

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

In the Matter of the Accusation Against:

PRICE AUTO REPAIR; GRIGOR TSERUNIAN
11015 Sherman Way
Sun Valley, CA 91352

Automotive Repair Dealer Registration No.
ARD 257155
Smog Check Station License No. RC 257155
Brake Station License No. BS 257155
Lamp Station License No. LS 257155

Respondent.

Case No. 77/14-45

OAH No. 2014050035

DECISION

The attached Stipulated Settlement and Disciplinary Order is hereby accepted and adopted as the Decision of the Director of the Department of Consumer Affairs in the above-entitled matter.

This Decision shall become effective September 19, 2014.

DATED: August 28, 2014



DOREATHEA JOHNSON
Deputy Director, Legal Affairs
Department of Consumer Affairs

1 KAMALA D. HARRIS
Attorney General of California
2 GREGORY J. SALUTE
Supervising Deputy Attorney General
3 M. TRAVIS PEERY
Deputy Attorney General
4 State Bar No. 261887
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 897-0962
6 Facsimile: (213) 897-2804
Attorneys for Complainant
7

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

11 In the Matter of the Accusation Against:

Case No. 77/14-45

12 **PRICE AUTO REPAIR; GRIGOR**
13 **TSERUNIAN**
14 **11015 Sherman Way**
Sun Valley, CA 91352
15 **Automotive Repair Dealer Registration No.**
ARD 257155
16 **Smog Check Station License No. RC 257155**
Brake Station License No. BS 257155
Lamp Station License No. LS 257155

OAH No. 2014050035

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER

17 Respondent.

18
19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
20 entitled proceedings that the following matters are true:

21 PARTIES

22 1. Patrick Dorais (Complainant) is the Chief of the Bureau of Automotive Repair. He
23 brought this action solely in his official capacity and is represented in this matter by Kamala D.
24 Harris, Attorney General of the State of California, by M. Travis Peery, Deputy Attorney General.

25 2. Respondent Price Auto Repair; Grigor Tserunian is represented in this proceeding by
26 attorney Armine Singh, whose address is:

27 101 N. Brand Blvd. PH 1920

28 Glendale, CA 91203

1 discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary
2 Order.

3 10. Respondent is fully aware of his legal rights in this matter, including the right to a
4 hearing on the charges and allegations in the Accusation; the right to be represented by counsel at
5 his own expense; the right to confront and cross-examine the witnesses against him; the right to
6 present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel
7 the attendance of witnesses and the production of documents; the right to reconsideration and
8 court review of an adverse decision; and all other rights accorded by the California
9 Administrative Procedure Act and other applicable laws.

10 11. Respondent voluntarily, knowingly, and intelligently waives and gives up each and
11 every right set forth above.

12 CULPABILITY

13 12. Respondent admits the truth of each and every charge and allegation in Accusation
14 No. 77/14-45.

15 13. Respondent agrees that his Automotive Repair Dealer Registration, Smog Check
16 Station License, Brake Station License, and Lamp Station License are subject to discipline and he
17 agrees to be bound by the Director's probationary terms as set forth in the Disciplinary Order
18 below.

19 CONTINGENCY

20 14. This stipulation shall be subject to approval by the Director of Consumer Affairs or
21 the Director's designee. Respondent understands and agrees that counsel for Complainant and the
22 staff of the Bureau of Automotive Repair may communicate directly with the Director and staff of
23 the Department of Consumer Affairs regarding this stipulation and settlement, without notice to
24 or participation by Respondent or his counsel. By signing the stipulation, Respondent
25 understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation
26 prior to the time the Director considers and acts upon it. If the Director fails to adopt this
27 stipulation as the Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of
28 no force or effect, except for this paragraph, it shall be inadmissible in any legal action between

1 the parties, and the Director shall not be disqualified from further action by having considered
2 this matter.

3 15. The parties understand and agree that Portable Document Format (PDF) and facsimile
4 copies of this Stipulated Settlement and Disciplinary Order, including Portable Document Format
5 (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.

