



**Investigation File 17-09-031
Hearing File 18-08-005**

Neutral Citation: 2018-BCRMD-041

IN THE MATTER OF THE *MOTOR DEALER ACT* R.S.B.C. 1996, C. 316

Re:

**Cars 4 U Auto Sales Ltd.
(Proposed Registration # 40416)**

Dealer Applicant

And:

**Satnam Singh Sanghera
(Salesperson # 200020)**

Individual Dealer Applicant

And:

**Mohinder Singh Khaira
(unlicensed)**

Individual Dealer Applicant

DECISION OF THE REGISTRAR

Date and place of hearing: November 21, 2018 at Langley, British Columbia

Date and place of decision: February 11, 2019 at Langley, British Columbia

Appearances for

Vehicle Sales Authority of British Columbia	Hong Wong, Manager of Licensing
Cars 4 U Auto Sales Ltd.	Mohinder Singh Khaira, owner Satnam Singh Sanghera, owner
Mohinder Singh Khaira	In person
Satnam Singh Sanghera	In person

I. Introduction

[1] The Vehicle Sales Authority of British Columbia ("Authority") has requested a review of the dealer application of Cars 4 U Auto Sales Ltd. ("Cars 4 U"). The Authority proposes that the application for registration be refused.

[2] The Hearing Notice of October 4, 2018, states that the Authority believes it would not be in the public interest to register Cars 4 U as a motor dealer. In addition to the Hearing Notice, Cars 4 U received:

- (a) the Licensing Hearing Report prepared by Licensing Officer ("LO") Juwll Ireland of the Authority; and
- (b) the Compliance Report of Compliance Officer ("CO") Bill Manhas of the Authority.

[3] The Authority's concern is that Cars 4 U is an attempt to resurrect the dealer GN Motors based on the close familial and other connections between the two businesses. The concern with GN Motors is that it closed with outstanding and unpaid compensation fund payments being made to consumers from the Motor Dealer Customer Compensation Fund ("Fund"), attributable to misconduct by GN Motors. During the hearing, the Authority also identified concerns about the conduct of the individual applicants while the Authority was conducting a review of Cars 4 U's application. In short, the Authority states that Cars 4 U and its principals were hiding the connections it had with GN Motors and its owners.

[4] Prior to the hearing, CO Manhas and LO Ireland interviewed Mohinder Singh Khaira and Satnam Singh Sanghera, both owners of Cars 4 U. I am advised, and Mr. Khaira admitted, that during that interview he was given a copy of the "Key Track" decision¹. In the Key Track decision I reviewed whether the application to register Key Track as a dealer was an attempt to resurrect another dealer that had been recently sanctioned and had closed. It was clear at the hearing that Mohinder Singh Khaira understood the significance of the Key Track decision.

[5] From the Hearing Notice and the submissions, the issue for my consideration is whether Cars 4 U is an attempt to resurrect GN Motors under a different name to avoid GN Motor's liability. From Mohinder Singh Khaira's submissions on behalf of Cars 4 U, it is clear they understood this issue was to be addressed.

II. The Position of the Parties

A. The Authority

[6] In summations, the Authority expressed concern for the public if Cars 4 U were to be registered as a motor dealer. The Authority presented evidence of the past compliance history of GN Motors and the compensation fund payments noted at

¹ Re: *Key Track Auto Sales & Detailing Ltd.* (May 11, 2010, Hearing File 10-013, Registrar)

paragraph 15(s) below. The Authority provided further evidence to try to show that the connections between GN Motors and Cars 4 U essentially rendered them one and the same company, just with a different name and declared owners. In closing, the Authority noted that it was difficult to obtain information from Cars 4 U to fully review their application. The complete information required and necessary to review Cars 4 U's application only came forward once CO Manhas was asked to investigate.

B. Cars 4 U

[7] Mohinder Singh Khaira spoke on behalf of Cars 4 U. From the application materials, Mohinder Singh Khaira is declared as a 50% owner and Satnam Singh Sanghera the other declared 50% owner. Satnam Singh Sanghera is the only declared salesperson for the proposed dealership. The application to register Cars 4 U as a motor dealer was signed by "Satnam Sanghera."

