

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

In the Matter of the Accusation Against:

**VEGEN AMBARACHYAN**

1229 Justin Ave.

Glendale, CA 91201

Smog Check Inspector License No. EO 41804

Smog Check Repair Technician License No.

EI 41804 (Formerly Advanced Emission

Specialist Technician License No. EA 41804)

Brake Adjuster License No. BA 41804

Lamp Adjuster License No. LA 41804

Case No. 77/14-45

OAH No. 2014050035

Respondent.

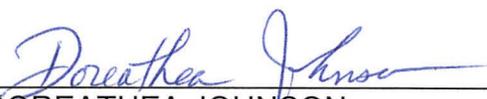
**DECISION**

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

11 In the Matter of the Accusation Against:

Case No. 77/14-45

12 **VEGEN AMBARACHYAN**  
129 Justin Ave.  
13 Glendale, CA 91201  
Smog Check Inspector License No. EO  
14 41804  
Smog Check Repair Technician License No.  
15 EI 41804 (Formerly Advanced Emission  
Specialist Technician License No. EA 41804)  
16 Brake Adjuster License No. BA 41804  
Lamp Adjuster License No. LA 41804

OAH No. 2014050035

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

Respondent.

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 Vegen Ambarachyan is represented in this proceeding by attorney  
26 Armine Singh, whose address is:

27 101 N. Brand Blvd. PH 1920  
28 Glendale, CA 91203







1 Professions Code.

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

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

8 6. **Violation of Probation.** Should the Director of Consumer Affairs determine that  
9 Respondent has failed to comply with the terms and conditions of probation, the Department may,  
10 after giving notice and opportunity to be heard, suspend or revoke the licenses.

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

14 8. **Continuing Education Courses.** During the period of probation, Respondent shall  
15 attend and successfully complete a Bureau certified Licensed Inspector training course (Level 1).  
16 Said course shall be completed and proof of completion submitted to the Bureau within 180 days  
17 of the effective date of this decision and order. If proof of completion of the course is not  
18 furnished to the Bureau within the 180-day period, Respondents' licenses shall be immediately  
19 suspended until such proof is received.

20 9. **Cost Recovery.** Payment to the Bureau of cost recovery in the amount of \$4,327.71  
21 shall be made by Respondent in 24 equal monthly payments, the final payment to be received no  
22 later than 12 months before probation terminates. Failure to complete payment of cost recovery  
23 within this time frame shall constitute a violation of probation which may subject Respondent's  
24 licenses to outright revocation; however, the Director or the Director's Bureau of Automotive  
25 Repair designee may elect to continue probation until such time as reimbursement of the entire  
26 cost recovery amount has been made to the Bureau.

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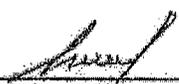
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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Armine Singh. I understand the stipulation and the effect it will have on my Smog Check Inspector License, Smog Check Repair Technician License, Brake Adjuster License, and Lamp Adjuster License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Director of Consumer Affairs.

DATED: 07-31-14

  
\_\_\_\_\_  
VEGEN AMBARACHYAN  
Respondent

I have read and fully discussed with Respondent Vegen Ambarachyan the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 8-14-14

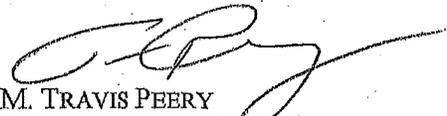
  
\_\_\_\_\_  
Armine Singh  
Attorney for Respondent

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*  
7

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

11 In the Matter of the Accusation Against:

Case No. 177/14-45

12 **PRICE AUTO REPAIR;**  
13 **GRIGOR TSERUNIAN, OWNER**  
14 **11015 Sherman Way**  
**Sun Valley, CA 91352**

**ACCUSATION**

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

18 and

19 **VEGEN AMBARACHYAN**  
1229 Justin Ave.  
20 Glendale, CA 91201

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

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

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

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

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

6. In 1996 the Bureau of Automotive Repair issued Advanced Emission Specialist Technician License Number EA 41804 to Vegem Ambarachyan. The Advanced Emission Specialist Technician License was in full force and effect at all times relevant to the charges brought herein and will expire on May 31, 2014, unless renewed. Upon renewal, Respondent's license will be redesignated as EO 41804 and/or EI 41804.<sup>1</sup>

<sup>1</sup> 1 Effective August 1, 2012, California Code of Regulations, title 16, sections 3340.28, 3340.29, and 3340.30 were amended to implement a license restructure from the Advanced 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.



