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9 **BEFORE THE**
DEPARTMENT OF CONSUMER AFFAIRS
10 **FOR THE BUREAU OF AUTOMOTIVE REPAIR**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 77/15-35

13 **OSCAR A. ESCALERA, PARTNER;**
14 **RAMON CHAVEZ, PARTNER; DOING**
15 **BUSINESS AS COMPETITION TIRES &**
16 **WHEELS, INC.**
83-659 Indio Boulevard
Indio, CA 92201

A C C U S A T I O N

17 **Automotive Repair Dealer Registration No.**
ARD 224001
18 **Lamp Station License No. LS 224001, Class**
19 **A**
Brake Station License No. BS 224001, Class
20 **C**

21 **and**

22 **OSCAR AGUAYO ESCALERA**
83659 Indio Boulevard
23 **Indio, CA 92201**

24 **Brake Adjuster License No. BA 150148**
Lamp Adjuster License No. LA 150148

25 Respondents.

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Complainant alleges:

PARTIES

1. Patrick Dorais (Complainant) brings this Accusation solely in his official capacity as the Chief of the Bureau of Automotive Repair, Department of Consumer Affairs.

2. On or about September 30, 2002, the Bureau of Automotive Repair issued Automotive Repair Dealer Registration Number ARD 224001 to Oscar A. Escalera, Partner; Ramon Chavez; Partner; doing business as Competition Tires & Wheels, Inc. (collectively Competition Tires). The Automotive Repair Dealer Registration was in full force and effect at all times relevant to the charges brought herein and will expire on September 30, 2015, unless renewed.

3. On or about March 12, 2009, the Bureau of Automotive Repair issued Lamp Station License Number LS 224001, Class A, to Competition Tires. The Lamp Station License was in full force and effect at all times relevant to the charges brought herein and will expire on September 30, 2015, unless renewed.

4. On or about March 12, 2009, the Bureau of Automotive Repair issued Brake Station License Number BS 224001, Class C to Competition Tires. The Brake Station License was in full force and effect at all times relevant to the charges brought herein and will expire on September 30, 2015, unless renewed.

5. On a date uncertain in 2005, the Bureau of Automotive Repair issued Brake Adjuster License Number BA 150148, Class C, to Oscar Aguayo Escalera (Escalera). The Brake Adjuster License was in full force and effect at all times relevant to the charges brought herein and will expire on March 31, 2018, unless renewed.

6. On or about August 13, 2008, the Bureau of Automotive Repair issued Lamp Adjuster License Number LA 150148, Class A, to Escalera. The Lamp Adjuster License was in full force and effect at all times relevant to the charges brought herein and will expire on March 31, 2016, unless renewed.

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1 **JURISDICTION**

2 7. This Accusation is brought before the Director of Consumer Affairs (Director) for the
3 Bureau of Automotive Repair, under the authority of the following laws. All section references
4 are to the Business and Professions Code unless otherwise indicated.

5 8. Section 118, subdivision (b), of the Code provides that the suspension, expiration,
6 surrender, or cancellation of a license shall not deprive the Director of jurisdiction to proceed with
7 a disciplinary action during the period within which the license may be renewed, restored,
8 reissued or reinstated.

9 9. Section 9884.13 of the Code provides, in pertinent part, that the expiration of a valid
10 registration shall not deprive the director or chief of jurisdiction to proceed with a disciplinary
11 proceeding against an automotive repair dealer or to render a decision invalidating a registration
12 temporarily or permanently.

13 10. Section 9884.20 of the Code states:

14 "All accusations against automotive repair dealers shall be filed within three years after the
15 performance of the act or omission alleged as the ground for disciplinary action, except that with
16 respect to an accusation alleging fraud or misrepresentation as a ground for disciplinary action,
17 the accusation may be filed within two years after the discovery, by the bureau, of the alleged
18 facts constituting the fraud or misrepresentation."