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

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

15 **DISCIPLINARY ORDER**

16 IT IS HEREBY ORDERED that Brake Station License No. BS 257155 and Lamp Station
17 License No. LS 257155, issued to Respondent Price Auto Repair; Grigor Tserunian, are revoked.

18 IT IS FURTHER ORDERED that Automotive Repair Dealer Registration No. ARD
19 257155 and Smog Check Station License No. RC 257155, issued to Respondent Price Auto
20 Repair; Grigor Tserunian (Respondent) are revoked. However, the revocations are stayed and
21 Respondent is placed on probation for three (3) years on the following terms and conditions.

22 1. **Actual Suspension.** Automotive Repair Dealer Registration No. ARD 257155 and
23 Smog Check Station License No. RC 257155, issued to Respondent, are both suspended for 15
24 consecutive days to begin on the effective date of this decision and order.

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

27 3. **Post Sign.** Post a prominent sign, provided by the Bureau, indicating the beginning
28 and ending dates of the suspension and indicating the reason for the suspension. The sign shall be

1 conspicuously displayed in a location open to and frequented by customers and shall remain
2 posted during the entire period of actual suspension.

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

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

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

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

17 8. **Violation of Probation.** Should the Director of Consumer Affairs determine that
18 Respondent has failed to comply with the terms and conditions of probation, the Department may,
19 after giving notice and opportunity to be heard, temporarily or permanently invalidate the
20 registration and/or suspend or revoke the license.

21 9. **False and Misleading Advertising.** If the accusation involves false and misleading
22 advertising, during the period of probation, Respondent shall submit any proposed advertising
23 copy, whether revised or new, to the Bureau at least thirty (30) days prior to its use.

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

1 11. Cost Recovery. Payment to the Bureau of cost recovery in the amount of \$4,327.71
2 shall be made by Respondent in 24 equal monthly payments, the final payment to be received no
3 later than 12 months before probation terminates. Failure to complete payment of cost recovery
4 within this time frame shall constitute a violation of probation which may subject Respondent's
5 Automotive Repair Dealer Registration and Smog Check Station License to outright revocation;
6 however, the Director or the Director's Bureau of Automotive Repair designee may elect to
7 continue probation until such time as reimbursement of the entire cost recovery amount has been
8 made to the Bureau.

9 ACCEPTANCE

10 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
11 discussed it with my attorney, Armine Singh. I understand the stipulation and the effect it will
12 have on my Automotive Repair Dealer Registration, Smog Check Station License, Brake Station
13 License, and Lamp Station License. I enter into this Stipulated Settlement and Disciplinary Order
14 voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the
15 Director of Consumer Affairs.

16
17 DATED: 7-31-14 
18 PRICE AUTO REPAIR; GRIGOR TSERUNIAN
19 Respondent

20 I have read and fully discussed with Respondent Price Auto Repair; Grigor Tserunian the
21 terms and conditions and other matters contained in the above Stipulated Settlement and
22 Disciplinary Order. I approve its form and content.

23
24 DATED: 8-4-14 
25 Armine Singh
26 Attorney for Respondent

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ENDORSEMENT

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

Dated: 8-4-14

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
GREGORY J. SALUTE
Supervising Deputy Attorney General



M. TRAVIS PEERY
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 77/14-45

1 KAMALA D. HARRIS
Attorney General of California
2 GREGORY J. SALUTE
Supervising Deputy Attorney General
3 M. TRAVIS PEERY
Deputy Attorney General
4 State Bar No. 261887
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 897-0962
6 Facsimile: (213) 897-2804
Attorneys for Complainant
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9 **FOR THE BUREAU OF AUTOMOTIVE REPAIR**
STATE OF CALIFORNIA

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In the Matter of the Accusation Against:

Case No. 77/14-45

PRICE AUTO REPAIR;
GRIGOR TSERUNIAN, OWNER
11015 Sherman Way
Sun Valley, CA 91352

ACCUSATION

Automotive Repair Dealer Registration No.
ARD 257155
Smog Check Station License No. RC 257155
Brake Station License No. BS 257155
Lamp Station License No. LS 257155

and

VEGEN AMBARACHYAN
1229 Justin Ave.
Glendale, CA 91201

Advanced Emission Specialist Technician
License No. EA 41804 (to be redesignated
upon renewal as EO 41804 and/or EI 41804)
Brake Adjuster License No. BA 41804
Lamp Adjuster License No. LA 41804

Respondents.