[8] Mohinder Singh Khaira, on behalf of Cars 4 U, did not contest the factual findings from the Authority's investigation and review. Mr. Khaira did contest the interpretation the Authority places on those facts. Specifically, Mohinder Singh Khaira notes that he should be viewed as distinct and separate from his brother, who is the owner, or the former owner, of GN Motors. Mohinder Singh Khaira provided various assurances that his brother is not and will not be a part of the operations of Cars 4 U. Further, Mohinder Singh Khaira stated that, if he had known that his brother's mere presence on the dealer's property was of concern to the Authority, he would have prohibited his brother from being on the property and is willing to do so in the future.

III. Legal Principles

[9] If the intention is to refuse a motor dealer registration, the applicant has a right to be heard: section 6 of the *Motor Dealer Act*, R.S.B.C. 1996, c. 316 ("MDA"). The law imposes a duty to provide reasons for that refusal.

[10] In considering refusing a registration, I am to be mindful of Mohinder Singh Khaira's and Satnam Singh Sanghera's desire to operate and earn income from running a motor dealer. However, if there are concerns for the public interest in registering Cars 4 U as a motor dealer, the public interest is paramount. In reviewing past conduct, I am not limited by time, type of, or location in which the conduct occurred. I am also not limited to looking at the corporation's conduct. I may look at the conduct of those who will guide the corporation. The issue is whether the conduct is a concern to the public interest, such that the registration should be refused.

- Section 5 of the MDA.
- *Re: Wild Grizzly Transport Ltd. & Zampieri & Aiken* (Hearing File 18-10-001, December 28, 2018, Registrar)
- *Re: Best Import Auto Ltd. et al.* (Hearing file 17-08-002, Registrar, November 28, 2017) at paragraphs 32 to 34; varied but not on this point by *Best Import*

Auto Ltd. v Motor Dealer Council of British Columbia, 2018 BCSC 834 (BC Supreme Court)

- *Re: Best Import Auto Ltd. et al.* (October 12, 2018, Hearing File 18-06-005 – refusal of wholesaler licence), and
- *A Vancouver Auto Ltd. & Moghaddam* (April 3, 2017, Hearing File 17-02-002, refusal to register as a motor dealer.)

[11] Generally, “conduct does not require evidence of deceit or even willful blindness. It encompasses any act or omission or course of behaviour that affords reasonable grounds to believe that the business will not be carried on in accordance with law, honest and integrity”: *Prestige Toys Ltd. v. Ontario (Registrar, Motor Vehicle Dealers Act)* 2009 CarswellOnt 4743 (Ont. SCJ(Div. Ct)) at paragraph 34 and cited approvingly in *Re: Key Track Auto Sales & Detailing Ltd.* (May 11, 2010, Hearing File 10-013, Registrar) at para. 20.

[12] Under the legislative scheme, there is no right to being registered as a motor dealer. Cars 4 U must meet the minimum requirements set by the legislation to the satisfaction of the Registrar, when applying for registration as a motor dealer. If Cars 4 U meets those requirements, it then falls to the Authority to show that Cars 4 U poses a risk to the public interest, warranting refusing it registration as a motor dealer. That burden is on a balance of probabilities; often reframed as establishing that it is “more likely than not” that the alleged conduct is true, based on sufficiently clear, convincing, and cogent evidence: *F.H. v. McDougall*, [2008] 3 SCR 41, 2008 SCC 53 (Supreme Court of Canada).

[13] Some of the evidence turns on the credibility of the witnesses. In assessing credibility, I keep in mind the guidance of the courts.

- *Bradshaw v. Stenner*, 2010 BCSC 1398 (BC Supreme Court), affirmed by 2012 BCCA 296 (BC Court of Appeal), leave to appeal to the SCC refused 2013 CanLII 11302 (Supreme Court of Canada).
- *Crest Realty Westside Ltd. v. W & W Parker Enterprises Ltd.* 2014 BCSC 1328 (BC Supreme Court), affirmed by 2015 BCCA 447 (BC Court of Appeal).

[14] As noted, the key issue in this case is whether I should view Cars 4 U’s application as an attempt to return GN Motors to the industry, because of the various connections and similarities in the two. I discussed the applicable legal principles in *Re: Key Track Auto Sales & Detailing Ltd.* which was recently applied in *Re: Wild Grizzly Transport Ltd. & Zampieri & Aiken* (Hearing File 18-04-003, May 10, 2018, Registrar) at paragraphs 16 to 22. From those two cases and the court decisions they cite, I summarize the legal principles here:

- (a) The purpose of the corporate veil is to promote commerce by shielding individuals operating a corporation from personal liability if the corporation fails;
- (b) Point (a) has recognized limits including, but not limited to:

- (i) assessing corporations for a licence by looking at those individuals who will make the decisions on behalf of the corporations;
- (ii) holding officers and directors personally liable for a business failure, if they have not exercised sound business judgement; and
- (iii) not using a corporation as a shield for individuals to conduct unlawful conduct

and,

- (c) Point (b)(i) is codified in section 5 of the MDA, which authorizes and imposes a statutory duty on the Registrar to look behind the corporate veil at the realities of who is seeking registration as a motor dealer, with the objective of protecting the public interest.

