

THE ADMINISTRATION, AFTER THE HEARING, MAKES A FINAL DETERMINATION.

(3) A DEALER, MANUFACTURER, DISTRIBUTOR, OR FACTORY BRANCH MAY APPEAL THE DETERMINATION OF THE ADMINISTRATION, AS FOLLOWS:

(I) IF HIS PRINCIPAL PLACE OF BUSINESS IN THIS STATE IS LOCATED IN BALTIMORE CITY, TO THE BALTIMORE CITY COURT; AND

(II) IF HIS PRINCIPAL PLACE OF BUSINESS IN THIS STATE IS LOCATED IN ANY OTHER COUNTY, TO THE CIRCUIT COURT FOR THAT COUNTY.

(D) CONVEYANCE OF DEALERSHIP ON WRONGFUL TERMINATION OF FRANCHISE.

(1) IN ADDITION TO ANY ADMINISTRATIVE AND CRIMINAL SANCTIONS IMPOSED UNDER THIS SUBTITLE, A MANUFACTURER, DISTRIBUTOR, OR FACTORY BRANCH THAT TERMINATES, CANCELS, OR FAILS TO RENEW THE FRANCHISE OF A DEALER IN VIOLATION OF THIS SECTION SHALL PAY TO THE DEALER THE FAIR VALUE OF HIS BUSINESS AS A GOING CONCERN.

(2) ON PAYMENT, THE DEALER SHALL CONVEY HIS BUSINESS, FREE OF LIENS AND ENCUMBRANCES, TO THE MANUFACTURER, DISTRIBUTOR, OR FACTORY BRANCH.

REVISOR'S NOTE: This section is new language derived from Art. 66 1/2, §§ 5-706(a)(4) and 5-709.

In subsection (c) of this section, the present reference to a "verified complaint" is deleted as obsolete and inconsistent with current practice. Also, the reference to the right to request a hearing under Title 12, Subtitle 2 is substituted for present references to since-repealed hearing procedures. The venue for appeal is conformed to the like provisions of §12-209(b)(2) of this article.

The only other changes are in style.

See §15-305 of this title as to automatic suspension of a dealer's license on termination of a franchise.

See, also, revisor's note to §15-207 of this subtitle.

15-210. DECEPTIVE ADVERTISING PROHIBITED.

A MANUFACTURER, DISTRIBUTOR, OR FACTORY BRANCH, WHETHER DIRECTLY OR THROUGH AN AGENT, EMPLOYEE, OR REPRESENTATIVE, MAY NOT USE ANY ADVERTISEMENT THAT IS IN ANY WAY FALSE, DECEPTIVE, OR MISLEADING.