



Alberta Motor Vehicle Industry Council  
ALBERTA'S AUTOMOTIVE REGULATOR

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amvic.org

June 1, 2020

File # 19-08 555

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

**TO**

**Ehsanullah AZARAKHSH and Azarnosh AZARAKHSH**

**o/a Aspire Express Ltd.**

**AND**

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

This Director's Order was issued under Section 157(1) of the *Consumer Protection Act* (CPA) in response to, in the opinion of the Director, contraventions of the CPA. 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

Ehsanullah AZARAKHSH and Azarnosh AZARAKHSH

o/a Aspire Express Ltd.

AND ANY EMPLOYEE, REPRESENTATIVE, OR AGENT OF

Aspire Express Ltd.

ISSUE(S)

The Alberta Motor Vehicle Industry Council (AMVIC) has identified the following issues during the course of an investigation:

- 1) Evidence is provided that Azarnosh AZARAKHSH has sold a vehicle and did not disclose the vehicle history or an outstanding lien to the consumer purchasing the vehicle, while not being licensed for selling vehicles.
- 2) Aspire Express Ltd. is operating a recycling or dismantling vehicle business from a location of [REDACTED] N.E., Calgary, Alberta without being the holder of the required automotive business licence.

Relevant Legislation

Consumer Protection Act

Section 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.

DIRECTOR'S ORDER

That Ehsanullah AZARAKHSH and Azarnosh AZARAKHSH o/a Aspire Express Ltd.

1. Immediately cease the sale of all motor vehicles and dismantled and recycled parts of motor vehicles while unlicensed to do so under Section 104(1) of the *Consumer Protection Act*.
2. Shall remove all vehicle and dismantled and recycled parts related advertisements on any form of mass communication.
3. Review AMVIC website at [www.amvic.org/business/business-licence/apply-licence-registrationrenewals/](http://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"

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Gerald Gervais, Registrar  
Director of Fair Trading (as delegated)  
June 3<sup>rd</sup>, 2020