



Alberta Motor Vehicle Industry Council
ALBERTA'S AUTOMOTIVE REGULATOR

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amvic.org

Dec. 1, 2020

File # 19-09-296

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

TO

Mark Adam KVISLE (dba Artistry Automotive 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.

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TO

Mark Adam KVISLE (dba Artistry Automotive Ltd.)

AND ANY EMPLOYEE, REPRESENTATIVE, OR AGENT OF

Mark Adam KVISLE (dba Artistry Automotive Ltd.)

ISSUE

The Alberta Motor Vehicle Industry Council (AMVIC) has identified the following issue during the course of an investigation (file #19-09-296).

Evidence is provided that Mark Adam KVISLE is operating an unlicensed automotive business in Red Deer County, AB. Artistry Automotive Ltd. advertises the goods and services of the unlicensed motor vehicle business on a social media platform. Advertisements state "We buy sell and restore classic vehicles. We sell classic truck and car projects that have been gone through. We offer a no hassle nothing to hide approach to buying a project vehicle". Mark Adam KVISLE, in the course of investigation file 19-09-296, offered to unlawfully sell a motor vehicle while knowing he was unlicensed by the regulator AMVIC, to do so. Mark Adam KVISLE has been subject to a previous AMVIC investigation wherein it was determined Mark Adam KVISLE unlawfully sold a vehicle to a member of the public and when a refund was requested, Mark Adam KVISLE did not do so and the consumer did not receive the vehicle.

SYNOPSIS

Investigation file 19-09-296 evidence supports that an unlicensed automotive business is being operated in Red Deer County, AB by Mark Adam KVISLE.

Section 3(1) of the Automotive Business Regulation specifies the classes of automotive business licence include an automotive sales licence.

Section 104(1) of the *Consumer Protection Act* states that no person may engage in a designated business unless the person holds a licence under this act.

DIRECTOR'S ORDER

1) That Mark Adam KVISLE (dba Artistry Automotive Ltd.) immediately cease engaging in an unlicensed automotive business within the Province of Alberta.

2) All mass media advertising to be removed until legally licensed.

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*.

"original signed by"

Gerald Gervais, Registrar
Director of Fair Trading (as delegated)

Dec. 15th, 2020