19 11. Section 9884.22 of the Code states:

20 "(a) Notwithstanding any other provision of law, the director may revoke, suspend, or deny
21 at any time any registration required by this article on any of the grounds for disciplinary action
22 provided in this article. The proceedings under this article shall be conducted in accordance with
23 Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government
24 Code, and the director shall have all the powers granted therein.

25 "..."

26 12. Section 9889.1 of the Code states:

27 "Any license issued pursuant to Articles 5 and 6 [commencing with section 9887.1 of the
28 Automotive Repair Act], may be suspended or revoked by the director. The director may refuse to

1 issue a license to any applicant for the reasons set forth in Section 9889.2. The proceedings under
2 this article shall be conducted in accordance with Chapter 5 (commencing with Section 11500) of
3 Part 1 of Division 3 of Title 2 of the Government Code, and the director shall have all the powers
4 granted therein."

5 13. Section 9889.5 of the Code states:

6 "The director may take disciplinary action against any licensee after a hearing as provided
7 in this article by any of the following:

8 "(a) Imposing probation upon terms and conditions to be set forth by the director.

9 "(b) Suspending the license.

10 "(c) Revoking the license."

11 14. Section 9889.7 of the Code provides, in pertinent part, that the expiration or
12 suspension of a license by operation of law or by order or decision of the Director or a court of
13 law, or the voluntary surrender of a license shall not deprive the Director of jurisdiction to
14 proceed with any disciplinary proceedings.

15 15. Section 9889.8 of the Code states:

16 "All accusations against licensees shall be filed within three years after the act or omission
17 alleged as the ground for disciplinary action, except that with respect to an accusation alleging a
18 violation of subdivision (d) of Section 9889.3, the accusation may be filed within two years after
19 the discovery by the bureau of the alleged facts constituting the fraud or misrepresentation
20 prohibited by that section."

21 STATUTORY PROVISIONS

22 16. Section 22 of the Code states:

23 "(a) 'Board' as used in any provisions of this Code, refers to the board in which the
24 administration of the provision is vested, and unless otherwise expressly provided, shall include
25 'bureau,' 'commission,' 'committee,' 'department,' 'division,' 'examining committee,' 'program,' and
26 'agency.'

27 "(b) Whenever the regulatory program of a board that is subject to review by the Joint
28 Committee on Boards, Commissions, and Consumer Protection, as provided for in Division 1.2

1 (commencing with Section 473), is taken over by the department, that program shall be
2 designated as a 'bureau.'"

3 17. Section 23.7 of the Code states:

4 "Unless otherwise expressly provided, 'license' means license, certificate, registration, or
5 other means to engage in a business or profession regulated by this code or referred to in Section
6 1000 or 3600."

7 18. Section 9884.7 of the Code states:

8 "(a) The director, where the automotive repair dealer cannot show there was a bona fide
9 error, may deny, suspend, revoke, or place on probation the registration of an automotive repair
10 dealer for any of the following acts or omissions related to the conduct of the business of the
11 automotive repair dealer, which are done by the automotive repair dealer or any automotive
12 technician, employee, partner, officer, or member of the automotive repair dealer.

13 "(1) Making or authorizing in any manner or by any means whatever any statement written
14 or oral which is untrue or misleading, and which is known, or which by the exercise of reasonable
15 care should be known, to be untrue or misleading.

16 "...

17 "(3) Failing or refusing to give to a customer a copy of any document requiring his or her
18 signature, as soon as the customer signs the document.

19 "(4) Any other conduct which constitutes fraud.

20 "(5) Conduct constituting gross negligence.

21 "(6) Failure in any material respect to comply with the provisions of this chapter or
22 regulations adopted pursuant to it.

23 "...

24 "(c) Notwithstanding subdivision (b), the director may suspend, revoke, or place on
25 probation the registration for all places of business operated in this state by an automotive repair
26 dealer upon a finding that the automotive repair dealer has, or is, engaged in a course of repeated
27 and willful violations of this chapter, or regulations adopted pursuant to it."

