

Nov. 1, 2021

File # 21-10-083

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

TO

South East Collision and Refinishing Centre Ltd.

Trade Name: South East Auto Sales

Trade Name: South East Body Shop Supplies and Used Auto Parts

AND

**Jamshid AKBAREE
(Director)**

**Ahmad Shan MOHAMAD GUL
(Director)**

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

South East Collision and Refinishing Centre Ltd.

Trade Name: South East Auto Sales

Trade Name: South East Body Shop Supplies and Used Auto Parts

AND

Jamshid AKBAREE
(Director)

Ahmad Shan MOHAMAD GUL
(Director)

AND ANY EMPLOYEE, REPRESENTATIVE, OR AGENT OF THE ABOVE

ISSUE(S)

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

South East Collision and Refinishing Centre Ltd. and its associated trade names, has failed to provide records when requested to do so as required by the *Consumer Protection Act*.

Consumer Protection Act

Section 132(2)

On Sept. 21, 2021 an AMVIC investigator requested the business records of South East Collision and Refinishing Centre Ltd. Director Jamshid AKBAREE failed to provide the requested records.

On Oct. 12, 2021 an AMVIC investigator requested the business records of South East Collision and Refinishing Centre Ltd. Director Jamshid AKBAREE failed to provide the requested records.

On Oct. 14, 2021 an AMVIC investigator requested the business records of South East Collision and Refinishing Centre Ltd. specific to 11 vehicle identification numbers (VIN).

Director Jamshid AKBAREE failed to provide the requested records.

DIRECTOR'S ORDER

That South East Collision and Refinishing Centre Ltd., South East Auto Sales, South East Body Shop Supplies and Used Auto parts, Jamshid AKBAREE and Ahmad Shan MOHAMAD GUL and any other employee, representative or agent, provide the requested records, pursuant under section 132(2) of the *Consumer Protection Act* to the regulator AMVIC, by Friday, November 19, 2021.

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 2, 2021