

BEFORE THE DIRECTOR
DEPARTMENT OF CONSUMER AFFAIRS
BUREAU OF AUTOMOTIVE REPAIR
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

DIANA ZAIT
dba CHRIS TEST ONLY SMOG
8788 Cypress
Riverside, CA 92503

Automotive Repair Dealer Registration
No. ARD 234565

Smog Check, Test Only, Station License
No. TC 234565

and

JOHN J. MOAMAR
4740 Crest Avenue
Riverside, CA 92503

Advanced Emission Specialist Technician
License No. EA 630635

Respondents.

Case No. 79/11-38

OAH No. 2011031054

DECISION

The attached Stipulated Settlement and Order as to Diana Zait dba Chris Test Only Smog is hereby accepted and adopted as the Decision of the Director of the Department of Consumer Affairs in the above-entitled matter only as to respondent Diana Zait dba Chris Test Only Smog, Automotive Repair Dealer Registration No. ARD 324656 and Smog Check, Test Only, Station License No. TC 234565.

This Decision shall become effective 2/6/12.

DATED: DEC 30 2011


DOREATHEA JOHNSON
Deputy Director, Legal Affairs
Department of Consumer Affairs

1 KAMALA D. HARRIS
Attorney General of California
2 JAMES M. LEDAKIS
Supervising Deputy Attorney General
3 MARICHELLE S. TAHIMIC
Deputy Attorney General
4 State Bar No. 147392
110 West "A" Street, Suite 1100
5 San Diego, CA 92101
P.O. Box 85266
6 San Diego, CA 92186-5266
Telephone: (619) 645-3154
7 Facsimile: (619) 645-2061
Attorneys for Complainant

8
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:
13 **DIANA ZAIT DBA CHRIS TEST ONLY**
SMOG
14 8788 Cypress
Riverside, CA 92503
15 **Automotive Repair Dealer Registration**
16 **Number No. ARD 234565**
Smog Check, Test Only, Station License No.
17 **TC 234565**
18 **and**
19 **JOHN J. MOAMAR**
4740 Crest Avenue
20 Riverside, CA 92503
21 **Advanced Emission Specialist Technician**
22 **License No. EA 630635**

Case No. 79/11-38

OAH No. 2011031054

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER AS TO
DIANA ZAIT DBA CHRIS TEST
ONLY SMOG**

23 Respondents.

24 In the interest of a prompt and speedy settlement of this matter, consistent with the public
25 interest and the responsibilities of the Director of Consumer Affairs and the Bureau of
26 Automotive Repair the parties hereby agree to the following Stipulated Settlement and
27 Disciplinary Order which will be submitted to the Director for his approval and adoption as the
28 final disposition of the Accusation solely with respect to Diana Zait dba Chris Test Only Smog.

1 PARTIES

2 1. Sherry Mehl (Complainant) is the Chief of the Bureau of Automotive Repair. She
3 brought this action solely in her official capacity and is represented in this matter by Kamala D.
4 Harris, Attorney General of the State of California, by Marichelle S. Tahimic, Deputy Attorney
5 General.

6 2. Respondent Diana Zait dba Chris Test Only Smog (Respondent) is represented in this
7 proceeding by attorney Michael B. Levin, Esq., whose address is 3727 Camino del Rio South,
8 Suite 200, San Diego, CA 92108-4035.

9 3. On or about July 31, 2004, the Bureau of Automotive Repair issued Automotive
10 Repair Dealer Registration Number No. ARD 234565 to Diana Zait dba Chris Test Only Smog
11 (Respondent). The Automotive Repair Dealer Registration Number was in full force and effect at
12 all times relevant to the charges brought in Accusation No. 79/11-38 and will expire on July 31,
13 2012, unless renewed.

14 4. On or about September 7, 2004, the Bureau of Automotive Repair issued Smog
15 Check Test Only Station License No. TC 234565 to Diana Zait dba Chris Test Only Smog
16 (Respondent). The Smog Check Test Only Station License was in full force and effect at all
17 times relevant to the charges brought in Accusation No. 79/11-38 and will expire on July 31,
18 2012, unless renewed.