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1 19. Section 9884.9 of the Code states:

2 "(a) The automotive repair dealer shall give to the customer a written estimated price for
3 labor and parts necessary for a specific job. No work shall be done and no charges shall accrue
4 before authorization to proceed is obtained from the customer. No charge shall be made for work
5 done or parts supplied in excess of the estimated price without the oral or written consent of the
6 customer that shall be obtained at some time after it is determined that the estimated price is
7 insufficient and before the work not estimated is done or the parts not estimated are supplied.
8 Written consent or authorization for an increase in the original estimated price may be provided
9 by electronic mail or facsimile transmission from the customer. The bureau may specify in
10 regulation the procedures to be followed by an automotive repair dealer if an authorization or
11 consent for an increase in the original estimated price is provided by electronic mail or facsimile
12 transmission. If that consent is oral, the dealer shall make a notation on the work order of the date,
13 time, name of person authorizing the additional repairs and telephone number called, if any,
14 together with a specification of the additional parts and labor and the total additional cost, and
15 shall do either of the following:

16 "(1) Make a notation on the invoice of the same facts set forth in the notation on the work
17 order.

18 "(2) Upon completion of the repairs, obtain the customer's signature or initials to an
19 acknowledgment of notice and consent, if there is an oral consent of the customer to additional
20 repairs, in the following language:

21 "I acknowledge notice and oral approval of an increase in the original estimated price.

22 _____

23 (signature or initials)"

24 "Nothing in this section shall be construed as requiring an automotive repair dealer to give a
25 written estimated price if the dealer does not agree to perform the requested repair.

26 "(b) The automotive repair dealer shall include with the written estimated price a statement
27 of any automotive repair service that, if required to be done, will be done by someone other than
28 the dealer or his or her employees. No service shall be done by other than the dealer or his or her

1 employees without the consent of the customer, unless the customer cannot reasonably be
2 notified. The dealer shall be responsible, in any case, for any service in the same manner as if the
3 dealer or his or her employees had done the service.

4 "(c) In addition to subdivisions (a) and (b), an automotive repair dealer, when doing auto
5 body or collision repairs, shall provide an itemized written estimate for all parts and labor to the
6 customer. The estimate shall describe labor and parts separately and shall identify each part,
7 indicating whether the replacement part is new, used, rebuilt, or reconditioned. Each crash part
8 shall be identified on the written estimate and the written estimate shall indicate whether the crash
9 part is an original equipment manufacturer crash part or a nonoriginal equipment manufacturer
10 aftermarket crash part.

11 "(d) A customer may designate another person to authorize work or parts supplied in excess
12 of the estimated price, if the designation is made in writing at the time that the initial
13 authorization to proceed is signed by the customer. The bureau may specify in regulation the
14 form and content of a designation and the procedures to be followed by the automotive repair
15 dealer in recording the designation. For the purposes of this section, a designee shall not be the
16 automotive repair dealer providing repair services or an insurer involved in a claim that includes
17 the motor vehicle being repaired, or an employee or agent or a person acting on behalf of the
18 dealer or insurer."

19 20. Section 9889.3 of the Code states:

20 "The director may suspend, revoke, or take other disciplinary action against a license as
21 provided in this article if the licensee or any partner, officer, or director thereof:

22 "(a) Violates any section of the Business and Professions Code that relates to his or her
23 licensed activities.

24 "...

25 "(c) Violates any of the regulations promulgated by the director pursuant to this chapter.

26 "(d) Commits any act involving dishonesty, fraud, or deceit whereby another is injured.

27 "..."

