



UNDERTAKING

IN THE MATTER OF THE *MOTOR DEALER ACT R.S.B.C. 1996 c. 316* and the *BUSINESS PRACTICES AND CONSUMER PROTECTION ACT S.B.C. 2004, c. 2*

THIS UNDERTAKING is made with an effective date of February 27, 2020,

by:

Apna Motors Ltd. (DL#40272) and Ranveer Puran-Singh (SP#20515)

WHEREAS:

1. Apna Motors Ltd., (DL#40272), (the "Dealer"), is a "registered motor dealer" as defined under the *Motor Dealer Act R.S.B.C. 1996 c. 316* (the "MDA").
2. Ranveer Puran-Singh, (SP#20515) is a "salesperson" as defined by the MDA and is the sales manager for Apna Motors Ltd.
3. The "Registrar of Motor Dealers" ("Registrar"), as defined under the MDA, is responsible for the administration and enforcement of the MDA, its regulations, and prescribed provisions of the *Business Practices and Consumer Protection Act S.B.C. 2004 c. 2* (the "BPCPA").
4. The Registrar has received information and investigated that:
 - a) At the time of the investigation, the Dealer was operating its business with the knowledge that odometer rollback tampering was occurring on several vehicles in their possession.
5. The Registrar asserts that the above detailed conduct violates the following statutory provisions:
 - a) Section 34(1)(a) and (2) of the MDA;
 - b) Section 23(e) of the Motor Dealer Act Regulation; and
 - c) Section 4(1), 4(3)(b)(vi) and 5 of the *Business Practices and Consumer Protection Act*.

NOW THEREFORE the Dealer and Ranveer Puran-Singh undertake, acknowledge and agree with the Registrar:

6. To comply with the MDA, the BPCPA and the regulations made thereunder, specifically in relation to section 23(e) of the Motor Dealer Act Regulation;

7. To cease and desist in the tampering or manipulating of odometers on any vehicles in its possession;
8. To remove Ranveer Puran-Singh from the position of General Sales Manager for the period of 1 year to commence upon the signing of this Undertaking;
9. To require that Ranveer Puran-Singh re-take the Vehicle Sales Authority's Salesperson Course at his own expense within three (3) months of signing this Undertaking;
10. To refrain from doing business of any type with Dragos Storie, Alexander Andritoiu, Balwinder Sidhu, D&D Auto, Sigma Auto Sales, Carzone Motors or any other entity or person associated with them.
11. To suspend the Dealer's registration for a period of two (2) consecutive, full days on March 3 and 4, 2020;
12. To suspend Ranveer Puran-Singh's salesperson license for a period of two (2) consecutive, full days on March 3 and 4, 2020;
13. That Ranveer Puran-Singh pay an Administrative Penalty in the amount of **\$5,000** within thirty (30) days from the signing of this Undertaking, to deter him from engaging in conduct similar to the aforementioned contraventions of the MDA and BPCPA in the future;
14. That the Dealer pay an Administrative Penalty, in the amount of **\$30,000** within thirty (30) days from the signing of this Undertaking, to deter it from engaging in conduct similar to the aforementioned contraventions of the MDA and the BPCPA in the future;
15. To reimburse the Registrar a total of **\$5,135.22** representing 100% of the investigation costs incurred to date in relation to this matter, within thirty (30) days from the signing of this Undertaking;
16. That this Undertaking is binding until such time as it is either terminated in writing by the Registrar or terminated by an Order of the Supreme Court of British Columbia;
17. That in addition to being rendered liable to further penalties and proceedings as provided for under the BPCPA, that it is an offence under the BPCPA to fail to comply with any part of this Undertaking that has not been previously terminated;
18. That the Registrar, upon breach of any part of this Undertaking, may declare the Undertaking to be at an end and may institute such proceedings and take such action under the BPCPA, or the MDA as considered necessary;
19. That nothing herein is intended to resolve any other complaint or investigation not specifically referenced in this Undertaking;

20. That any communication with the Registrar in connection with this Undertaking shall be made to the following address:

Registrar of Motor Dealers
Vehicle Sales Authority of BC
#280 – 8029 199th Street
Langley, BC V2Y 0E2

In the case of the Dealer and Salesperson, to the following address:

Pender Litigation
Suite 1204 Pender Place
700 Pender Street
Vancouver, BC V6C 1G8

Attention: Kevin B. Westell

unless another address for delivery is given to the other party, in writing, by either the Registrar, the Dealer or the Salesperson; and

21. The Dealer and Salesperson have read this Undertaking and have had a reasonable opportunity to seek and obtain legal advice as to its terms.

DATED this ____ day of January 2020

Apna Motors Ltd.

Authorized signatory: "original is signed"

Name: Sukhjit Sahota

Title: Owner

Signature: "original is signed"

Salesperson Name: Ranveer Puran-Singh

ACCEPTED by the Registrar of Motor Dealers this 27 day of February 2020

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Registrar of Motor Dealers