19 JURISDICTION

20 5. Accusation No. 79/11-38 was filed before the Director of Consumer Affairs
21 (Director), for the Bureau of Automotive Repair (Bureau), and is currently pending against
22 Respondent. The Accusation and all other statutorily required documents were properly served
23 on Respondent on November 30, 2010. Respondent timely filed its Notice of Defense contesting
24 the Accusation.

25 A copy of Accusation No. 79/11-38 is attached as exhibit A and incorporated herein by
26 reference.

27 ///

28 ///

1 Department of Consumer Affairs regarding this stipulation and settlement, without notice to or
2 participation by Respondent or its counsel. By signing the stipulation, Respondent understands
3 and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the
4 time the Director considers and acts upon it. If the Director fails to adopt this stipulation as the
5 Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or
6 effect, except for this paragraph, it shall be inadmissible in any legal action between the parties,
7 and the Director shall not be disqualified from further action by having considered this matter.

8 13. The parties understand and agree that facsimile copies of this Stipulated Settlement
9 and Disciplinary Order, including facsimile signatures thereto, shall have the same force and
10 effect as the originals.

11 14. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an
12 integrated writing representing the complete, final, and exclusive embodiment of their agreement.
13 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,
14 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary
15 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a
16 writing executed by an authorized representative of each of the parties.

17 15. In consideration of the foregoing admissions and stipulations, the parties agree that
18 the Director may, without further notice or formal proceeding, issue and enter the following
19 Disciplinary Order:

20 **DISCIPLINARY ORDER**

21 IT IS HEREBY ORDERED that Automotive Repair Dealer Registration Number No. ARD
22 and Smog Check Test Only Station License No. TC 234565 issued to Respondent Diana Zait dba
23 Chris Test Only Smog (Respondent) is revoked. However, the revocation is stayed and
24 Respondent is placed on probation for five (5) years on the following terms and conditions.

25 1. **Actual Suspension.** Automotive Repair Dealer Registration Number No. ARD
26 234565 issued to Respondent Diana Zait is suspended for fifteen (15) days beginning on the
27 effective date of this Decision and Order. Smog Check Test Only Station License No. TC
28 234565 issued to Respondent Diana Zait is suspended for fifteen (15) days beginning on the

1 effective date of this Decision and Order.

2 2. **Obey All Laws.** Comply with all statutes, regulations and rules governing
3 automotive inspections, estimates and repairs.

4 3. **Post Sign.** Post a prominent sign, provided by the Bureau, indicating the beginning
5 and ending dates of the suspension and indicating the reason for the suspension. The sign shall be
6 conspicuously displayed in a location open to and frequented by customers and shall remain
7 posted during the entire period of actual suspension.

8 4. **Reporting.** Respondent or Respondent's authorized representative must report in
9 person or in writing as prescribed by the Bureau of Automotive Repair, on a schedule set by the
10 Bureau, but no more frequently than each quarter, on the methods used and success achieved in
11 maintaining compliance with the terms and conditions of probation.

12 5. **Report Financial Interest.** Within 30 days of the effective date of this action, report
13 any financial interest which any partners, officers, or owners of the Respondent facility may have
14 in any other business required to be registered pursuant to Section 9884.6 of the Business and
15 Professions Code.

16 6. **Random Inspections.** Provide Bureau representatives unrestricted access to inspect
17 all vehicles (including parts) undergoing repairs, up to and including the point of completion.

18 7. **Jurisdiction.** If an accusation is filed against Respondent during the term of
19 probation, the Director of Consumer Affairs shall have continuing jurisdiction over this matter
20 until the final decision on the accusation, and the period of probation shall be extended until such
21 decision.

22 8. **Violation of Probation.** Should the Director of Consumer Affairs determine that
23 Respondent has failed to comply with the terms and conditions of probation, the Department may,
24 after giving notice and opportunity to be heard temporarily or permanently invalidate the
25 Automotive Repair Dealer registration and/or suspend or revoke the Smog Check Test Only
26 license.