1 otherwise obtain such certificates from any other source. Full payment is required at the time
2 certificates are ordered. Certificates are not exchangeable following delivery. A licensed station
3 shall not sell or otherwise transfer unused certificates of adjustment. Issuance of a lamp
4 adjustment certificate shall be in accordance with the following provisions:

5 “... ”

6 “(2) Where all of the lamps, lighting equipment, and related electrical systems on a vehicle
7 have been inspected and found to be in compliance with all requirements of the Vehicle Code and
8 bureau regulations, the certificate shall certify that the entire system meets all of those
9 requirements.

10 “... ”

11 25. California Code of Regulations, title 16, section 3321, states:

12 “... ”

13 “(c) Effective April 1, 1999, licensed stations shall purchase certificates of adjustment from
14 the bureau for a fee of three dollars and fifty cents (\$3.50) and shall not purchase or otherwise
15 obtain such certificates from any other source. A licensed station shall not sell or otherwise
16 transfer unused certificates of adjustment. Full payment is required at the time certificates are
17 ordered. Certificates are not exchangeable following delivery. Issuance of a brake adjustment
18 certificate shall be in accordance with the following provisions:

19 “... ”

20 “(2) Where the entire brake system on any vehicle has been inspected or tested and found to
21 be in compliance with all requirements of the Vehicle Code and bureau regulations, and the
22 vehicle has been road-tested, the certificate shall certify that the entire system meets all such
23 requirements.

24 “... ”

25 “(d) After correcting specified defects, official brake adjusters shall certify that defects
26 indicated on citations or other enforcement forms have been corrected.

27 “(1) The adjuster shall inform the customer of any other defective conditions present or
28 likely to occur in the future, which have come to the adjuster's attention in conjunction with

1 inspection of the vehicle and correction of specified defects. The adjuster shall inform the
2 customer of the percentage of braking material left on pads/shoes, as appropriate.

3 "..."

4 26. California Code of Regulations, title 16, section 3353, states:

5 "No work for compensation shall be commenced and no charges shall accrue without
6 specific authorization from the customer in accordance with the following requirements:

7 "(a) Estimate for Parts and Labor. Every dealer shall give to each customer a written
8 estimated price for labor and parts for a specific job.

9 "..."

10 27. California Code of Regulations, title 16, section 3395.4 states:

11 "In reaching a decision on a disciplinary action under the Administrative Procedure Act
12 (Government Code Section 11400 et seq.), including formal hearings conducted by the Office of
13 Administrative Hearing, the Bureau of Automotive Repair shall consider the disciplinary
14 guidelines entitled 'Guidelines for Disciplinary Penalties and Terms of Probation' [May, 1997]
15 which are hereby incorporated by reference. The 'Guidelines for Disciplinary Penalties and Terms
16 of Probation' are advisory. Deviation from these guidelines and orders, including the standard
17 terms of probation, is appropriate where the Bureau of Automotive Repair in its sole discretion
18 determines that the facts of the particular case warrant such deviation -for example: the presence
19 of mitigating factors; the age of the case; evidentiary problems."

20 COSTS

21 28. Section 125.3 of the Code provides, in pertinent part, that the Director may request
22 the administrative law judge to direct a licentiate found to have committed a violation or
23 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation
24 and enforcement of the case, with failure of the licentiate to comply subjecting the license to not
25 being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs
26 may be included in a stipulated settlement.

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1 **FACTS**

2 29. At all times alleged in this Accusation, Escalera, Mike, Maria, and P-1 were acting
3 within the scope of technicians, employees, partners, officers, or members of Competition Tires.

4 **FIRST UNDERCOVER RUN-2001 TOYOTA**

5 30. On May 28, 2014, a Bureau undercover operator drove a Bureau-documented 2001
6 Toyota to Competition Tire's facility for inspection. The following introduced malfunctions were
7 placed on the vehicle: the rear brake drums exceeded the manufacturer's discard diameter
8 specification; the left headlamp was misadjusted; and the rear backup lamps were made to be non-
9 functional. The Bureau put tamper indicators on the headlamp adjusting screws and marked the
10 license plate lamps. The Bureau put tamper indicators on the right front and right rear wheel's lug
11 nut. The Bureau also marked the rear brake drums.