IV. Discussion

A. Summarizing the Core Uncontested Evidence

[15] As noted, the key facts are not really in issue. What is in issue are their interpretation and application. I summarize the evidence not in dispute:

- (a) Joginder Singh Khaira was declared as an owner of GN Motors as was his wife Raane Khaira.
- (b) Joginder Singh Khaira states that GN Motors stopped operating around October 2016. Joginder Singh Khaira stated that GN Motors was, essentially, financially over-extended and had to close.
- (c) Approximately three or four months later, on February 2, 2017, Cars 4 U was incorporated with "Mohinder Khaira" the declared party completing the incorporation application. The incorporation fee was paid using the credit card of Raane Khaira, a former declared owner of GN Motors and the wife of Joginder Singh Khaira, also a former owner of GN Motors.
- (d) The application to register Cars 4 U as a motor dealer is dated February 25, 2017, about 4 months after GN Motors stopped operating, but was not submitted to the Authority until June 8, 2017.
- (e) Satnam Singh Sanghera was a licensed salesperson with GN Motors.
- (f) In a recorded and transcribed interview prior to the hearing, Satnam Singh Sanghera stated he had invested \$100,000 in GN Motors which he lost when GN Motors failed. This indicates his involvement with GN Motors was more than just as an employee.
- (g) Mohinder Singh Khaira is the brother of Joginder Singh Khaira.

- (h) Satnam Singh Sanghera is a cousin of Mohinder Singh Khaira and of Joginder Singh Khaira.
- (i) Joginder Singh Khaira testified that his marriage is sort of in between stages, that he lives in his brother Mohinder Singh Khaira's basement, and is currently unemployed.
- (j) Mohinder Singh Khaira is 50% owner of Cars 4 U; and his cousin Satnam Singh Sanghera is 50% owner.
- (k) Mohinder Singh Khaira works full-time as a vice-principle at a school and Satnam Singh Sanghera will be responsible for the day-to-day operations of Cars 4 U.
- (l) On April 1, 2017, Cars 4 U entered into an lease with Ash Lease Corporation Ltd. to lease the premises at 13495 King George Blvd, Surrey (the "Lease Agreement").
- (m) 13495 King George Blvd, Surrey was the former location of GN Motors. The evidence of Mohinder Singh Khaira is that Cars 4 U took over the lease obligations of GN Motors.
- (n) In the Lease Agreement, the name and address for notices on behalf of Cars 4 U is the name and address of the accountant, or former accountant for GN Motors.
- (o) Currently, the location of Cars 4 U is being sub-leased. The proposed location of Cars 4 U as a motor dealer will be where GN Motors was located.
- (p) The stated records office for the company is the home address of Mohinder Singh Khaira, where Joginder Singh Khaira also resides.
- (q) Joginder Singh Khaira has admitted being at the King George Blvd. location several times to pick up rent checks on behalf of Cars 4 U.
- (r) Joginder Singh Khaira admitted he went to the King George Blvd. location to evict a tenant on behalf of Cars 4 U. The Surrey RCMP became involved.
- (s) Between June 2, 2017 and December 1, 2017, three consumer claims were paid from the Motor Dealer Customer Compensation Fund due to the misconduct of GN Motors. The transactions occurred before GN Motors closed in or around October of 2016. To summarize those claims:

- (1) One claim was paid \$20,000 because GN sold the consumer a vehicle but failed to deliver the vehicle to the consumer. The claim was ordered paid on June 2, 2017.
- (2) A second claim was paid \$20,000 in compensation because GN sold a vehicle and failed to have a prior lien satisfied and discharged on the vehicle. The claim was ordered paid on June 2, 2017.
- (3) The third claim was paid just over \$12,000 because GN did not ensure the lien on the vehicle purchased was satisfied and cleared. The claim was ordered paid on December 1, 2017.

B. Additional evidence

[16] The following evidence was offered by the Authority to try to show a deeper connection between Cars 4 U, GN Motors and Joginder Singh Khaira than is being admitted. Cars 4 U provides a different interpretation of that evidence than does the Authority. I discuss each in turn.