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1 Complainant alleges:

2 PARTIES

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

5 2. On or about January 16, 2009, the Bureau of Automotive Repair issued Automotive
6 Repair Dealer Registration Number ARD 257155 to Price Auto Repair; Grigor Tserunian. The
7 Automotive Repair Dealer Registration was in full force and effect at all times relevant to the
8 charges brought herein and will expire on January 31, 2015, unless renewed.

9 3. On or about January 29, 2009, the Bureau of Automotive Repair issued Smog Check
10 Station License Number RC 257155 to Price Auto Repair; Grigor Tserunian. The Smog Check
11 Station License was in full force and effect at all times relevant to the charges brought herein and
12 will expire on January 31, 2015, unless renewed.

13 4. On or February 2, 2009, the Bureau of Automotive Repair issued Brake Station
14 License Number BS 257155 to Price Auto Repair; Grigor Tserunian. The Brake Station License
15 was in full force and effect at all times relevant to the charges brought herein and will expire on
16 January 31, 2015, unless renewed.

17 5. On or February 2, 2009, the Bureau of Automotive Repair issued Lamp Station
18 License Number LS 257155 to Price Auto Repair; Grigor Tserunian (Respondent Tserunian).
19 The Lamp Station License was in full force and effect at all times relevant to the charges brought
20 herein and will expire on January 31, 2015, unless renewed.

21 6. In 1996 the Bureau of Automotive Repair issued Advanced Emission Specialist
22 Technician License Number EA 41804 to Vegem Ambarachyan. The Advanced Emission
23 Specialist Technician License was in full force and effect at all times relevant to the charges
24 brought herein and will expire on May 31, 2014, unless renewed. Upon renewal, Respondent's
25 license will be redesignated as EO 41804 and/or EI 41804.¹

26 ¹ 1 Effective August 1, 2012, California Code of Regulations, title 16, sections 3340.28,
27 3340.29, and 3340.30 were amended to implement a license restructure from the Advanced
28 Emission Specialist Technician (EA) license and Basic Area (EB) Technician license to Smog
Check Inspector (EO) license and/or Smog Check Repair Technician (EI) license.

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17. BPC section 9884.8 states, in pertinent part:

All work done by an automotive repair dealer, including all warranty work, shall be recorded on an invoice and shall describe all service work done and parts supplied. Service work and parts shall be listed separately on the invoice, which shall also state separately the subtotal prices for service work and for parts, not including sales tax, and shall state separately the sales tax, if any, applicable to each. If any used, rebuilt, or reconditioned parts are supplied, the invoice shall clearly state that fact. If a part of a component system is composed of new and used, rebuilt or reconditioned parts, that invoice shall clearly state that fact. The invoice shall include a statement indicating whether any crash parts are original equipment manufacturer crash parts or nonoriginal equipment manufacturer aftermarket crash parts. One copy of the invoice shall be given to the customer and one copy shall be retained by the automotive repair dealer.

18. BPC section 9884.9, subdivision (a), states, in pertinent part:

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

19. BPC section 9889.3 states, in pertinent part:

The director may suspend, revoke, or take other disciplinary action against a license as provided in this article [Article 7 (commencing with section 9889.1) of the Automotive Repair Act] if the licensee or any partner, officer, or director thereof:

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

....

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

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

....

1 (h) Violates or attempts to violate the provisions of this chapter relating
to the particular activity for which he or she is licensed . . .

2 20. BPC section 9889.16 states:

3
4 Whenever a licensed adjuster in a licensed station upon an inspection or
after an adjustment, made in conformity with the instructions of the bureau,
5 determines that the lamps or the brakes upon any vehicle conform with the
requirements of the Vehicle Code, he shall, when requested by the owner or driver of
6 the vehicle, issue a certificate of adjustment on a form prescribed by the director,
which certificate shall contain the date of issuance, the make and registration number
of the vehicle, the name of the owner of the vehicle, and the official license of the
7 station.