27 9. **False and Misleading Advertising.** If the accusation involves false and misleading
28 advertising, during the period of probation, Respondent shall submit any proposed advertising

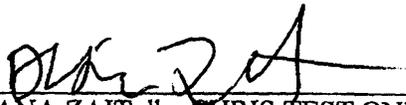
1 copy, whether revised or new, to the Bureau at least thirty (30) days prior to its use.

2 10. **Restrictions.** During the period of probation, Respondent shall not perform any form
3 of smog inspection, or emission system diagnosis or repair, until Respondent has purchased,
4 installed, and maintained the diagnostic and repair equipment prescribed by BAR necessary to
5 properly perform such work, and BAR has been given 10 days notice of the availability of the
6 equipment for inspection by a BAR representative.

7 11. **Cost Recovery.** Respondent shall pay the amount of \$11,936.06 to the Bureau to
8 reimburse it for its costs of investigation and enforcement payable in 48 monthly installments.
9 Payment to the Bureau of the full amount of cost recovery shall be received no later than 12
10 months before probation terminates. Failure to complete payment of cost recovery within this
11 time frame shall constitute a violation of probation which may subject Respondent's registration
12 and/or license to outright revocation after notice and an opportunity to be heard; however, the
13 Director or the Director's Bureau of Automotive Repair designee may elect to continue probation
14 until such time as reimbursement of the entire cost recovery amount has been made to the Bureau.

15 ACCEPTANCE

16 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
17 discussed it with my attorney, Michael B. Levin, Esq. I understand the stipulation and the effect
18 it will have on my Automotive Repair Dealer Registration and Smog Check Test Only Station
19 License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly,
20 and intelligently, and agree to be bound by the Decision and Order of the Director of Consumer
21 Affairs.

22
23 DATED: 11-16-11 
24 DIANA ZAIT dba CHRIS TEST ONLY SMOG
25 Respondent

26 ///
27 ///

1 I have read and fully discussed with Respondent Diana Zait dba Chris Test Only Smog the
2 terms and conditions and other matters contained in the above Stipulated Settlement and
3 Disciplinary Order. I approve its form and content.

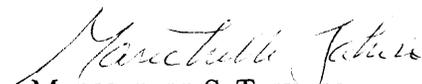
4
5 DATED: 11/17/14 
6 MICHAEL B. LEVIN, Esq.
7 Attorney for Respondent

8 ENDORSEMENT

9 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
10 submitted for consideration by the Director of Consumer Affairs.

11
12 Dated: *Nov. 21, 2011*

13 Respectfully submitted,
14 KAMALA D. HARRIS
15 Attorney General of California
16 JAMES M. LEDAKIS
17 Supervising Deputy Attorney General

18 
19 MARICHELLE S. TAHIMIC
20 Deputy Attorney General
21 *Attorneys for Complainant*

22 SD2010701801
23 80568672.doc
24
25
26
27
28

Exhibit A

Accusation No. 79/11-38

1 EDMUND G. BROWN JR.
Attorney General of California
2 JAMES M. LEDAKIS
Supervising Deputy Attorney General
3 LINDA K. SCHNEIDER
Supervising Deputy Attorney General
4 State Bar No. 101336
110 West "A" Street, Suite 1100
5 San Diego, CA 92101
P.O. Box 85266
6 San Diego, CA 92186-5266
Telephone: (619) 645-3037
7 Facsimile: (619) 645-2061
Attorneys for Complainant

8
9 **BEFORE THE**
DEPARTMENT OF CONSUMER AFFAIRS
10 **FOR THE BUREAU OF AUTOMOTIVE REPAIR**
STATE OF CALIFORNIA

11 79/11-38

12 In the Matter of the Accusation Against:

Case No.

13 **DIANA ZAIT**
14 **dba CHRIS TEST ONLY SMOG**
8788 Cypress
15 Riverside, California 92503
Automotive Repair Dealer Registration No. ARD 234565
16 **Smog Check, Test Only, Station License No. TC 234565**

ACCUSATION

SMOG CHECK

17 **JOHN J. MOAMAR**
18 4740 Crest Avenue
Riverside, California 92503
19 **Advanced Emission Specialist Technician License No. EA**
630635

20 Respondents.
21

22 Sherry Mehl ("Complainant") alleges:

23 **PARTIES**

24 1. Complainant brings this Accusation solely in her official capacity as the Chief of the
25 Bureau of Automotive Repair ("Bureau"), Department of Consumer Affairs.