(1) Cars 4 U's use of Raane Khaira's credit card

[17] In support of Cars 4 U's dealer application is the incorporation document for Cars 4 U: see Licensing Hearing Report of LO Ireland. This document shows that "Mohinder Khaira" completed the application and the credit card of Raane Khaira, a former owner of GN Motors and Joginder Singh Khaira's wife, was used to pay for the incorporation application. Mohinder Singh Khaira was questioned on this.

[18] Mohinder Singh Khaira's evidence was evasive in responding to why Raane Khaira's credit card was used to pay for Cars 4 U's incorporation application. Mohinder Singh Khaira suggested that he did not have his credit card with him when he did the application and used Raane Khaira's because it was at hand. When questioned on where he did the application, such as from his home computer, Mohinder Singh Khaira was unsure and again a bit evasive. Mohinder Singh Khaira suggested that he may have been at Raane Khaira's place of business when he applied for incorporation. I asked Mohinder Singh Khaira why he would be using his sister-in-law's credit card when I heard she was not with Joginder Singh Khaira. Mohinder Singh Khaira again became evasive in answering the question speaking about how he has relationships with other people and may have been visiting her at her place of business or she was visiting him.

[19] Overall, when confronted with the evidence that a former owner of GN Motors and the wife of Joginder Singh Khaira paid for the incorporation application of Cars 4 U, the evidence from Mohinder Singh Khaira became evasive and there was an attempt to down play its significance. On Cars 4 U's use of Raane Khaira's credit card, I find that Mohinder Singh Khaira's evidence and explanation was not credible. The fact remains that Cars 4 U's incorporation application was paid for using the credit card of a former owner of GN Motors.

(2) Cars 4 U TD Cheque

[20] In evidence is a cheque drawn from the TD account of Cars 4 U Ltd. It is made payable to a charitable trust society with a notation that it is on behalf of Joginder Singh Khaira: Exhibit 11 of the Compliance Report of CO Manhas. At the hearing, CO Manhas briefly discussed reviewing Cars 4 U's bank records and this cheque.

[21] In contrast to this cheque connecting Cars 4 U with Joginder Singh Khaira is the following testimony:

"I don't have any connections to Cars 4 U. As I said, like as the witnesses said, I have picked up cheques, rent cheques for Satnam from Cars 4 U, right?"

- Testimony of Joginder Singh Khaira, Transcript of Proceedings, November 21, 2018 at page 38.

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"...I don't do anything for my brother, I do everything for myself. I have a family to support, I have a building business, and I'm a vice-principal, I work hard. You know, I have my own decisions to make. I don't support my brother."

- Testimony of Mohinder Singh Khaira, Transcript of Proceedings, November 21, 2018 at page 59.

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"I really have no - - nothing to say about that really except I do not give money to my brother, I do not take care of his financial obligations. If he owes something on a credit card, et cetera, that's his problem..."

- Testimony of Mohinder Singh Khaira, Transcript of Proceedings, November 21, 2018 at page 62.

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"...We [Cars 4 U] have nothing to do with Joginder Khaira. We have nothing to do with him..."

- Testimony of Mohinder Singh Khaira, Transcript of Proceedings, November 21, 2018 at page 62.

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[22] Cars 4 U did not explain why this cheque was issued on behalf of Joginder Singh Khaira. The TD cheque clearly denotes that Cars 4 U does have a connection with Joginder Singh Khaira. Further, the TD cheque shows Cars 4 U is willing to make

a financial payment on behalf of Joginder Singh Khaira, contrary to the testimony of Mohinder Singh Khaira. Cars 4 U has something to do with Joginder Singh Khaira.

(3) Joginder Singh Khaira acting on behalf of Cars 4 U

[23] As noted in paragraph 15, Joginder Singh Khaira attended the lot leased by Cars 4 U and sub-leased to others, to collect rent cheques on behalf of Cars 4 U. Joginder Singh Khaira also attended that same location where he admits he attempted to evict a tenant on behalf of Cars 4 U. This resulted in the RCMP attending the lot. Other witnesses gave evidence of these facts having occurred, including an RCMP constable. Some witnesses gave evidence that they believed Joginder Singh Khaira was the landlord while others stated they believed someone else was the landlord.

