you would not like your "Objection" to be considered as a motion for reconsideration, please be advised that your case in this Court is now closed.

If you wish to appeal further, you will need to contact the United States Supreme Court.

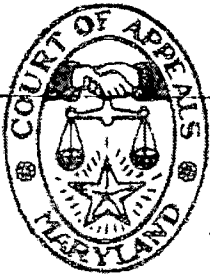
Sincerely,

A handwritten signature in black ink, appearing to be "Suzanne C. Johnson", written over a horizontal line.

Suzanne C. Johnson  
Clerk

TTY FOR DEAF: 410-260-1554

SCJ:rls



**Court of Appeals  
of Maryland**

**Robert C. Murphy Courts of Appeal Building  
361 Rowe Boulevard  
Annapolis, Maryland 21401-1699**

Lauren M. Vint  
Chief Deputy

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Deputies

Sara Rice  
Senior Recorder

Sandra Belt  
Administrative Support

Suzanne C. Johnson  
Clerk

410-260-1500  
1-800-926-2583

May 13, 2021

Yvonne Reignat-Vodi  
1810 Metzert Rd., #47  
Adelphi, MD 20783

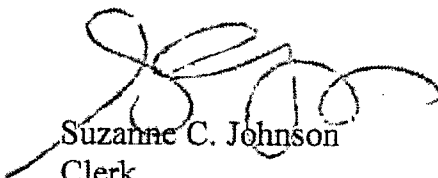
Re: Yvonne Reignat-Vodi v. Motor Vehicle Administration  
Petition Docket No. 6, September Term, 2021

Dear Ms. Reignat-Vodi:

We are in receipt of your "Objection to the Chief Judge Mary Ellen Barbera's Order on April 23<sup>rd</sup> 2021 on Denial of Petitioner Petition for Writ of Certiorari on March 1, 2021" filed in the above-captioned case. We are treating your pleading as a motion for reconsideration. Please be advised we require a \$61.00 filing fee as well as seven additional copies of your motion.

Please send the required \$61.00 filing fee and seven additional copies of your motion so that your motion can be properly docketed.

Sincerely,

  
Suzanne C. Johnson  
Clerk

SCJ:rls

TTY FOR DEAF: 410-260-1554



GREGORY HILTON  
Clerk

*Court of Special Appeals*  
*Robert C. Murphy Court of Special Building*  
*361 E. Baltimore*  
*Baltimore, Maryland 21202-1000*

(410)260-1450  
WASHINGTON AREA 1-800-200-7444

February 25, 2021

Yvonne Reignat-Vodi  
1810 Metzert Road #47  
Adelphi, MD 207923

Re: *Yvonne Reignat-Vodi v. Motor Vehicle Administration*  
No. 2389, September Term, 2019  
No. 2390, September Term, 2019

Dear Ms. Reignat-Vodi:

The date stamp on your recently filed motions in the above referenced cases have been corrected. I have enclosed the corrected copies of the cover pages for your reference.

Sincerely,

  
Gregory Hilton  
Clerk

IN THE COURT OF SPECIAL APPEALS OF MARYLAND

Yvonne Reignat-Vodi,

Appellant

v.

Motor Vehicle Administration,

Appellee

\*

\* No. 2390, September Term 2019

\* CSA-REG-2390-2019

\* Circuit Court No. CAL1929298

\*

\*

\*

\*

\* \* \* \* \*

**MANDATE**

Ordered and adjudged by the Court of Special Appeals:

10/13/2021 -Third Motion to Extend Time for Filing Corrected Brief denied.  
Motion on Order to File Corrected Brief denied. Appeal dismissed.

10/30/2021 - Motion for reconsideration denied.

*STATE OF MARYLAND, Sct.:*

I do hereby certify that the foregoing is truly taken from the records and proceedings of the said Court of Special Appeals. In testimony whereof, I have hereunto set my hand as Clerk and affixed the seal of the Court of Special Appeals, this 5th day of February, 2021.



Handwritten signature of Gregory Hilton in black ink.

Gregory Hilton, Clerk  
Court of Special Appeals



# MANDATE - STATEMENT OF COSTS

## Court of Special Appeals of Maryland

CSA-REG-2390-2019

**Yvonne Reignat-Vodi v. Motor Vehicle Administration**

**Appellant**

Yvonne Reignat-Vodi

|                               |               |
|-------------------------------|---------------|
| Notice of Appeal              | 50.00         |
| Motion for Reconsideration    | 50.00         |
| Filing Fee - Lower Court      | 60.00         |
| Transcript/Stenographer Costs | 207.25        |
| RPIF                          | 11.00         |
| RPIF                          | 11.00         |
| <b>Appellant Total</b>        | <b>389.25</b> |

|                    |               |
|--------------------|---------------|
| <b>Total Costs</b> | <b>389.25</b> |
|--------------------|---------------|

STATE OF MARYLAND, ss:

*I do hereby certify that the foregoing is truly taken from the records and proceedings of the said Court of Special Appeals.*

*In testimony whereof, I have hereunto set my hand as Clerk and affixed the seal of the Court of Special Appeals this 5th day of February, 2021.*

*Greg Hilton*  
*Clerk of the Court of Special Appeals of Maryland*

**Costs shown on this Mandate are to be settled between counsel and NOT THROUGH THIS OFFICE.**

IN THE COURT OF SPECIAL APPEALS OF MARYLAND

Yvonne Reignat-Vodi,  
Appellant

v.

