



ALBERTA MOTOR VEHICLE
INDUSTRY COUNCIL

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File #: 08-03-112

Director's Order under Section 157 of the *Consumer Protection Act*

TO

Carter Garry KLEPPER
Carter Klepper Inc.
carterstrucks.ca

Respondent Doing Business as:

Carter Klepper Inc.
carterstrucks.ca

AND TO

any employee, representative, or agent of the Respondent

Issues:

On July 10, 2017 Carter Klepper Inc. had its Provincial automotive business licence cancelled by the Director of Fair Trading (as delegated) as a result of violations of s. 104(1) of the *Fair Trading Act* of Alberta (now known as the *Consumer Protection Act* of Alberta). At the same time, the Provincial salesperson registration of Carter Garry KLEPPER was cancelled as a result of violations of s. 104(1) of the *Fair Trading Act* of Alberta (now known as the *Consumer Protection Act* of Alberta). Neither Carter Klepper Inc. nor Carter Garry KLEPPER were permitted to engage in a motor vehicle business in the Province of Alberta from that date. The Alberta Motor Vehicle Industry Council (AMVIC) is the delegated regulator for automotive businesses in the Province of Alberta.

On March 1st, 2018, Carter Garry KLEPPER operating Carter Klepper Inc. at 4883 Chiles Industrial Link, Red Deer Alberta, reapplied for a Provincial automotive business licence with the regulator AMVIC. AMVIC investigation file 18-03-112 was opened as a result of this application given the cancellation of the previous Provincial licences.

AMVIC investigation file 18-03-112 shows motor vehicles for sale linked to the known phone number and email address of Carter Garry KLEPPER continued after his Provincial licences had been cancelled and he was barred from engaging in an automotive business in Alberta. The investigation shows a website linked to Carter Garry KLEPPER, carterstrucks.ca, offering the services of an automotive business while being barred from engaging in an automotive business in the Province of Alberta.

The AMVIC investigation has shown Carter Garry KLEPPER is engaging in an automotive business in the Province of Alberta contrary to s. 104(1) of the *Consumer Protection Act* of Alberta.



Order

The Respondent (s), Carter Garry KLEPPER operating Carter Klepper Inc. and carterstrucks.ca, must **immediately**:

1. Cease engaging in an automotive business in the Province of Alberta while unlicensed to do so under s. 104 (1) of the *Consumer Protection Act*

NON COMPLIANCE WITH ORDER

ANY PERSON WHO FAILS TO COMPLY WITH AN ORDER OF THE DIRECTOR UNDER SECTION 157 OF THE *CONSUMER PROTECTION ACT* CONTRAVENES THIS ACT AND IS GUILTY OF AN OFFENCE AND MAY BE PROSECUTED PURSUANT TO SECTION 163 OF THE *CONSUMER PROTECTION ACT*.

REFUSAL, SUSPENSION, CANCELLATION, TERMS

SECTION 127 (b) (i) *CONSUMER PROTECTION ACT* STATES:

THE DIRECTOR MAY REFUSE TO ISSUE OR RENEW A LICENCE, MAY CANCEL OR SUSPEND A LICENCE AND MAY IMPOSE TERMS AND CONDITIONS ON A LICENCE FOR THE FOLLOWING REASONS:

- (i) FAILS TO COMPLY WITH AN ORDER OF THE DIRECTOR UNDER SECTION 129 OR 157, UNLESS, IN THE CASE OF AN ORDER UNDER SECTION 129 OR 157, THE ORDER HAS BEEN STAYED.

"original signed by"

Gerald Gervais
Director of Fair Trading (as delegated)
Alberta Motor Vehicle Industry Council
May 9, 2018