

Jan. 12, 2024

File # 23-12-106

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

**TO**

**Dorsy Asplund**

**And**

**Charlotte Asplund**

**OF**

**1393380 Alberta LTD**

**D/b/a Maxim Muffler And Brake**

**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 and Red Tape Reduction 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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The Alberta Motor Vehicle Industry Council (AMVIC) has identified the following issue during the course of an investigation.

Maxim Muffler And Brake AMVIC business licence expired on May 31, 2021 and they are continuing to operate.

*Consumer Protection Act*

Section 104(1)

**DIRECTOR'S ORDER**

That Dorsy Asplund and Charlotte Asplund of Maxim Muffler And Brake and any other employee, representative or agent, 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).

**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 AND 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)

 January 16, 2024