Motor Vehicle Administration,  
Appellee

\*

\*

\*

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\* \* \* \* \*

MANDATE

On the 13<sup>th</sup> day of October, 2020: Order of Court, on its own initiative,  
dismissing appeal.

On the 30<sup>th</sup> day of October, 2020: Motion for Reconsideration is denied.

*STATE OF MARYLAND, Sct.:*

I do hereby certify that the foregoing is truly taken from the records and proceedings of the said  
Court of Special Appeals. In testimony whereof, I have hereunto set my hand as Clerk and  
affixed the seal of the Court of Special Appeals, this 11th day of March, 2021.



*Gregory Hilton*

Gregory Hilton, Clerk  
Court of Special Appeals





GREGORY HILTON,  
CLERK

# Court of Special Appeals

Robert C. Murphy Courts of Appeal Building  
361 Rowe Boulevard  
Annapolis, Maryland 21401-1699

(410)260-1450 WASHINGTON AREA 1-888-200-7444

Yvonne Reignat-vodi  
1810 Metzerott Rd  
Unit 47  
Adelphi Md 20783

## SUMMARY NOTICE

### **Yvonne Reignat-Vodi v. Motor Vehicle Administration**

Case Number: CSA-REG-2390-2019

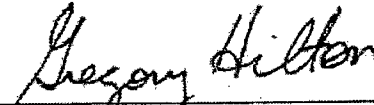
Circuit Court Number:

Circuit Court:

Date: 7/20/2020

Dear Yvonne Reignat-vodi:

Pursuant to Maryland Rule 8-523(b)(1), the above referenced case shall be decided without oral argument.

  
\_\_\_\_\_  
Gregory Hilton, Clerk



GREGORY HILTON,  
CLERK

**Court of Special Appeals**  
Robert C. Murphy Courts of Appeal Building  
361 Rowe Boulevard  
Annapolis, Maryland 21401-1699

(410)260-1450 WASHINGTON AREA 1-888-200-7444

Yvonne Reignat-vodi  
1810 Metzerott Rd  
Unit 47  
Adelphi Md 20783

**SUMMARY NOTICE**

**Yvonne Reignat-Vodi v. Motor Vehicle Administration**

Case Number: CSA-REG-2390-2019

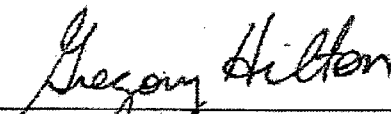
Circuit Court Number: CSA-REG-2389-2019

Circuit Court: Court of Special Appeals

Date: 9/21/2020

Dear Yvonne Reignat-vodi:

Pursuant to Maryland Rule 8-523(b)(1), the above referenced case shall be decided without oral argument.

  
\_\_\_\_\_  
Gregory Hilton, Clerk

IN THE COURT OF APPEALS OF MARYLAND

|                             |   |                                       |
|-----------------------------|---|---------------------------------------|
|                             | * |                                       |
| YVONNE REIGNAT-VODI (D/B/A) | * | IN THE                                |
| SHEPHERDS DRIVING SCHOOL    | * | COURT OF APPEALS                      |
| PETITIONER                  | * | OF MARYLAND                           |
|                             | * | SEPTEMBER TERM, 2019                  |
|                             | * |                                       |
| v                           | * |                                       |
| MOTOR VEHICLE               | * | Case No. CAL19-29298                  |
| ADMINISTRATION              | * | CAL-REG-2390-2019                     |
| RESPONDENTS                 | * | Petition Docket No. COA-PET-0006-2021 |

\* \* \* \* \*

Dear Chief Judge Mary Ellen Barbera,

**PETITIONER'S INQUIRY ON THE COURT OF APPEALS DECISION BEFORE  
FILING A MOTION FOR RECONSIDERATION**

I, Yvonne O. Reignat-Vodi is in receipt of Clerk Susanne C. Johnson's letter dated May 13, 2021 requesting Petitioner file a Motion for Reconsideration with the Court of Appeals on the above case. Petitioner has not received the reason why the Writ of Certiorari was denied and still need the reason for Petitioner to answer accordingly to the filing for a Motion for Reconsideration with the Court of Appeals.

First, as indicated on the Clerk Suzanne C. Johnson's letter dated May 13, 2021 that "We are treating your pleading as a motion for reconsideration" Please know that

Petitioner did NOT make a PLEA to Chief Judge Mary Ellen Barbera in the Objection dated May 10<sup>th</sup> 2021. Petitioner OBJECTED to the Chief Judge's Order dated May 23<sup>rd</sup> 2021 denying Petitioner's Writ of Certiorari. As such, there were no reasons attached by the Chief Judge to the denial.

Again, there was no plea in the Objection dated May 10<sup>th</sup> 2021. It is Petitioner's advised that Clerk Suzanne C. Johnson to go back and read the objection from Petitioner dated May 10<sup>th</sup> 2021. There were no reasons stated on the order as to why Petitioner Writ of Certiorari was denied. Inasmuch the request for filing a motion for reconsideration should come from one of the judges Maryland Rule 8-605 (Reconsideration) and not the Clerk.

<sup>1</sup> Maryland Rule 8-605. RECONSIDERATION; states, (a)(1)(2) Motion; Response, No Oral Argument; The motion shall be filed (before issuance of the mandate or (2) within days after the filing of the opinion of the Court, whichever is earlier. A response to a motion for reconsideration may not be file unless requested on behalf of the Court by at least one judge who concurred in the opinion or order.

