



Investigation Files #17-04-052
#17-05-101
Undertaking File #18-08-003

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, jointly and severally, with an effective date of
January 28, 2019, by:

SULEHR MOTORS LIMITED ("Sulehr") (#31095)

AND

JAHANGIR HUSSAIN SOLEHRIA (#112231)

WHEREAS:

1. Sulehr is a "registered motor dealer" as defined under the Motor Dealer Act R.S.B.C. 1996 c. 316 ("MDA").
2. Jahangir Hussain Solehria (#112231) is the owner of and guiding mind behind Sulehr and is a "salesperson" as defined under the MDA.
3. Solehria acknowledges and affirms that he speaks for and acts on behalf of and can legally bind himself and Sulehr.
4. 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").
5. The Registrar has received information that Sulehr and Solehria have violated the MDA and made oral, written, visual, descriptive or other representations, and/or engaged in conduct that had the capability, tendency, or effect of deceiving or misleading consumers in contravention of the BPCPA.
6. Said investigation and information have given rise to Investigation Files #17-04-052 and #17-05-101 with the VSA.

7. As a result of the investigation, the Registrar has investigated and received information that the Dealer has:

(a) Facilitated unlicensed salespersons, in contravention of Section 13(1) of the MDA; and

(b) Displayed vehicles for sale in contravention of Section 222 of the MVA and Sections 21(2)(f) and 22 of the MDAR.

8. The conduct of Sulehr and Solehria was both deliberate and calculated.

NOW THEREFORE Sulehr and Solehria undertake, for themselves, individually and collectively:

9. To comply with the MDA, the Motor Vehicle Act R.S.B.C. 1996, c. 318 ("MVA"), the BPCPA, and the regulations made thereunder;

10. To ensure that only persons licensed as salespersons with the VSA act on their behalf in respect of any sales of motor vehicles;

11. To cease, desist, and refrain from facilitating sales of motor vehicles by persons not licensed with the VSA as salespersons;

12. To pay an Administrative Penalty, in the amount of \$4,000 for contraventions of the MDA and the BPCPA;

13. To reimburse the Registrar a total \$983.28 representing 100% of the investigation, hearing, and legal costs incurred to date in relation to this matter within thirty (30) days of the execution of this Undertaking.

SULEHR AND SOLEHRIA FURTHER ACKNOWLEDGE, REPRESENT AND DECLARE:

14. That in addition to rendering Sulehr and Solehria liable to further penalties and proceedings as provided for under the BPCPA, it is an offence under the BPCPA to fail to comply with any part of this undertaking that has not been previously terminated;

15. That nothing herein is intended to resolve any other complaint or investigation not specifically referenced in this Undertaking; and

16. Sulehr and Solehria have each read this Undertaking and have had a reasonable opportunity to seek and obtain legal advice as its terms.

DATED this 28th day of January, 2019

Dealer: Jahangir Hussain Solehria (#112231)

Signature: Original Signed
For and on behalf of Sulehr and Solehria

ACCEPTED by the Registrar of Motor Dealers
this 29th day of January, 2019

Original Signed
Ian Christman
Registrar of Motor Dealers