8 21. BPC section 9889.22 states:

9 The willful making of any false statement or entry with regard to a
10 material matter in any oath, affidavit, certificate of compliance or noncompliance, or
application form which is required by this chapter [the Automotive Repair Act] or
11 Chapter 5 (commencing with Section 44000) of Part 5 of Division 26 of the Health
and Safety Code constitutes perjury and is punishable as provided in the Penal Code.

12
13 **COST RECOVERY**

14 22. BPC section 125.3 provides, in pertinent part, that a Board may request the
15 administrative law judge to direct a licentiate found to have committed a violation or violations of
16 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
17 enforcement of the case.

18 **UNDERCOVER OPERATION #1: 1997 DODGE**

19 23. On April 23, 2013, an undercover operator of the Bureau ("operator") took the
20 Bureau's 1997 Dodge to Price Auto Repair and requested brake, lamp and smog inspections. The
21 rear brake drums on the Bureau-documented vehicle had been machined beyond the
22 manufacturer's specification. In addition, the lamp system was documented with both right and
23 left headlamps out of specification. The vehicle's condition was such that, had brake and lamp
24 inspections been properly performed, the vehicle would have failed and no Certificates of
25 Compliance would have been issued. With the operator seated in the Dodge, Respondent
26 Tserunian stood in front of the vehicle and requested the operator to turn the ignition key to the
27 on position and turn on the headlights. Respondent Tserunian then instructed the operator to
28

1 activate the high beams, and then the left and right turn signals, while he observed from the front
2 of the vehicle. Respondent Tserunian then walked to the rear of the Dodge and observed the
3 vehicle's lights as he instructed the operator to step on the brake pedal, operate the left and then
4 the right turn signals, and then place the transmissions gear selector in the reverse position.
5 Respondent Tserunian then stated "ok" and acknowledged to the operator that the inspection of
6 the lights was complete. Respondent Tserunian then gave the operator a verbal estimate of
7 \$100.00 for the brake, lamp, and smog inspection. Respondent Tserunian gave the operator a
8 blank work order and requested he complete the customer information section, which the operator
9 did, and Respondent Tserunian then filled in the vehicle information. The operator signed the
10 work order and Respondent Tserunian gave the operator a copy of work order number [REDACTED]
11 The operator left the vehicle at Price Auto Repair and walked away from the facility.

12 24. The vehicle operator later returned to Price Auto Repair where he was advised that
13 the inspection was complete and paid Respondent Tserunian \$100.00. Respondent Tserunian
14 then provided the operator with the final invoice along with Brake Certificate No. [REDACTED]
15 Lamp Certificate No. [REDACTED] and a Vehicle Inspection Report. Both the brake and lamp
16 certificates were signed under penalty of perjury by Respondent Ambarachyan. Before leaving
17 Price Auto Repair, the vehicle operator informed Respondent Tserunian that his brother's vehicle
18 needed the same inspections as the Dodge and Respondent Tserunian advised the operator to
19 bring the vehicle in.

20 25. Later that day, the Bureau documented that both the Dodge's headlamps were still not
21 properly aimed and both rear brake drums were still oversized beyond specifications. Due to
22 these conditions, the Bureau-documented vehicle should not have passed a brake or lamp
23 inspection.

24 UNDERCOVER OPERATION #2: 1992 HONDA

25 26. On May 2, 2013, an undercover operator of the Bureau ("operator") took the Bureau's
26 1992 Honda to Price Auto Repair and requested brake, lamp and smog inspections. The rear
27 brake drums on the Bureau-documented vehicle had been machined beyond the manufacturer's
28 specification. In addition, the lamp system was documented with both right and left headlamps