Second, the Maryland Motor Vehicle has done a major damage to Petitioner's driving school, business career and wrongfully repossessed Petitioner's Driver Instructional Badge Certification. Petitioner is requesting for true justice on the above mentioned case where due process was not applied. Petitioner fully understood the next step in the case of Shepherds Driving School and will exhaust all its remedies before she can move forward with the case of the driving school and driver instructional badge certification.

Petitioner is requesting that the Court of Appeals SUSTAIN Petitioner's Petition for Writ of Certiorari filed on March 1, 2021 as there is no reason to deny the review of both cases as filed. Neither file a Motion for Reconsideration. As such, Motion of Reconsideration can not be filed until there is a reason given by the Court of Appeals. If a decision was reached by the Court of Appeals, Petitioner will need to know the reasons and answer accordingly to the order before a Motion for Reconsideration can be filed.

Petitioner has a strong ground for the Court of Appeals to review the above case because the Circuit Court of Prince Georges County and the Court of Special Appeals did not make the right decision in the case rather keep denying and dismissing the case of Shepherds driving school from one Court to another.

Again, it's unfair for the Court of Appeals to deny both cases as it is clear and has a strong proof that Petitioner has a case, and that both the Circuit Court and the Court of

Special Appeals failed to act accordingly. The Administrative action by the Maryland Motor Vehicle Administration was wrong in the first place bringing a small business to court on something minor that could have been resolved through a conference, mediation or a simple phone call, and this is a clear indication that the Maryland Motor Vehicle Administration did not discharge its duties accordingly or its incompetent in handling issues. The case of Shepherds driving school has been ongoing for the past twenty six (26) months. Therefore, the Court should correct the order, sustain the Writ of Certiorari and hold the Maryland Motor Vehicle Administration accountable of how they handle issues without following due process.

## CONCLUSION

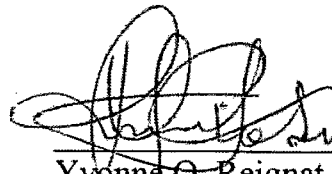
For this reasons set forth above, Petitioner Yvonne Reignat-Vodi D/B/A Shepherds Driving School Inc. ask the Court of Appeals to grant its Petition seeking a Writ of Certiorari in order to answer the question raised herein, and to protect Petitioner's rights vis-à-vis a flawed legislative enactment and an overzealous and unwarranted enforcement action by the Maryland Motor Vehicle Administration.

The COMAR Code of the Maryland Agency regulations (11.23.01) of the Motor Vehicle's Administration for driving school's were not followed. Petitioner finds it very difficult to start over again without any compensation from the Maryland Motor Vehicle Administration as the driving school was the only source of income that supported their families and Ministry. The Maryland Motor Vehicle Administration claimed to be a giant State agency but failed to use its power to solve minor problems with a small business owner but rather destroy a small business like Shepherds driving school with its power. This is an abuse of power or a malfeasance in office by the Maryland Motor Vehicle Administration. The Court of Appeals should look into this matter immediately. The Maryland Motor Vehicle Administration failed to apply the due process to this case is the reason why the Court of Appeal has to make a proper decision by making the necessary corrections.

Dated: May 20<sup>th</sup>, 2021

---

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Yvonne O. Reignat Vodi', written over a horizontal line.

Yvonne O. Reignat Vodi  
Petitioner

1810 Metzert Road #47

Adelphi, MD 20783

240-475-186

[pastor@shepherdsfz.org](mailto:pastor@shepherdsfz.org)

Pro Se



**CERTIFICATE OF SERVICE**

---

I hereby certify that on this 20<sup>th</sup> day of May, 2021, a copy of the foregoing Petitioner's Inquiry on the Court of Appeals Decision before filing a Motion for Reconsideration were delivered via pre-paid overnight deliver to Chief Judge Mary Ellen Barbera Court of Appeals case Nos. CAL-19-18504/COA-PET-0005-2021 & CAL-19-29298/COA-PET-0006-2021 were delivered via pre-paid, overnight delivery service to:

David C. Merkin, Motor Vehicle Administration, 6601, Ritchie Highway, N.E., Rm200  
Glen Burnie, MD, 21062



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Yvonne O. Reignat-Vodi  
Petitioner

IN THE COURT OF APPEALS OF MARYLAND

---

|                             |   |                                       |
|-----------------------------|---|---------------------------------------|
|                             | * |                                       |
| YVONNE REIGNAT-VODI (D/B/A) | * | IN THE                                |
| SHEPHERDS DRIVING SCHOOL    | * | COURT OF APPEALS                      |
| PETITIONER                  | * | OF MARYLAND                           |
|                             | * | SEPTEMBER TERM, 2019                  |
| v                           | * |                                       |
| MOTOR VEHICLE               | * | Case No. CAL19-29298                  |
| ADMINISTRATION              | * | CAL-REG-2390-2019                     |
| RESPONDENTS                 | * | Petition Docket No. COA-PET-0006-2021 |

\* \* \* \* \*

**ORDER**

Upon careful consideration the Court of Appeals order dated May 23<sup>rd</sup> 2021 denying Petitioner's Writ of Certiorari, and failure to provide petitioner with reasons why the Writ of Certiorari was denied. The Maryland Motor Vehicle Administration failure to apply due process in resolving the case of the driving school at the early stage. The delay on the side of the Prince Georges Circuit Court of Maryland failing to transfer Agency Records from the start of the case filed with the Court of Special Appeals on February 7, 2020 for Petitioner to file corrected brief with its inclusion on time. I hereby OBJECT the Court of Appeals decision to deny Petitioner's Writ of Certiorari; ORDERED the Maryland Court of Appeal to SUSTAIN Petitioner's Petition for Writ of

Certiorari. It is this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by the Court of

---

Appeals of Maryland,

ORDERED, that the Chief Judges decision of the Court of Special Appeals be CORRECTED at the Court of Appeals as this was a result of non submission of the Agency records not been transferred from the Circuit Court of Prince Georges to the Court of Special Appeals.