12 31. The undercover operator drove to the facility and spoke with Escalera. The
13 undercover operator requested a brake and lamp inspection. Escalera told the undercover operator
14 that the inspections would cost \$65.00. The undercover operator agreed. The undercover
15 operator did not receive a written estimate before the work began. A Hispanic male, about thirty
16 years old, about 5'9", short black hair, about 155 pounds (P-1) drove the Toyota into a work bay
17 area. Escalera was at the front counter conducting business with other consumers while the
18 Toyota was driven to this work bay area.

19 32. P-1 entered the vehicle, drove it from the work bay, and parked it next to the building.
20 P-1 lifted the hood, looked at the engine compartment, and closed the hood. P-1 placed a floor
21 jack under the vehicle and raised the vehicle's front end. P-1 used an air tool, removed the left
22 front wheel, and then re-installed that wheel back onto the vehicle. P-1 removed the floor jack
23 from the vehicle, placed it under the rear of the vehicle, and raised the rear end. P-1 used an air
24 tool, removed the left rear wheel, and then re-installed this wheel back onto the vehicle.

25 33. Escalera left the business office area, got into the vehicle, and drove away from the
26 facility's lot. Escalera then returned the vehicle and parked it at the facility's lot at the front of the
27 business office. Escalera then re-entered the facility's business office and walked behind the front
28 counter.

1 placed on the vehicle: the right front brake rotor was machined to exceed the manufacturer's
2 discard thickness specification; the right rear drum was machined to exceed the manufacturer's
3 discard diameter specification; both headlamps were misadjusted to exceed the manufacturer's
4 limit specifications; and the rear license plate lamps were made to be non-functional. Tamper
5 indicators were installed on all of the wheels and the front headlight adjusting screws. A
6 defective bulb was installed for the rear license plate light.

7 40. The undercover operator drove to the facility and spoke with Escalera. The
8 undercover operator requested a brake and lamp inspection. Escalera told the undercover operator
9 that the inspections would cost \$65.00. The undercover operator agreed. The undercover
10 operator did not sign or receive a copy of an estimate.

11 41. P-1 drove the vehicle into a work bay area. P-1 then drove the vehicle from the work
12 bay area and parked it outside of the building. While the vehicle was at that location, Escalera
13 was in the business office behind the counter conducting business with other consumers. Escalera
14 then left the counter area, got into the vehicle, drove it, parked it, and walked back to the business
15 office counter. Escalera told the undercover operator that the inspections were complete.

16 42. There were two Brake and Lamp certificate booklets on the counter. Escalera wrote
17 information into them and signed the certificates. Escalera handed the undercover operator an
18 invoice, Certificate of Adjustment-Brake Adjustment No. BC [REDACTED], Certificate of
19 Adjustment-Lamp Adjustment No. LC [REDACTED], and the vehicle registration. Escalera told the
20 undercover operator to take the documents to the cashier's window in the customer lounge area.

21 43. The undercover operator took the documents to the cashier window and spoke with
22 Maria. Maria told the undercover operator that the total was \$65.00. The undercover operator
23 paid and received the documents from Maria. The undercover operator then left the facility and
24 transferred custody of the vehicle to a Bureau representative.

25 44. While the vehicle was at Competition Tires, Escalera did not perform any brake or
26 lamp adjustment or inspections on the vehicle. The vehicle was never raised nor had any of its
27 wheels removed. Escalera certified on the certificates of adjustment that he performed the brake
28 and lamp inspections of the Bureau-documented Honda at Competition Tires.

1 purportedly made in conformity with the instructions of the Bureau, Competition Tires issued a
2 brake and lamp certificate of adjustment to a vehicle that purportedly conformed with the
3 requirements of the Vehicle Code and Bureau regulations, when in fact and in truth the vehicle
4 did not conform with these requirements.