1 out of specification. The vehicle's condition was such that, had brake and lamp inspections been
2 properly performed, the vehicle would have failed and no Certificates of Compliance would have
3 been issued. Respondent Tserunian told the operator he could not perform the smog inspection
4 because the Honda was too old and Price Auto Repair did not have the proper fuel cap adapters.
5 With the operator seated in the Honda, Respondent Tserunian then stood in front of the vehicle
6 and requested the operator to turn the ignition key to the on position and turn on the headlights.
7 Respondent Tserunian then instructed the operator to activate the high beams, and then the left
8 and right turn signals, while he observed from the front of the vehicle. Respondent Tserunian
9 then walked to the rear of the Honda and observed the vehicle's lights as he instructed the
10 operator to step on the brake pedal, operate the left and then the right turn signals, and then place
11 the transmissions gear selector in the reverse position. Respondent Tserunian then stated "ok"
12 and acknowledged to the operator that the inspection of the lights was complete. Respondent
13 Tserunian then gave the operator a verbal estimate of \$60.00 for the brake and lamp inspection.
14 Respondent Ambarachyan completed the work order and then requested and received the
15 operator's signature on the work order. The operator was not provided a copy of the work order.

16 27. A few minutes later, Respondent Ambarachyan stated to the operator that the
17 inspections were done and requested \$60.00 which the operator paid in cash. Respondent
18 Ambarachyan then provided the operator with the invoice along with Brake Certificate No.
19 [REDACTED] and Lamp Certificate No. [REDACTED]. Both the brake and lamp certificates were
20 signed under penalty of perjury by Respondent Ambarachyan.

21 28. Later that day, the Bureau documented that both the Honda's headlamps were still not
22 properly aimed and both rear brake drums were still oversized beyond specifications. Due to
23 these conditions, the Bureau-documented vehicle should not have passed a brake or lamp
24 inspection.

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1 FIRST CAUSE FOR DISCIPLINE

2 (Untrue or Misleading Statements)

3 29. Respondent Tserunian's registration is subject to disciplinary action pursuant to BPC
4 section 9884.7, subdivision (a)(1), Respondent made or authorized statements which he knew or
5 in the exercise of reasonable care should have known to be untrue or misleading, as follows:

6 a. Respondent verbally informed the undercover operator that the Bureau's 1997 Dodge
7 and 1992 Honda had passed their respective brake and lamp inspections when, in fact, neither
8 Bureau-documented vehicle was capable of passing either inspection without appropriate
9 adjustments and/or repairs.

10 b. Respondent issued, and signed under penalty of perjury, Brake Certificate No.
11 [REDACTED] and Lamp Certificate No. [REDACTED] for the Bureau's 1997 Dodge when, in fact,
12 the Bureau-documented vehicle was not capable of passing either inspection without appropriate
13 adjustments and/or repairs.

14 c. Respondent issued, and signed under penalty of perjury, Brake Certificate No.
15 [REDACTED] and Lamp Certificate No. [REDACTED] for the Bureau's 1992 Honda when, in fact,
16 the Bureau-documented vehicle was not capable of passing either inspection without appropriate
17 adjustments and/or repairs.

18 SECOND CAUSE FOR DISCIPLINE

19 (Fraud)

20 30. Respondent Tserunian's registration is subject to disciplinary action pursuant to BPC
21 section 9884.7, subdivision (a)(4), in that he committed acts that constitute fraud by obtaining
22 payment from the operator for performing the applicable inspections, adjustments and/or repairs
23 of the brake and lighting systems on the Bureau's 1997 Dodge and the Bureau's 1992 Honda as
24 specified by the Bureau and in accordance with the Vehicle Code. In fact, Respondent failed to
25 perform the necessary inspections, adjustments, and repairs on those vehicles in compliance with
26 Bureau Regulations or the Vehicle Code. Complainant refers to, and by this reference
27 incorporates, the allegations set forth above in paragraphs 23 through 28, inclusive, as though set
28 forth fully herein.

1 THIRD CAUSE FOR DISCIPLINE

2 (Failure to Comply with the Bus. & Prof. Code)

3 31. Respondent Tserunian's registration is subject to disciplinary action pursuant to BPC
4 section 9884.7, subdivision (a)(6), in that he failed to comply with provisions of that Code in the
5 following material respects:

6 a. Section 9884.9, subdivision (a): Respondent failed to provide the operator with a
7 written estimated price for labor and parts necessary for a specific job prior to inspecting the lamp
8 systems of the 1997 Dodge and the 1992 Honda.

