

November 21, 2019

File # 19-09-459

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

TO

Saeed VASEGHI and Arvin VASEGHI

OF

AVA Detailing INC., AVA Detailing Solutions, AVA Detail Solutions

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.

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

TO

Saeed VASEGHI and Arvin VASEGHI

OF

AVA Detailing INC., AVA Detailing Solutions, AVA Detail Solutions

AND

ANY EMPLOYEE, REPRESENTATIVE, OR AGENT OF THE ABOVE

ISSUE(S)

The Alberta Motor Vehicle Industry Council ("AMVIC") has identified the following issue during the course of an investigation (file 19-09-459):

- 1) Evidence is provided that Saeed VASEGHI and Arvin VASEGHI are operating an automotive specialty business without having a business licence, which contravenes Section 104(1) of the *Consumer Protection Act* (CPA). The contravention is as follows:

Licence required – designated businesses

104(1) No person may engage in a designated business unless the person holds a licence under this act that authorizes the person to engage in that business.

SYNOPSIS

AVA Detailing INC. is operating an automotive detail business without being the holder of the required provincial AMVIC business licence. AVA Detailing INC. is advertising on social media as a full detail centre with full mobile capable services. Services offered include window tinting, auto detailing, auto glass replacement, 3M paint protection film, ceramic nano coating, vinyl vehicle wrapping and full paint correction.

Industry Standards Administrator Candace C [REDACTED] sent a warning letter to AVA Detail Solutions on Jan. 3, 2019. Complaint file 19-01-017 was opened on Jan. 2, 2019 which resulted in the investigator issuing a warning letter. AVA Detailing INC. started the business licence application B2026616 but was refused on

May 15, 2019 due to being over the 30 day allowance. No attempt has been made by their business to acquire a business licence since they were refused.

DIRECTOR'S ORDER

That Saeed VASEGHI and Arvin VASEGHI of AVA Detailing INC., AVA Detailing Solutions, AVA Detail Solutions and any other employee, representative or agent must:

1. Immediately cease engaging in the automotive repair business within the Province of Alberta until properly licensed as per Section 104(1) of the *Consumer Protection Act (CPA)*.
2. Remove all advertisements and the offering of services on any form of mass communication.
3. Review AMVIC website at for licensing requirements www.amvic.org/business/business-licence/apply-licence-registrationrenewals/

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

November 22, 2019