5 **FIFTH CAUSE FOR DISCIPLINE**

6 **(Failure to Give Consumer Document Requiring Signature When Signed)**

7 56. Complainant re-alleges and incorporates by reference the allegations set forth above
8 in paragraphs 29-55.

9 57. Competition Tires's registration is subject to disciplinary action under Code section
10 9884.7, subdivision (a)(3), in that Competition Tires failed to give a bureau undercover operator a
11 copy of the estimate as soon as the undercover operator signed it.

12 **SIXTH CAUSE FOR DISCIPLINE**

13 **(Violation of Regulations)**

14 58. Complainant re-alleges and incorporates by reference the allegations set forth above
15 in paragraphs 29-57.

16 59. Competition Tires's registration is subject to disciplinary action under Code section
17 9884.7, subdivision (a)(6), and Competition Tires's Brake and Lamp Station Licenses are subject
18 to discipline under Code section 9889.3, subdivision (c) in that Competition Tires violated the
19 following regulations promulgated by the Director:

20 a. **Code of Regulations, title 16, section 3305, subdivision (a)(1)**: failure to
21 inspect a brake system and lamp system for the purpose of issuing any certificate of compliance or
22 adjustment in accordance with the Vehicle Manufacturers' current standards, specifications and
23 recommended procedures, as published in the manufacturers' vehicle service and repair manuals.

24 b. **Code of Regulations, title 16, section 3321, subdivision (d)(1)**: failure to
25 inform the customer of defective conditions present or likely to occur in the future, which have
26 come to the adjuster's attention in conjunction with inspection of the vehicle and correction of
27 specified defects, or of the percentage of braking material left on pads/shoes, as appropriate.

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1 **SEVENTH CAUSE FOR DISCIPLINE**

2 **(Dishonesty, Fraud, or Deceit)**

3 60. Complainant re-alleges and incorporates by reference the allegations set forth above
4 in paragraphs 29-59.

5 61. Escalera's adjuster licenses are subject to disciplinary action under Code section
6 9889.3, subdivisions (a) and (d), in that Escalera committed dishonest, fraudulent, or deceitful
7 acts whereby another is injured by issuing certificates of adjustment for a vehicle without
8 performing bona fide inspections of them, thereby depriving the People of the State of California
9 of the protection afforded by the Automotive Repair Act.

10 62. Escalera told a Bureau undercover operator that Escalera would perform a bona fide
11 brake and lamp inspection on a vehicle for \$65.00. In fact and in truth, as Escalera well knew,
12 Escalera was not going to perform a bona fide inspection. Escalera intended the undercover
13 operator to rely on this statement to persuade the undercover operator to proceed with the
14 transaction. The undercover operator justifiably relied on this misrepresentation. As a result, the
15 undercover operator paid Competition Tires \$65.00 for Escalera's inspection and was given a
16 certificate of adjustment using the licensure of Escalera.

17 **EIGHT CAUSE FOR DISCIPLINE**

18 **(Certificate Issued to Nonconforming Vehicle)**

19 63. Complainant re-alleges and incorporates by reference the allegations set forth above
20 in paragraphs 29-62.

21 64. Escalera's adjuster licenses are subject to disciplinary action under Code section
22 9889.16 and Title 16, California Code of Regulations, sections 3316, subdivision (d)(2), and
23 3321, subdivision (c)(2) in that upon an inspection or after an adjustment purportedly made in
24 conformity with the instructions of the Bureau, Escalera issued a brake and lamp certificate of
25 adjustment to a vehicle that purportedly conformed with the requirements of the Vehicle Code
26 and Bureau regulations, when in fact and in truth the vehicle did not conform with these
27 requirements.

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1 **NINTH CAUSE FOR DISCIPLINE**

2 **(Violation of Regulations)**

3 65. Complainant re-alleges and incorporates by reference the allegations set forth above
4 in paragraphs 29-64.