ORDERED, that the decision of the Administrative Agency including irregularities and inconsistencies must be CORRECTED at the Court of Appeals. Petitioner is hereby GRANTED the Petition to SUSTAIN the Writ of Certiorari. It is this \_\_\_\_\_ day of \_\_\_\_\_, 2020, by the Court of Appeals of Maryland.

ORDERED that Petitioner has LOST INCOME, WAGES, TIME, AND MONEY WASTED, including the Petitioner BUSINESS CREDIBILITY, DEFAMATION OF CHARACTER as a result of the discriminatory act of the Maryland Motor Vehicle Administration against a black owned business. Also, this act has affected the progress of Shepherds of Zion Ministries International Church financially. I hereby ORDERED the Court of Appeals to PROCEED with a DECISION in FAVOUR of the Petitioner. I therefore ORDERED the Maryland Motor Vehicle Administration to compensate the Petitioner and her

business Shepherds Driving School Inc. the sum of FIVE MILLION DOLLARS (\$5,000,000.00) for all the damages caused by the Motor Vehicle Administration it is this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by the Court Appeals of Maryland.

ORDERED, that the Petitioner's request is hereby GRANTED for the LOST OF INCOME, WAGES, TIME, AND MONEY WASTED, BUSINESS CREDIBILITY, DEFAMATION OF CHARACTERS, and the PREJUDICE AND DISCRIMINATORY act by the Maryland Motor Vehicle Administration against a black owned business. It is also ORDERED to Reinstate Shepherds Driving School located at 7100 Baltimore Avenue, Suite 100, College Park, MD 20740 and Petitioner Instructor's license and Certification. ORDERED that all Instructional Licenses and Certification belonging to Petitioner's husband Mr. Smith Kwame Oliver Vodi be Reinstated..

---

**JUDGE**

IN THE COURT OF APPEALS OF MARYLAND

|                             |   |                                       |
|-----------------------------|---|---------------------------------------|
|                             | * |                                       |
| YVONNE REIGNAT-VODI (D/B/A) | * | IN THE                                |
| SHEPHERDS DRIVING SCHOOL    | * | COURT OF APPEALS                      |
| PETITIONER                  | * | OF MARYLAND                           |
|                             | * | SEPTEMBER TERM, 2019                  |
|                             | * |                                       |
| V                           | * |                                       |
| MOTOR VEHICLE               | * | Case No. CAL19-29298                  |
| ADMINISTRATION              | * | CAL-REG-2390-2019                     |
| RESPONDENTS                 | * | Petition Docket No. COA-PET-0006-2021 |

\* \* \* \* \*

Dear Chief Judge Mary Ellen Barbera,

**PETITIONING THE CHIEF JUDGE TO ORDER A MOTION FOR  
RECONSIDERATION AND CORRECT THE ORDER OF APRIL 23<sup>RD</sup> 2021**

I, Yvonne O. Reignat-Vodi is in receipt of Clerk Susanne C. Johnson's letter dated May 25, 2021 indicating that my petition for writ of certiorari was denied on the basis that "there has been no showing that review by certiorari is desirable and in the public interest". How could Shepherds Driving School, which is in a good standing with the State of Maryland, paid both State and Federal taxes not be desirable in the public interest?' The case of Shepherds Driving School is desirable in the eyes of public interest because the services of the driving school provided to the public was a thirty six (36) hours driver's education program that involved students in the State of Maryland.

Shepherds driving school is a reputable institution approved by the Maryland Motor Vehicle Administration. All instructors are certified by the Maryland Motor Vehicle Administration. As such, Shepherds driving school paid both State and Federal taxes since the commencement to the closure of the driving school. That's make Shepherds driving school desirable and in the public interest. Petitioner wants the Court of Appeal to know that Shepherds driving school was licensed, insured, and bonded by the State of Maryland, therefore the driving school is desirable and in the public interest.

Here is a list of instructor's and staffs who worked in the best interest of the Shepherds driving school as follows:

- (i) Yvonne O. Reignat-Vodi – Owner/CEO – Instructors ID - 35488
- (ii) Smith Kwame Oliver Vodi – General Manager
- (iii) Azubuike Nwaolu – Instructor – Instructor's ID – 35195
- (iv) Earl Gary Garner – Instructor – Instructor's ID - 11389
- (v) Eddy Marilyn Ramirez – Instructor – Instructor's ID – 15916
- (vi) Leonard A. Davis – Instructor – Instructor's ID – 16047
- (vii) Wilfred Sahr Pearce – Instructor – Instructor's ID – 14660
- (viii) Kenneth Lee Seivers – Instructor – Instructor's ID – 35534
- (ix) Tamba Duniyakor Esseh-Kaminjah – Instructor's ID – 11779
- (x) Samuel Torres Quinoga – Instructor - Instructor's ID – 13805
- (xi) Jessica Michaca Contreras – Secretary 1
- (xii) Estella Vadafane – Secretary 2
- (xiii) Glenda Lisbeth Mejia Mena – Secretary 3

(xiv) Jennifer A. Cruz – Secretary 4

---

(xv) Volunteers/Church/SOZMIC – Substituting Receptionist

The name of instructors and staffs mentioned above was hired by Petitioner and worked for Shepherds driving school during the year May 2017 – March 7, 2019. Therefore, how can a business that was licensed, bonded and insured, as such rendering services to the public not be desirable and in the public interest?. Shepherds driving school provided services to the public since May 2017 through March 7, 2019.