[24] This evidence must be considered with the evidence from Joginder Singh Khaira and Mohinder Singh Khaira noted in paragraph 21. In testimony, Mohinder Singh Khaira attempted to down play the incident of Joginder Singh Khaira trying to evict a tenant on behalf of Cars 4 U as inconsequential to the dealer application. Importantly, Mohinder Singh Khaira did not deny this occurred. It is difficult to reconcile evidence that Joginder Singh Khaira has nothing to do with Cars 4 U (paragraph 21), when he also admits that he is collecting rent and evicting a tenant on behalf of Cars 4 U, a fact not denied by an owner of Cars 4 U.

(4) Satnam Singh Sanghera & Mohinder Singh Khaira's operation of Cars 4 U

[25] Mohinder Singh Khaira has no history running a dealership. He works full-time as a vice principal in a school. According to his testimony, he operates a side business building homes. This was a fact not contained in his application to register Cars 4 U as a motor dealer. The evidence suggests that Satnam Singh Sanghera would operate Cars 4 U alone for the most part, with Mohinder Singh Khaira doing the books and attending the lot during non-school hours and when he is not involved with his building business. There were admissions by Mohinder Singh Khaira in a transcribed interview with CO Manhas that he did not know much about the car business and was relying on Mr. Sanghera.

[26] While he was present at the hearing, Satnam Singh Sanghera did not provide any evidence, and was not called to give evidence by Cars 4 U. CO Manhas did interview Satnam Singh Sanghera as part of the investigation and a copy of a transcript of that interview accompanied CO Manhas' report.

[27] During discussions of Mohinder Singh Khaira becoming licensed as a salesperson, I asked about relieving Mr. Sanghera from his work duties due to things such as illness and vacation. Initially Mohinder Singh Khaira looked surprised at the thought, but conceded it was probably a good idea that he obtains his salesperson licence for that purpose.

[28] Overall, the operations of Cars 4 U will be directed by Satnam Singh Sanghera, who was the salesperson with GN Motors for several years up until it closed. In his interview, Satnam Singh Sanghera stated that he invested \$100,000 in GN Motors, which he lost when the dealer closed. This indicates his involvement with GN Motors was, at a minimum, also as an investor and not merely an employee. Satnam Singh Sanghera's tenure at GN Motors included the time in which the consumer transactions resulting in compensation fund payouts occurred. Satnam Singh Sanghera is a cousin of Joginder Singh Khaira and of Mohinder Singh Khaira. There are clear connections between Satnam Singh Sanghera, an owner of Cars 4 U, and GN Motors that goes beyond being a former employee.

C. The connections – GN Motors & Cars 4 U

[29] In Key Track, I noted the following connections tended to show on a balance of probabilities, that Key Track was really the dealer Massive Trucks trying to re-establish itself under a new corporate name and with a nominee owner to avoid its liabilities to the Registrar:

- (a) Occupied the same physical location;
- (b) Used the same phone numbers;
- (c) Those charged with the day-to-day operations of the two dealerships were the same;
- (d) The declared principal owner of Key Track, was the wife of the owner of Massive Trucks;
- (e) The declared owner had no experience operating a dealership and worked full-time as a dental hygienist;
- (f) The wife promised to provide appropriate oversight of the dealership, but operationally could not do so due to her commitment to full-time work; and
- (g) Key Track intended to use the same repair facilities as Massive Truck had used.

[30] In response to Key Track, Mohinder Singh Khaira says that the issue was the wife of the former owner was seeking to open a dealership. Mohinder Singh Khaira says his situation is different, as it is his brother who operated GN Motors. Mohinder Singh Khaira views that fact as different and at one point considered it would be discriminatory to look at his brother's conduct as being his own.

[31] It is not discriminatory for a regulator to look at the connections behind the operations of a corporation. In fact, doing so is part of the Registrar's duties, as embodied by section 5 of the MDA and the case law, and is done to protect the public interest.

[32] From the evidence, I find the following connections between GN Motors and Cars 4 U:

- (a) Satnam Singh Sanghera was part of the day-to-day operations of GN Motors. He had also invested \$100,000 with GN Motors indicating more