9 b. Section 9889.16: Respondent issued, and signed under penalty of perjury, Brake
10 Certificate No. [REDACTED] and Lamp Certificate No. [REDACTED] for the Bureau's 1997 Dodge
11 when the vehicle was not in compliance with Bureau Regulations or the requirements of the
12 Vehicle Code. Respondent also issued, and signed under penalty of perjury, Brake Certificate
13 No. [REDACTED] and Lamp Certificate No. [REDACTED] for the Bureau's 1992 Honda when the
14 vehicle was not in compliance with Bureau Regulations or the requirements of the Vehicle Code.

15 c. Section 9889.22: Respondent willfully made false statements or entries on Brake
16 Certificate No. [REDACTED] Lamp Certificate No. [REDACTED] Brake Certificate No. [REDACTED]
17 and Lamp Certificate No. [REDACTED] as set forth in paragraphs 23 through 28, above.

18 FOURTH CAUSE FOR DISCIPLINE

19 (Violations of Regulations)

20 32. Respondent Tserunian's registration is subject to disciplinary action pursuant to BPC
21 section 9884.7, subdivision (a)(6), in that he failed to comply with provisions of California Code
22 of Regulations, title 16, in the following material respects:

23 a. Section 3305, subdivision (a): Respondent failed to perform the inspection of the
24 brake system and inspection and adjustment of the lamp system on the Bureau's 1997 Dodge in
25 accordance with the specifications, instructions, and directives issued by the Bureau and the
26 vehicle manufacturer. Respondent also failed to perform the inspection of the brake system and
27 inspection and adjustment of the lamp system on the Bureau's 1992 Honda in accordance with the
28 specifications, instructions, and directives issued by the Bureau and the vehicle manufacturer.

1 No. [REDACTED] and Lamp Certificate No. [REDACTED] for the Bureau's 1992 Honda when the
2 vehicle was not in compliance with Bureau Regulations or the requirements of the Vehicle Code.

3 c. Section 9889.22: Respondent willfully made false statements or entries on Brake
4 Certificate No. [REDACTED], Lamp Certificate No. [REDACTED], Brake Certificate No. [REDACTED]
5 and Lamp Certificate No. [REDACTED], as set forth in paragraphs 23 through 28, above.

6 **SEVENTH CAUSE FOR DISCIPLINE**

7 **(Failure to Comply with Regulations)**

8 35. Respondent Tserunian's brake and lamp station licenses are subject to disciplinary
9 action pursuant to BPC section 9889.3, subdivision (c), in that he failed to comply with the
10 provisions of California Code of Regulations, title 16, in the following material respects:

11 a. Section 3305, subdivision (a): Respondent failed to perform the inspection of the
12 brake system and inspection and adjustment of the lamp system on the Bureau's 1997 Dodge in
13 accordance with the specifications, instructions, and directives issued by the Bureau and the
14 vehicle manufacturer. Respondent also failed to perform the inspection of the brake system and
15 inspection and adjustment of the lamp system on the Bureau's 1992 Honda in accordance with the
16 specifications, instructions, and directives issued by the Bureau and the vehicle manufacturer.

17 b. Section 3316, subdivision (d)(2): Respondent issued Lamp Certificate No.
18 [REDACTED] for the Bureau's 1997 Dodge and Lamp Certificate No. [REDACTED] for the Bureau's
19 1992 Honda when all of the lamps, lighting equipment, and/or related electrical systems on those
20 vehicles were not in compliance with Bureau regulations.

21 c. Section 3321, subdivision (c)(2): Respondent issued Brake Certificate No.
22 [REDACTED] for the Bureau's 1997 Dodge and Brake Certificate No. [REDACTED] for the Bureau's
23 1992 Honda when the brake systems on those vehicles had not been completely tested or
24 inspected.

25 **EIGHTH CAUSE FOR DISCIPLINE**

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

27 36. Respondent Tserunian's brake and lamp station licenses are subject to disciplinary
28 action pursuant to BPC section 9889.3, subdivision (d), in that he committed acts involving

1 dishonesty, fraud, or deceit whereby another was injured. Complainant refers to, and by this
2 reference incorporates, the allegations set forth above in paragraphs 23 through 28, inclusive, as
3 though set forth fully herein.