First, there was an error on the Court of Appeals order dated April 23, 2021 stating that Petitioner filed Writ of Certiorari “to the Court of Special Appeals”. Petitioner has never filed Writ of certiorari with the Court of Special Appeals. All filing was done with the Court of Appeals on March 1, 2021. It is very manipulative for the Court of Appeals to indicate in the order dated April 23<sup>rd</sup> 2021 that Petitioner filed Writ of Certiorari with the Court of Special Appeals. On May 10, 2021 Petitioner objected the Chief Judge’s order based on the error indicated above.

On the Court of Appeals letter dated May 13, 2021 the Court of Appeals indicated that “We are treating your pleading as a motion for reconsideration”. Please know that Petitioner did not make a plea on the objection to the Chief Judge Mary Ellen Barbera dated April 23<sup>rd</sup> 2021. The Court of Appeals indicated on the order that petitioner filed a Writ of Certiorari with the Court of Special Appeals. This is incorrect as Petitioner has never filed a Writ of Certiorari with the Court of Special Appeals. Again, Petitioner filed

a Writ of Certiorari with the Court of Appeals on March 1, 2021. This is an error on the path of the Court of Appeals.

Second, as a Citizen of the United States, Petitioner has the right to a fair trial and not a plea when the case of the driving school was not treated with any due process or basic standard operation procedures. There was nothing as pleading indicated on petitioner's objection to the Chief Judge. The Court of Appeals should have thoroughly looked into petitioner writ of certiorari before making its decision denying the case.

Third, On the Court of Appeals letter dated May 25, 2021 the Court of Appeal indicated that "as a courtesy to you, we treated your May 10, 2021 pleading as a motion for reconsideration". This is totally incorrect. Petitioner OBJECTED to Chief Judge Mary Ellen Barbera's Order of April 23<sup>rd</sup>. There was no plea in the objection by Petitioner. An OBJECTION is different from a PLEA. It's as if the Court of Appeals is imposing wrong initiative of a "plea" on Petitioner and this petitioner find not legally correct. However, it is one of the judge's decisions to request for a motion for reconsideration and not the Chief Clerk. Except otherwise Maryland Rule 8-605,.

<sup>1</sup> Maryland Rule 8-605. RECONSIDERATION; states, (a)(1)(2) Motion; Response, No Oral Argument; The motion shall be filed (before issuance of the mandate or (2) within days after the filing of the opinion of the Court, whichever is earlier. A response to a motion for reconsideration may not be file unless requested on behalf of the Court by at least one judge who concurred in the opinion or order.



Again, there was no plea on Petitioner's Objection to Chief Judge Ellen Barbera on May 10<sup>th</sup> 2021. Please find attached a copy of Petitioner's Objection to the Chief Judge.

Until the order is correct, Petitioner would not file for a motion for reconsideration. The error needs to be corrected by the Chief Judge. As such, the request for filing a motion for reconsideration should come from one of the Judges decision and not the Clerk.

Petitioner is requesting that the Court of Appeals SUSTAIN Petitioner Petition for Writ of Certiorari filed on March 1, 2021 as there is no reason to deny the review of both cases as filed neither file a Motion for Reconsideration. Due to inconsistencies and irregularities by the Court of Appeals. Petitioner sees no need to file a motion for reconsideration and the following needs to be corrected:-

- (i) The error of April 23<sup>rd</sup> 2021, stating that "Petitioner filed Writ of Certiorari with the Court of Special Appeals was incorrect.
- (ii) The error of May 13, 2021 that "We are treating your pleading as a motion for reconsideration. Petitioner did not make a plea on the objection to Chief Judge Ellen Barbera, Petitioner Objected. This is incorrect.
- (iii) The error on the Court of Appeals letter dated May 25, stating "As your petition had already been denied, as a courtesy to you, we treated your May 10, 2021 pleading as a motion for reconsideration". Again,

Petitioner did not make a plea rather made an Objection to the Chief Judge decision of April 23<sup>rd</sup>, 2021.

- (iv) It is in petitioner's request that the Court of Appeals correct its mistakes for the appeal to be docketed by the appellate court, and thereafter with leave of the appellate court and not vise versa. Maryland Rule 2-535 (d). Clerical Mistakes.
- (v) How could Petitioner's Writ Certiorari be denied when the Court of Appeals falsely claimed that petitioner filed a Writ of Certiorari with the Court of Special Appeals?. Again, Petitioner filed Writ of Certiorari with the Court of Appeals on March 1, 2021 and not Court of Special Appeals. This is incorrect. Maryland Rule 2-535 (b).

Please know that Petitioner have a strong ground for the Court of Appeals to denying the case of Shepherds driving school. Therefore, the Court should correct the order and letters mailed to Petitioner, sustain Writ of Certiorari and hold the Maryland Motor Vehicle Administration accountable of how they handle the case of Shepherds driving school without following due process.

