



Alberta Motor Vehicle Industry Council  
ALBERTA'S AUTOMOTIVE REGULATOR

PHONE: 780.466.1140  
TOLL FREE: 1.877.979.8100  
FAX: 780.462.0633  
#303, 9945-50 STREET,  
EDMONTON, AB T6A 0L4

amvic.org

March 4, 2019

File # 19-01-204

**DIRECTOR'S ORDER UNDER SECTION 157 OF THE *CONSUMER PROTECTION ACT***

**TO**

**Brian LEE and Vesselin VASSILEV**

**OF**

**1565950 Alberta Ltd. operating as Calgary Auto Emporium**

**AND**

**ANY EMPLOYEE, REPRESENTATIVE, OR AGENT OF THE ABOVE**

This Director's Order was issued under Section 157(1) of the *Consumer Protection Act* in response to, in the opinion of the Director, contraventions of the Act. As mandated by Section 157(3) a person or publisher who is subject to an order under this section may appeal under Section 179.

Pursuant to Section 179, to appeal the order, the person must serve the Minister of Service Alberta with a notice of appeal within thirty (30) days after receiving the order. Please include your name, your address for service, details of the order being appealed and your reasons for appealing.

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**ISSUE(S)**

On January 23, 2019, 1565950 Alberta Ltd. o/a Calgary Auto Emporium signed a 12 month Conditional Automotive Business Licence indicating they were prepared to accept and abide by the nine conditions that were outlined.

Since that date the Alberta Motor Vehicle Industry Council ("AMVIC") has received five consumer complaints for 1565950 Alberta Ltd. o/a Calgary Auto Emporium. In four cases they have failed to provide the required supplier response.

The investigator has determined that 1565950 Alberta Ltd. o/a Calgary Auto Emporium was operating with an expired licence, had salespeople actively selling who did not have an active salesperson registration, is advertising vehicles that are already sold, failed to implement a bill of sale that contained the required information as set out in the Automotive Business Regulation and is having mechanical fitness assessments completed by a licensed technician who is not working for an AMVIC licenced automotive business. Additional concerns were identified with the documentation and lack of cooperation in providing requested business records.

1565950 Alberta Ltd. o/a Calgary Auto Emporium is failing to comply with the Conditional Automotive Business Licence as per Section 127 of the *Consumer Protection Act*.

**DIRECTOR'S ORDER**

That Brian LEE and Vesselin VASSILEV of 1565950 Alberta Ltd. o/a Calgary Auto Emporium and any other employee, representative or agent, **Immediately cease engaging in an automotive business** within the Province of Alberta until notified otherwise by the Alberta Motor Vehicle Industry Council pending the outcome of the investigations.

**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"

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Alberta Motor Vehicle Industry Council (AMVIC)  
Gerald Gervais, Registrar  
Director of Fair Trading (as delegated)

March 7, 2019