26 ///

27 ///

28 ///

1 (6) Failure in any material respect to comply with the provisions of this chapter [the
2 Automotive Repair Act (Bus. & Prof. Code, § 9880, et seq.)] or regulations adopted pursuant to
3 it.

4 (b) Except as provided for in subdivision (c), if an automotive repair dealer operates more
5 than one place of business in this state, the director pursuant to subdivision (a) shall only suspend,
6 revoke, or place on probation the registration of the specific place of business which has violated
7 any of the provisions of this chapter. This violation, or action by the director, shall not affect in
8 any manner the right of the automotive repair dealer to operate his or her other places of business.

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

13 6. Section 9884.13 of the Code provides, in pertinent part, that the expiration of a
14 valid registration shall not deprive the Director of jurisdiction to proceed with a disciplinary
15 proceeding against an automotive repair dealer or to render a decision invalidating a registration
16 temporarily or permanently.

17 7. Section 44002 of the Health and Safety Code provides, in pertinent part, that the
18 Director has all the powers and authority granted under the Automotive Repair Act for enforcing
19 the Motor Vehicle Inspection Program.

20 8. Section 44072.2 of the Health and Safety Code states, in pertinent part:

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

24 (a) Violates any section of this chapter [the Motor Vehicle Inspection Program (Health
25 and Saf. Code, § 44000, et seq.)] and the regulations adopted pursuant to it, which related to the
26 licensed activities.

27 (c) Violates any of the regulations adopted by the director pursuant to this chapter.

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

1 functional test and another vehicle(s) was used, constituting clean plugging.² All of the following
2 inspections were performed by Respondent Moamar.

3 **TABLE 1**

Date and Time of Inspection	Vehicle Certified License No.	Certificate No.
4 1. 04/14/2009 1651 – 1700	1996 Volkswagen Jetta III License No. 5YIY693	VZ256024C
5 2. 05/16/2009 1007 – 1016	1996 Honda Civic License No. 3VNC170	VZ702362C
6 3. 07/24/2009 1015 – 1030	2003 Nissan Altima License No. 5EMY398	WB675867C
7 4. 07/24/2009 1138 – 1153	2002 Dodge Neon License No. (no plates)	WB675870C
8 5. 08/10/2009 1129 – 1143	1996 Pontiac Bonneville License No. 3RAC826	WB872039C
9 6. 08/10/2009 1552 – 1600	1996 Toyota Corolla License No. 3TBB511	WB872046C
10 7. 11/04/2009 1700 – 1710	1997 Ford Explorer License No. 5JCB721	WF036022C
11 8. 02/10/2010 0932 – 0939	2000 Ford F150 License No. 7G35902	WH271566C
12 9. 02/23/2010 1130 – 1140	1999 Ford Windstar License No. 4RBF038	WH454927C

13 **FIRST CAUSE FOR DISCIPLINE**

14 **(Untrue or Misleading Statements)**

15 13. Respondent's registration is subject to discipline pursuant to Code section
16 9884.7(a)(1), in that between April 14, 2009, and February 23, 2010, Respondent made or
17 authorized statements which she knew or in the exercise of reasonable care should have known to
18 be untrue or misleading, as follows: Respondent certified that vehicles 1 through 9, set forth
19 above in Table 1, had passed inspection and were in compliance with applicable laws and
20 regulations. In fact, Respondent conducted the inspections on those vehicles using the clean
21 plugging method by substituting or using different vehicles during the OBD II functional tests in
22
23
24

25 ² Clean plugging is the use of the OBD II readiness monitor status and stored fault code
26 (trouble code) status of a passing vehicle for the purposes of illegally issuing a smog certificate to
27 another vehicle that is not in compliance due to a failure to complete the minimum number of self
28 test, known as monitors, or due to the presence of a stored fault code that indicates an emission
control system or component failure.