<sup>1</sup>Maryland Rule 2-535 (b) provides that "at anytime, the court may exercise revisory power and control over the judgment in case of fraud, mistake, irregularity".

## CONCLUSION

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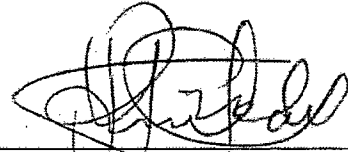
For this reasons set forth above, Petitioner Yvonne Reignat-Vodi D/B/A Shepherds Driving School Inc. ask the Court of Appeals to grant its Petition seeking a Writ of Certiorari in order to answer the question raised herein, and to protect Petitioner's rights vis-à-vis a flawed legislative enactment and an overzealous and unwarranted enforcement action by the Maryland Motor Vehicle Administration. The case of Shepherds driving school is desirable in the eyes of public interest since the services were offered to the public of which taxes were filed both State and Federal. Shepherds driving school provided Driver's Education to the public and was license, insured and bonded by the State of Maryland.

The COMAR Code of the Maryland Agency regulations (11.23.01) of the Motor Vehicle's Administration for driving school's were not followed. Petitioner finds it very difficult to start over again without any compensation from the Maryland Motor Vehicle Administration as the driving school was the only source of income that supported their families and Ministry. The Maryland Motor Vehicle Administration claimed to be a giant State agency but failed to use its power to solve minor problems with a small business owner but rather destroy a small business like Shepherds driving school with its power. This is an abuse of power or a malfeasance in office by the Maryland Motor Vehicle Administration. The Court of Appeals should look into this matter immediately. The Maryland Motor Vehicle Administration failed to apply the due process to this case is the reason why the Court of Appeal has to make a proper decision by making the necessary corrections.

Dated: June 4<sup>th</sup>, 2021

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Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Yvonne O. Reignat Vodi', written over a horizontal line.

Yvonne O. Reignat Vodi  
Petitioner

1810 Metzertott Road #47

Adelphi, MD 20783

240-475-186

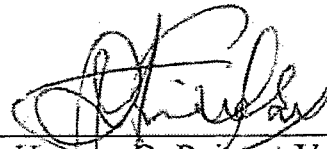
[pastor@shepherdsfzion.org](mailto:pastor@shepherdsfzion.org)

Pro Se

### CERTIFICATE OF SERVICE

I hereby certify that on this 4<sup>th</sup> day of June, 2021, a copy of the foregoing Petitioner's petitioning the Chief Judge Mary Ellen Barbera to order a motion for reconsideration and to correct the order of April 23<sup>rd</sup> 2021 were delivered via pre-paid overnight deliver to Chief Judge Mary Ellen Barbera Court of Appeals case Nos. CAL-19-18504/COA-PET-0005-2021 & CAL-19-29298/COA-PET-0006-2021 were delivered via pre-paid, overnight delivery service to:

David C. Merkin, Motor Vehicle Administration, 6601, Ritchie Highway, N.E., Rm200  
Glen Burnie, MD, 21062



Yvonne O. Reignat-Vodi  
Petitioner

IN THE COURT OF APPEALS OF MARYLAND

---

|                             |   |                                       |
|-----------------------------|---|---------------------------------------|
|                             | * |                                       |
| YVONNE REIGNAT-VODI (D/B/A) | * | IN THE                                |
| SHEPHERDS DRIVING SCHOOL    | * | COURT OF APPEALS                      |
| PETITIONER                  | * | OF MARYLAND                           |
|                             | * | SEPTEMBER TERM, 2019                  |
|                             | * |                                       |
| v                           | * |                                       |
| MOTOR VEHICLE               | * | Case No. CAL19-29298                  |
| ADMINISTRATION              | * | CAL-REG-2390-2019                     |
| RESPONDENTS                 | * | Petition Docket No. COA-PET-0006-2021 |

\* \* \* \* \*

**ORDER**

Upon careful consideration the errors of the Court of Appeals order dated April 23<sup>rd</sup> 2021 of Petitioner filing its Writ of Certiorari to the Court of Special Appeals, Errors on the Court of Appeals letter dated May 25, 2021 denying Petitioner's Writ of Certiorari, forcefully imposing a courtesy to petitioner and falsely claimed that petitioner's pleading of May 10, 2021 as a motion for reconsideration. ORDERED May 23<sup>rd</sup> 2021 denying Petitioner's Writ of Certiorari, and failure to accept the fact that the case of Shepherds driving school is desirable in the eyes of public interest, since the driving school offered driver's education to the public. Petitioner paid taxes for both State and Federal. Shepherds driving school was licensed, insured and bonded and

it is in good standing by the State of Maryland. Yet, Petitioner Writ of Certiorari was denied. The Maryland Motor Vehicle Administration failure to apply due process in resolving the case of the driving school at the early stage. The delay on the side of the Prince Georges Circuit Court of Maryland failing to transfer Agency Records from the start of the case filed with the Court of Special Appeals on February 7, 2020 for Petitioner to file corrected brief with its inclusion on time. ORDERED that the Chief Judge issue an order for motion for reconsideration and correct the order of April 23<sup>rd</sup> respectively. I hereby OBJECT the Court of Appeals decision to deny Petitioner's Writ of Certiorari; ORDERED the Maryland Court of Appeal to SUSTAIN Petitioner's Petition for Writ of Certiorari. It is this \_\_\_\_\_day of \_\_\_\_\_, 2021, by the Court of Appeals of Maryland,

ORDERED, that the Chief Judge decision of the Court of Special Appeals be CORRECTED at the Court of Appeals as this was a result of non submission of the Agency records not been transferred from the Circuit Court of Prince Georges to the Court of Special Appeals.