5 66. Escalera's adjuster licenses are subject to disciplinary action under Code section
6 9889.3, subdivision (c) in that Escalera violated the following regulations promulgated by the
7 Director:

8 a. **Code of Regulations, title 16, section 3305, subdivision (a)(1)**: failure to
9 inspect a brake system and lamp system for the purpose of issuing any certificate of compliance or
10 adjustment in accordance with the Vehicle Manufacturers' current standards, specifications and
11 recommended procedures, as published in the manufacturers' vehicle service and repair manuals.

12 b. **Code of Regulations, title 16, section 3321, subdivision (d)(1)**: failure to
13 inform the customer of defective conditions present or likely to occur in the future, which have
14 come to the adjuster's attention in conjunction with inspection of the vehicle and correction of
15 specified defects, or of the percentage of braking material left on pads/shoes, as appropriate.

16 **OTHER MATTERS**

17 67. Under Code section 9884.7, subdivision (c), the Director may invalidate temporarily
18 or permanently or refuse to validate, the registrations for all places of business operated in this
19 state by an automotive repair dealer upon a finding that the automotive repair dealer has engaged
20 in a course of repeated and willful violations of the laws and regulations pertaining to an
21 automotive repair dealer.

22 68. Under Code section 9889.9, if a license is revoked or suspended following a hearing
23 under Article 7 of the Automotive Repair Act, any additional license issued under Articles 5 and 6
24 in the name of Competition Tires may be likewise revoked or suspended.

25 69. Under Code section 9889.9, if a license is revoked or suspended following a hearing
26 under Article 7 of the Automotive Repair Act, any additional license issued under Articles 5 and 6
27 in the name of Escalera may be likewise revoked or suspended.

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1 **PRAYER**

2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
3 and that following the hearing, the Director of Consumer Affairs issue a decision:

4 1. Revoking or suspending Automotive Repair Dealer Registration Number ARD
5 224001, issued to Oscar A. Escalera, Partner; Ramon Chavez; Partner; doing business as
6 Competition Tires & Wheels, Inc.;

7 2. Revoking or suspending Lamp Station License Number LS 224001, issued to Oscar
8 A. Escalera, Partner; Ramon Chavez; Partner; doing business as Competition Tires & Wheels,
9 Inc.;

10 3. Revoking or suspending Brake Station License Number BS 224001, issued to Oscar
11 A. Escalera, Partner; Ramon Chavez; Partner; doing business as Competition Tires & Wheels,
12 Inc.;

13 4. Revoking or suspending Brake Adjuster Number BA 150148, issued to Oscar Aguayo
14 Escalera;

15 5. Revoking or suspending Lamp Adjuster Number LA 150148, issued to Oscar Aguayo
16 Escalera;

17 6. Revoking or suspending the registrations for all places of business operated in this
18 state by Oscar A. Escalera, Partner; Ramon Chavez; Partner; doing business as Competition Tires
19 & Wheels, Inc.;

20 7. Revoking or suspending any additional license issued under Articles 5 and 6 of
21 Chapter 20.3 of the Code in the name of Oscar A. Escalera, Partner; Ramon Chavez; Partner;
22 doing business as Competition Tires & Wheels, Inc.;

23 8. Revoking or suspending any additional license issued under Articles 5 and 6 of
24 Chapter 20.3 of the Code in the name of Oscar Aguayo Escalera;

25 9. Ordering Oscar A. Escalera, Partner; Ramon Chavez; Partner; doing business as
26 Competition Tires & Wheels, Inc.; and Oscar Aguayo Escalera to pay the Bureau of Automotive
27 Repair the reasonable costs of the investigation and enforcement of this case, pursuant to Business
28 and Professions Code section 125.3; and

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10. Taking such other and further action as deemed necessary and proper.

DATED: January 28, 2015 

PATRICK DORAIS
Chief
Bureau of Automotive Repair
Department of Consumer Affairs
State of California
Complainant

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