4 **NINTH CAUSE FOR DISCIPLINE**

5 **(Failure to Comply with the Bus. & Prof. Code)**

6 37. Respondent Ambarachyan's brake and lamp adjuster licenses are subject to
7 disciplinary action pursuant to BPC section 9889.3, subdivisions (a) and (h), in that he violated
8 provisions of the BPC in the following material respects:

9 a. **Section 9884.9, subdivision (a)**: Respondent failed to provide the operator with a
10 written estimated price for labor and parts necessary for a specific job prior to inspecting the lamp
11 systems of the 1997 Dodge and the 1992 Honda.

12 b. **Section 9889.16**: Respondent issued, and signed under penalty of perjury, Brake
13 Certificate No. [REDACTED] and Lamp Certificate No. [REDACTED] for the Bureau's 1997 Dodge
14 when the vehicle was not in compliance with Bureau Regulations or the requirements of the
15 Vehicle Code. Respondent also issued, and signed under penalty of perjury, Brake Certificate
16 No. [REDACTED] and Lamp Certificate No. [REDACTED] for the Bureau's 1992 Honda when the
17 vehicle was not in compliance with Bureau Regulations or the requirements of the Vehicle Code.

18 c. **Section 9889.22**: Respondent willfully made false statements or entries on Brake
19 Certificate No. [REDACTED], Lamp Certificate No. [REDACTED], Brake Certificate No. [REDACTED]
20 and Lamp Certificate No. [REDACTED], as set forth in paragraphs 23 through 28, above.

21 **TENTH CAUSE FOR DISCIPLINE**

22 **(Violations of Regulations)**

23 38. Respondent Ambarachyan's brake and lamp adjuster licenses are subject to
24 disciplinary action pursuant to BPC section 9889.3, subdivision (c), in that he failed to comply
25 with the provisions of California Code of Regulations, title 16, in the following material respects:

26 a. **Section 3305, subdivision (a)**: Respondent failed to perform the inspection of the
27 brake system and inspection and adjustment of the lamp system on the Bureau's 1997 Dodge in
28 accordance with the specifications, instructions, and directives issued by the Bureau and the

1 vehicle manufacturer. Respondent also failed to perform the inspection of the brake system and
2 inspection and adjustment of the lamp system on the Bureau's 1992 Honda in accordance with the
3 specifications, instructions, and directives issued by the Bureau and the vehicle manufacturer.

4 b. Section 3316, subdivision (d)(2): Respondent issued Lamp Certificate No.
5 [REDACTED] for the Bureau's 1997 Dodge and Lamp Certificate No. [REDACTED] for the Bureau's
6 1992 Honda when all of the lamps, lighting equipment, and/or related electrical systems on those
7 vehicles were not in compliance with Bureau regulations.

8 c. Section 3321, subdivision (c)(2): Respondent issued Brake Certificate No.
9 [REDACTED] for the Bureau's 1997 Dodge and Brake Certificate No. [REDACTED] for the Bureau's
10 1992 Honda when the brake systems on those vehicles had not been completely tested or
11 inspected.

12 OTHER MATTERS

13 39. Pursuant to Bus. & Prof. Code section 9884.7, subdivision (c), the Director may
14 suspend, revoke or place on probation the registration for all places of business operated in this
15 state by Respondent Grigor Tserunian, owner of PRICE AUTO REPAIR, upon a finding that
16 Respondent has, or is, engaged in a course of repeated and willful violations of the laws and
17 regulations pertaining to an automotive repair dealer.

18 40. Pursuant to Health & Saf. Code section 44072.8, if any of the above captioned
19 licenses, issued to Respondent Grigor Tserunian, owner of PRICE AUTO REPAIR, are revoked
20 or suspended, any additional license issued under this chapter in the name of said licensee may be
21 likewise revoked or suspended by the Director.

22 41. Pursuant to Health & Saf. Code section 44072.8, if any of the above captioned
23 licenses, issued to Respondent Vegen Ambarachyan, are revoked or suspended, any additional
24 license issued under this chapter in the name of said licensee may be likewise revoked or
25 suspended by the Director.

26 PRAYER

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