ORDERED, that the decision of the Administrative Agency including irregularities and inconsistencies must be CORRECTED at the Court of Appeals. Petitioner is hereby GRANTED the Petition to SUSTAIN the Writ of

Certiorari: It is this \_\_\_\_\_ day of \_\_\_\_\_, 2020, by the Court of

---

Appeals of Maryland.

ORDERED that Petitioner has LOST INCOME, WAGES, TIME, AND MONEY WASTED, including the Petitioner BUSINESS CREDIBILITY, DEFAMATION OF CHARACTER as a result of the discriminatory act of the Maryland Motor Vehicle Administration against a black owned business. Also, this act has affected the progress of Shepherds of Zion Ministries International Church financially. I hereby ORDERED the Court of Appeals to PROCEED with a DECISION in FAVOUR of the Petitioner. I therefore ORDERED the Maryland Motor Vehicle Administration to compensate the Petitioner and her business Shepherds Driving School Inc. the sum of FIVE MILLION DOLLARS (\$5,000,000.00) for all the damages caused by the Motor Vehicle Administration it is this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by the Court Appeals of Maryland.

ORDERED, that the Petitioner's request is hereby GRANTED for the LOST OF INCOME, WAGES, TIME, AND MONEY WASTED, BUSINESS CREDIBILITY, DEFAMATION OF CHARACTERS, and the PREJUDICE AND DISCRIMINATORY act by the Maryland Motor Vehicle Administration against a black owned business. It is also ORDERED to



Reinstate Shepherds Driving School located at 7100 Baltimore Avenue, Suite 100, College Park, MD 20740 and Petitioner Instructor's license and Certification. ORDERED that all Instructional Licenses and Certification belonging to Petitioner's husband Mr. Smith Kwame Oliver Vodi be Reinstated.

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**JUDGE**

KJUIIN THE COURT OF APPEALS OF MARYLAND

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|                             |   |                                       |
|-----------------------------|---|---------------------------------------|
|                             | * |                                       |
| YVONNE REIGNAT-VODI (D/B/A) | * | IN THE                                |
| SHEPHERDS DRIVING SCHOOL    | * | COURT OF APPEALS                      |
| PETITIONER                  | * | OF MARYLAND                           |
|                             | * | SEPTEMBER TERM, 2019                  |
| v                           | * |                                       |
| MOTOR VEHICLE               | * | Case No. CAL19-29298                  |
| ADMINISTRATION              | * | CAL-REG-2390-2019                     |
| RESPONDENTS                 | * | Petition Docket No. COA-PET-0006-2021 |

\* \* \* \* \*

Dear Judge Mary Ellen Barbera,

**OBJECTION TO THE CHIEF JUDGE MARY ELLEN BARBERA'S ORDER ON  
APRIL 23<sup>RD</sup> 2021 ON DENIAL OF PETITIONER PETITION FOR WRIT OF  
CERTIORARI FILED ON MARCH 1, 2021**

I, Yvonne O. Reignat-Vodi is in receipt of your ORDER dated April 23<sup>rd</sup> 2021, received via mail on May 30<sup>th</sup> 2021, on the denial of Petitioner's Petition for Writ of Certiorari on the above subject dated March 1, 2021. Please know that the Petitioner did not file a Writ of Certiorari with the Court of Special Appeals as indicated on your order dated April 23<sup>rd</sup> 2021. This is in error on your path and it needs to be corrected. Petitioner's Writ of Certiorari was filed with the Court of Appeals on March 1<sup>st</sup> 2021.

Second, a copy of Petitioner's OBJECTION to the corrected mandate by the Court of Special Appeals dated 03/11/2021 was requested to be forwarded from the Court of Special Appeals to the Court of Appeals as both cases are currently with the Court of Appeals.

The Court of Appeals should SUSTAIN Petitioner Petition for Writ of Certiorari submitted on March 1, 2021 as there is no reason to deny the review of both cases as filed.

On March 1, 2021, Petitioner filed a Writ of Certiorari stating the reason why the Writ of Certiorari should be granted to Shepherds driving school and not be denied. Petitioner request that the Court of Appeals SUSTAIN and grant petitioner's Writ of Certiorari.

Petitioner have a strong ground for the Court of Appeals to review the above case because the Circuit of Prince Georges County and the Court of Special Appeals did not make the right decision in the case rather keep denying the case form one Court to another.

Maryland Rule 12-201 states that reasons for the denial of Petitioner's Writ of Certiorari shall be in writing. But, Petitioner has not received any reasons for the denial to respond accordingly.

Again, it's unfair for the Court of Appeals to deny both cases are clear and it is a strong proof that I have a case and that both the Circuit Court and the Court of Special Appeals failed to act accordingly. The Administrative action by the Maryland Motor Vehicle Administration was wrong in the first place bringing a small business to court on something minor that could have been resolve through a conference or a simple phone call, and this is a clear indication that the Maryland Motor Vehicle Administration did not discharge its duties accordingly or its incompetent in handling issues. Therefore, the Court should correct the matter and hold the Maryland Motor Vehicle Administration accountable of how they handle issues without following due process.

<sup>1</sup>Maryland Rule 12-201 states that, reasons for the denial of the Writ of Certiorari shall be in writing “.