- than an employment relationship. Satnam Singh Sanghera is an owner of Cars 4 U and will be responsible for the day-to-day operations of Cars 4 U;
- (b) Cars 4 U will be physically located at the same address as once was GN Motors;
 - (c) Cars 4 U is using the same accountant as GN Motors;
 - (d) Mohinder Singh Khaira is the brother of Joginder Singh Khaira;
 - (e) Satnam Singh Sanghera is the cousin of Mohinder Singh Khaira and of Joginder Singh Khaira, the former owner of GN Motors;
 - (f) Mohinder Singh Khaira has no experience running a dealership, like the wife in Key Track;
 - (g) Mohinder Singh Khaira's full-time work as a vice-principal and his side business building homes means he will have limited time to devote to the dealership, as did the wife in Key Track;
 - (h) Cars 4 U was incorporated about three to four months after Joginder Singh Khaira says GN Motors stopped operating;
 - (i) The incorporation application for Cars 4 U was paid for using the credit card of a former declared owner of GN Motors and the wife of Joginder Singh Khaira, who was also a former owner of GN Motors;
 - (j) The formal records address for Cars 4 U is the home of Mohinder Singh Khaira, where his brother Joginder Singh Khaira also resides;
 - (k) Joginder Singh Khaira has admitted to acting on behalf of Cars 4 U in collecting rent cheques and attempting to evict tenants; and
 - (l) Cars 4 U has made a financial donation on behalf of and in the name of Joginder Singh Khaira.

[33] As already noted, points (k) and (l) above are not contested, but they are inconsistent with other evidence of Joginder Singh Khaira and Mohinder Singh Khaira, specifically that Joginder Singh Khaira has nothing to do with Cars 4 U (paragraph 21 above). On this point, these inconsistencies show a propensity on the part of Joginder Singh Khaira and Mohinder Singh Khaira to change their evidence to best suit the moment. They deny any connections where necessary to distance Cars 4 U from GN Motors and Joginder Singh Khaira; then they concede to some connections, when the evidence is indisputable. Instead, it is suggested that the evidence of those connections is inconsequential. For this reason, I do not find their evidence to be credible as to the lack of a connection between Joginder Singh Khaira, GN Motors and Cars 4 U.

[34] I would note that Satnam Singh Sanghera is a licensed salesperson and earning income in that capacity. He is not currently dependent on vehicle sales from Cars 4 U. Satnam Singh Sanghera's salesperson licence is not in jeopardy in these proceedings. Mohinder Singh Khaira described himself as an investor in Cars 4 U. He works full-time as a vice-principal and he builds houses on the side. Mohinder Singh Khaira is not currently dependent on vehicle sales from Cars 4 U. Cars 4 U holds the head lease on the King George Blvd. property. It generates revenue from subleasing that property. Cars 4 U is not currently dependent on vehicle sales from the property it leases. Cars 4 U is not yet registered as a motor dealer and so no established right is in jeopardy of being revoked.

[35] Based on the forgoing, I find that Cars 4 U and Joginder Singh Khaira have a greater connection than is being admitted. I further find that Cars 4 U is really GN Motors and Joginder Singh Khaira trying to register as a motor dealer under a different corporate name and with at least one nominee owner, Mohinder Singh Khaira, to escape scrutiny and any liability of GN Motors. I find it would not be in the public interest to register Cars 4 U as a motor dealer. Doing so would be to condone a process, where scrutinizing a dealership's misconduct and holding it accountable for its liabilities and responsibilities could be avoided by simply closing and re-inventing itself under a different corporate name. If that were to occur, then the very ability to regulate to protect the public interest would cease. Further, registering Cars 4 U as a motor dealer would expose consumers to an unacceptable risk of harm if Cars 4 U should misconduct itself in the manner that GN Motors did.

[36] The Hearing Notice warned that I could issue a ban on the corporation or the two individual applicants from re-applying for a period of time. The Authority did not make any meaningful submissions or present evidence to suggest such a ban should be imposed. None will be ordered at this time.

V. Decision

[37] For the stated reasons, Cars 4 U Auto Sales Ltd.'s application for registration as a motor dealer is refused.

VI. Review

[38] Cars 4 U may request a reconsideration of this decision under sections 26.11 and 26.12 of the MDA. The request must be in writing within 30 days of receiving this decision. The request must identify the reasons for requesting the reconsideration and meet any other requirements of those sections of the Act. Specifically, note that for the Registrar to cancel or vary a determination, there must be new evidence, as defined in those sections of the Act, provided with the request for reconsideration. The request and supporting documents may be sent to the attention of my assistant Charles List at the Authority's address in Langley or electronically to charles@mvsabc.com.

[39] This decision may also be reviewed by petitioning the B.C. Supreme Court for judicial review pursuant to the *Judicial Review Procedure Act*. Such a petition must be filed with the Court within 60 days of receiving these reasons: s. 7.1(t) of the MDA.

Dated: February 11, 2018

Original Signed

Ian Christman, J.D.
Registrar of Motor Dealers