1 order to issue smog certificates of compliance for the 9 vehicles, and did not test or inspect the 9
2 vehicles as required by Health and Safety Code section 44012.

3 **SECOND CAUSE FOR DISCIPLINE**

4 **(Fraud)**

5 14. Respondent's registration is subject to discipline pursuant to Code section
6 9884.7(a)(4), in that between April 14, 2009, and February 23, 2010, Respondent committed acts
7 which constitute fraud by issuing electronic certificates of compliance for vehicles 1 through 9,
8 set forth above in Table 1, without performing bona fide inspections of the emission control
9 devices and systems on those vehicles, thereby depriving the People of the State of California of
10 the protection afforded by the Motor Vehicle Inspection Program.

11 **THIRD CAUSE FOR DISCIPLINE**

12 **(Failure to Comply with the Motor Vehicle Inspection Program)**

13 15. Respondent's station license is subject to discipline pursuant to Health and Safety
14 Code section 44072.2(a), in that between April 14, 2009, and February 23, 2010, regarding
15 vehicles 1 through 9, set forth above in Table 1, Respondent failed to comply with the following
16 sections of that Code:

17 a. **Section 44012:** Respondent failed to ensure that the emission control tests were
18 performed on vehicles 1 through 9, in accordance with procedures prescribed by the department.

19 b. **Section 44015:** Respondent issued electronic certificates of compliance for vehicles 1
20 through 9, without ensuring that the vehicles were properly tested and inspected to determine if
21 they were in compliance with Health and Safety Code section 44012.

22 c. **Section 44059:** Respondent willfully made false entries for the electronic certificates of
23 compliance by certifying that those vehicles had been inspected as required, when in fact, they
24 had not.

25 ///

26 ///

27 ///

28 ///

1 **FOURTH CAUSE FOR DISCIPLINE**

2 **(Failure to Comply with Regulations Pursuant to the**
3 **Motor Vehicle Inspection Program)**

4 16. Respondent's station license is subject to discipline pursuant to Health and Safety
5 Code section 44072.2(c), in that between April 14, 2009, and February 23, 2010, regarding
6 vehicles 1 through 9, set forth above in Table 1, Respondent failed to comply with provisions of
7 California Code of Regulations, title 16, as follows:

8 a. **Section 3340.24(c)**: Respondent falsely or fraudulently issued electronic certificates of
9 compliance for those vehicles without performing bona fide inspections of the emission control
10 devices and systems on the vehicles as required by Health and Safety Code section 44012.

11 b. **Section 3340.35(c)**: Respondent issued electronic certificates of compliance even
12 though those vehicles had not been inspected in accordance with section 3340.42 of that Code.

13 c. **Section 3340.42**: Respondent failed to conduct the required smog tests and inspections
14 on those vehicles in accordance with the Bureau's specifications.

15 **FIFTH CAUSE FOR DISCIPLINE**

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

17 17. Respondent's station license is subject to discipline pursuant to Health and Safety
18 Code section 44072.2(d), in that between April 14, 2009, and February 23, 2010, regarding
19 vehicles 1 through 9, set forth above in Table 1, Respondent committed acts involving dishonesty,
20 fraud or deceit whereby another was injured by issuing electronic certificates of compliance for
21 those vehicles without performing bona fide inspections of the emission control devices and
22 systems on the vehicles, thereby depriving the People of the State of California of the protection
23 afforded by the Motor Vehicle Inspection Program.

24 **SIXTH CAUSE FOR DISCIPLINE**

25 **(Violations of the Motor Vehicle Inspection Program)**

26 18. Respondent Moamar's technician license is subject to discipline pursuant to Health
27 and Safety Code section 44072.2(a), in that between April 14, 2009, and February 23, 2010,
28 regarding vehicles 1 through 9, set forth above in Table 1, he failed to comply with section 44012

1 of that Code in a material respect, as follows: Respondent Moamar failed to perform the emission
2 control tests on those vehicles in accordance with procedures prescribed by the department.