## CONCLUSION

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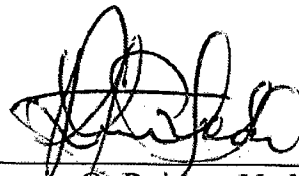
For this reasons set forth above, Petitioner Yvonne Reignat-Vodi D/B/A Shepherds Driving School Inc. ask the Court of Appeals to grant its Petition seeking a Writ of Certiorari in order to answer the question raised herein, and to protect Petitioner's rights vis-à-vis a flawed legislative enactment and an overzealous and unwarranted enforcement action by the Maryland Motor Vehicle Administration.

The COMAR Code of the Maryland Agency regulations (11.23.01) of the Motor Vehicle's Administration for driving school's were not followed. Petitioner finds it very difficult to start over again without any compensation from the Maryland Motor Vehicle Administration as the driving school was the only source of income that supported their families and Ministry. The Maryland Motor Vehicle claimed to be a giant State agency but failed to use its power to solve minor problems with a small business owner but rather destroy a small business like Shepherds driving school with its power. This is an abuse of power or a malfeasance in office by the Maryland Motor Vehicle Administration. The Court of Appeals should look into this matter immediately. The Maryland Motor Vehicle Administration failed to apply the due process to this case is the reason why the Court of Appeal has to make a proper decision by making the necessary corrections.

Dated: May 10<sup>th</sup>, 2021

---

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Yvonne O. Reignat Vodi', written over a horizontal line.

Yvonne O. Reignat Vodi  
Petitioner

1810 Metzerott Road #47

Adelphi, MD 20783

240-475-186

[pastor@shepherdsfzion.org](mailto:pastor@shepherdsfzion.org)

Pro Se

**CERTIFICATE OF SERVICE**

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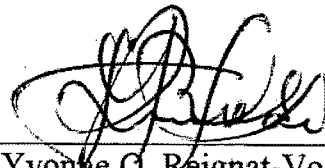
I hereby certify that on this 10<sup>th</sup> day of May, 2021, a copy of the foregoing OBJECTION to Judge Mary Ellen Barbera of Petitioner's Petition For A Writ Of Certorari of case Nos. CAL-19-18504/COA-PET-0005-2021 & CAL-19-29298/COA-PET-0006-2021 were delivered via pre-paid, overnight delivery service to:

David C. Merkin

Motor Vehicle Administration

6601, Ritchie Highway, N.E., Rm200

Glen Burnie, MD, 21062



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Yvonne O. Reignat-Vodi  
Petitioner

IN THE COURT OF APPEALS OF MARYLAND

YVONNE REIGNAT-VODI (D/B/A)  
SHEPHERDS DRIVING SCHOOL  
PETITIONER

v

MOTOR VEHICLE  
ADMINISTRATION  
RESPONDENTS

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IN THE

COURT OF APPEALS

OF MARYLAND

SEPTEMBER TERM, 2019

Case No. CAL19-29298

CAL-REG-2390-2019

Petition Docket No. COA-PET-0006-2021

\* \* \* \* \*

**ORDER**

Upon careful consideration the delay on the side of the Prince Georges Circuit Court of Maryland failing to transfer Agency Records from the start of the case filed with the Court of Special Appeals on February 7, 2020 for Petitioner to file corrected brief with its inclusion on time. I hereby OBJECT the Court of Appeals decision to deny Petitioner's Writ of Certiorari; ORDERED the Maryland Court of Appeal to SUSTAIN Petitioner's Petition for Writ of Certiorari. It is this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by the Court of Appeals of Maryland,



ORDERED, that the Chief Judges decision of the Court of Special Appeals be CORRECTED at the Court of Appeals as this was a result of non submission of the Agency records not been transferred from the Circuit Court of Prince Georges to the Court of Special Appeals.

---

ORDERED, that the decision of the Administrative Agency including irregularities and inconsistencies must be CORRECTED at the Court of Appeals. Petitioner is hereby GRANTED the Petition to SUSTAIN the Writ of Certiorari: It is this \_\_\_\_\_ day of \_\_\_\_\_, 2020, by the Court of Appeals of Maryland.

ORDERED that Petitioner has LOST INCOME, WAGES, TIME, AND MONEY WASTED, including the Petitioner BUSINESS CREDIBILITY, DEFAMATION OF CHARACTER as a result of the discriminatory act of the Maryland Motor Vehicle Administration against a black owned business. Also, this act has affected the progress of Shepherds of Zion Ministries International Church financially. I hereby ORDERED the Court of Appeals to PROCEED with a DECISION in FAVOUR of the Petitioner. I therefore ORDERED the Maryland Motor Vehicle Administration to compensate the Petitioner and her business Shepherds Driving School Inc. the sum of FIVE MILLION DOLLARS (\$5,000,000.00) for all the damages caused by the Motor Vehicle

Administration it is this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by the Court

---

Appeals of Maryland.

ORDERED, that the Petitioner's request is hereby GRANTED for the LOST OF INCOME, WAGES, TIME, AND MONEY WASTED, BUSINESS CREDIBILITY, DEFAMATION OF CHARACTERS, and the PREJUDICE AND DISCRIMINATORY act by the Maryland Motor Vehicle Administration against a black owned business. It is also ORDERED to Reinstate Shepherds Driving School located at 7100 Baltimore Avenue, Suite 100, College Park, MD 20740 and Petitioner Instructor's license and Certification. ORDERED that all Instructional Licenses and Certification belonging to Petitioner's husband Mr. Smith Kwame Oliver Vodi be Reinstated.

---

**JUDGE**