



Motor  
Vehicle Sales Authority  
of British Columbia

**IN THE MATTER OF THE MOTOR DEALER ACT  
AND THE BUSINESS PRACTICES AND CONSUMER PROTECTION ACT**

**COMPLIANCE ORDER**

**(Section 155, Business Practices and Consumer Protection Act)**

**WHEREAS PARKWOOD AUTO SALES LTD.** and **ROBERT DAVID HAWES** 16090 Fraser Hwy, Surrey, BC, V4N 0G3, are each a "supplier" within the meaning of subsection 1(1) of the Business Practices and Consumer Protection Act, (BPCP) Act.

**AND WHEREAS** the Registrar of Motor Dealers ("the Registrar") pursuant to section 29 (2) Motor Dealer Act – Regulation and section 155 of the Business Practices and Consumer Protection (BPCP) Act has provided the supplier with an opportunity to be heard and is satisfied that the supplier (and each of them if more than one) is contravening, is about to contravene or has contravened the BPCP Act or the regulations made there-under, namely:

That Parkwood Auto Sales Ltd., and Robert David Hawes;

- Between August 5 and August 8 2006, both dates inclusive at the City of Surrey in the Province of British Columbia did commit or engage in a deceptive act or practice wherein a representation by a supplier that uses exaggeration, innuendo, or ambiguity about a material fact or that fails to state a material fact, if the effect is misleading, specifically represented by their conduct to Monica Pirvulescu that the 2004 Lincoln LS, VIN: 1LNHM86524Y602562 she purchased "had a small accident over \$2,000" and represented in a written agreement a "hit over 2,000" when the vehicle suffered five separate insurance claims where the total damages exceeded \$26,000.00 contrary to section 5(1) of the Business Practices and Consumer Protection Act.
- Between August 5 and August 8, 2006, both dates inclusive at the City of Surrey in the Province of British Columbia did commit or engage in a deceptive act or practice wherein a representation by a supplier that goods or services are of a particular standard, quality, grade, style or model if they are not, specifically represented by their conduct to Monica Pirvulescu that the 2004 Lincoln LS, VIN: 1LNHM86524Y602562 she purchased "had a small accident over \$2,000.00" and represented in the written agreement a "hit over 2,000" when the vehicle suffered five separate insurance claims where the total damages exceeded \$26,000.00 contrary to section 5(1) of the Business Practices and Consumer Protection Act.

**NOW THEREFORE** the Registrar directs the supplier (and each of them, if more than one):

1. To comply with the *Business Practices and Consumer Protection Act* and the regulations made there-under;
2. To refrain from engaging in the following acts or practices:

Any deceptive act or practice that has the capability, tendency or effect of deceiving or misleading a consumer or guarantor, contrary to Section 4 Business Practices and Consumer Protection Act.

**FURTHERMORE** the Registrar directs each supplier Parkwood Auto Sales Ltd, and Robert David Hawes; to:

1. pay Monica Pirvulescu \$11,619.00; and
2. reimburse the Motor Vehicle Sales Authority of British Columbia for its investigation and hearing costs in the amount of \$3,022.24.

All the persons against whom this Compliance Order is made are jointly and severally responsible for complying with this Compliance Order and are jointly and severally liable for the payment of any amounts the persons are required to pay under this Compliance Order.

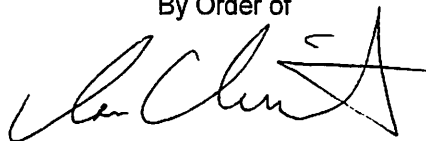
**AND FURTHERMORE** section 157 of the BPCP Act permits the Registrar to file this Compliance Order in Supreme Court and once filed is deemed to be an order of the Supreme Court and is enforceable as such.

Pursuant to section 155(7) of the BPCP Act, this Compliance Order may be reconsidered in accordance with sections 180 (c), 181 and 182 (1) & (2) of the BPCP Act within 30 days of receiving this document. The reconsideration request must be in writing, must identify new evidence that has become available or been discovered and must be substantial and material to the determination. The decision made with respect to the reconsideration is final and may not be reconsidered.

All correspondence, including a request for reconsideration should be addressed to:

Motor Vehicle Sales Authority of BC  
Attention: Registrar of Motor Dealers  
208-5455 152 Street  
Surrey, B.C. V3S 5A5


By Order of



Ian Christman  
Registrar of Motor Dealers of British Columbia  
On 11th day of August 2010 at Surrey, British Columbia

I certify this document to be a true copy  
of the original document placed before me

this 11 day of August, 2010.



Ian Christman  
Barrister & Solicitor  
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