3 **SEVENTH CAUSE FOR DISCIPLINE**

4 **(Failure to Comply with Regulations Pursuant to the**
5 **Motor Vehicle Inspection Program)**

6 19. Respondent Moamar's technician license is subject to discipline pursuant to Health
7 and Safety Code section 44072.2(c), in that between April 14, 2009, and February 23, 2010,
8 regarding vehicles 1 through 9, set forth above in Table 1, he failed to comply with provisions of
9 California Code of Regulations, title 16, as follows:

10 a. **Section 3340.24(c)**: Respondent Moamar falsely or fraudulent issued electronic
11 certificates of compliance without performing bona fide inspections of the emission control
12 devices and systems on those vehicles as required by Health and Safety Code section 44012.

13 b. **Section 3340.30(a)**: Respondent Moamar failed to inspect and test those vehicles in
14 accordance with Health and Safety Code sections 44012.

15 c. **Section 3340.42**: Respondent Moamar failed to conduct the required smog tests and
16 inspections on those vehicles in accordance with the Bureau's specifications.

17 **EIGHTH CAUSE FOR DISCIPLINE**

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

19 20. Respondent Moamar's technician license is subject to discipline pursuant to Health
20 and Safety Code section 44072.2(d), in that between April 14, 2009, and February 23, 2010,
21 regarding vehicles 1 through 9, set forth above in Table 1, he committed acts involving
22 dishonesty, fraud or deceit whereby another was injured by issuing electronic certificates of
23 compliance without performing bona fide inspections of the emission control devices and systems
24 on those vehicles, thereby depriving the People of the State of California of the protection
25 afforded by the Motor Vehicle Inspection Program.

26 ///

27 ///

28 ///

1 OTHER MATTERS

2 21. Pursuant to Code section 9884.7(c), the director may suspend, revoke, or place on
3 probation the registrations for all places of business operated in this state by Diana Zait, doing
4 business as Chris Smog Test Only, upon a finding that she has, or is, engaged in a course of
5 repeated and willful violation of the laws and regulations pertaining to an automotive repair
6 dealer.

7 22. Pursuant to Health and Safety Code section 44072.8, if Smog Check Test Only
8 Station License Number TC 234565, issued to Diana Zait, doing business as Chris Smog Test
9 Only, is revoked or suspended, any additional license issued under this chapter in the name of
10 said licensee may be likewise revoked or suspended by the director.

11 23. Pursuant to Health and Safety Code section 44072.8, if Advanced Emission Specialist
12 Technician License Number EA 630635, issued to John J. Moamar, is revoked or suspended, any
13 additional license issued under this chapter in the name of said licensee may be likewise revoked
14 or suspended by the director.

15 PRAYER

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

18 1. Revoking or suspending Automotive Repair Dealer Registration No. ARD
19 234565, issued to Diana Zait, doing business as Chris Smog Test Only;

20 2. Revoking or suspending any other automotive repair dealer registration issued to
21 Diana Zait;

22 3. Revoking or suspending Smog Check, Test Only, Station License Number TC
23 234565, issued to Diana Zait, doing business as Chris Smog Test Only;

24 4. Revoking or suspending Advanced Emission Specialist Technician License
25 Number EA 630635, issued to John J. Moamar;

26 5. Revoking or suspending any additional license issued under Chapter 5 of the
27 Health and Safety Code in the name of Diana Zait;

28 ///

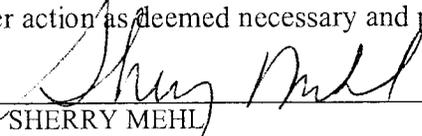
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

6. Revoking or suspending any additional license issued under Chapter 5 of the Health and Safety Code in the name of John J. Moamar;

7. Ordering Diana Zait and John J. Moamar to pay the Director of Consumer Affairs the reasonable costs of the investigation and enforcement of this case, pursuant to Code section 125.3; and,

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

DATED: 11-18-10


SHERRY MEHL
Chief
Bureau of Automotive Repair
Department of Consumer Affairs
State of California
Complainant

SD2010701584
10616710.doc