1 13. Health and Safety Code (HSC) section 44002 provides, in pertinent part, that the  
2 Director has all the powers and authority granted under the Automotive Repair Act for enforcing  
3 the Motor Vehicle Inspection Program.

4 14. Section 44072.8 of the HSC provides:

5 "When a license has been revoked or suspended following a hearing under this  
6 article, any additional license issued under this chapter in the name of the licensee may be  
7 likewise revoked or suspended by the director."

8 15. Section 44072.6 of the HSC provides, in pertinent part, that the expiration or  
9 suspension of a license by operation of law, or by order or decision of the Director of Consumer  
10 Affairs, or a court of law, or the voluntary surrender of the license shall not deprive the Director  
11 of jurisdiction to proceed with disciplinary action.

12 **STATUTES AND REGULATIONS**

13 16. BPC Code section 9884.7 states, in pertinent part:

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

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

23 (2) Causing or allowing a customer to sign any work order that does not  
24 state the repairs requested by the customer or the automobile's odometer reading at  
25 the time of repair.

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

28 (4) Any other conduct that constitutes fraud.

.....

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

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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  
7 of the vehicle, the name of the owner of the vehicle, and the official license of the  
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 BC1652813 and Lamp Certificate No. LC1627818. 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. BC1652813 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:

- 1           1.    Revoking or suspending Automotive Repair Dealer Registration Number ARD
- 2   257155, issued to Price Auto Repair; Grigor Tserunian;
- 3           2.    Revoking or suspending Brake Station License Number BS 257155, issued to Price
- 4   Auto Repair; Grigor Tserunian;
- 5           3.    Revoking or suspending Lamp Station License Number LS 257155, issued to Price
- 6   Auto Repair; Grigor Tserunian;
- 7           4.    Revoking or suspending Brake Adjuster License Number BA 41804, issued to Vegen
- 8   Ambarachyan;
- 9           5.    Revoking or suspending Lamp Adjuster License Number LA 41804, issued to Vegen
- 10   Ambarachyan;
- 11          6.    Revoking or suspending any additional license issued under Chapter 5 of the Health
- 12   and Safety Code in the name of Grigor Tserunian;
- 13          7.    Revoking or suspending any additional license issued under Chapter 5 of the Health
- 14   and Safety Code in the name of Vegen Ambarachyan;
- 15          8.    Ordering Price Auto Repair; Grigor Tserunian and Vegen Ambarachyan to pay the
- 16   Bureau of Automotive Repair the reasonable costs of the investigation and enforcement of this
- 17   case, pursuant to Business and Professions Code section 125.3; and
- 18          9.    Taking such other and further action as deemed necessary and proper.

19  
20  
21   DATED: 2/27/14

PAT DORAIS by Doug BALAH  
PATRICK DORAIS  
Chief  
Bureau of Automotive Repair  
Department of Consumer Affairs  
State of California  
*Complainant*

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Bureau of Automotive Repair

Case Management & Enforcement Statistics

10949 North Mather Blvd.  
Rancho Cordova, CA 95670  
916.403-8060 Telephone  
916.464-2879 Fax

[www.smogcheck.ca.gov](http://www.smogcheck.ca.gov)



September 3, 2014

VEGEN AMBARACHYAN  
1229 JUSTIN AVENUE  
GLENDALE, CA 91201

Re: Stipulated Decision and Order  
79/14-45

Dear Mr. Ambarachyan:

As a condition of probation in the matter of Stipulated Decision and Order, No. 79/14-45, you are required to attend, successfully complete and provide proof of completion for a 68-hour Bureau approved Smog Check Inspector Course (Level 1) within 180 days of the effective date of the Decision. The decision is effective September 19, 2014, therefore, the training is to be completed no later than March 19, 2015. If you fail to provide proof of completion of the training by that date, a lock out will be placed on your license.

A listing of BAR approved training schools can be found at the following website:

<http://www.bar.ca.gov/SchoolSearch/>

Sincerely,

Rebecca Harris  
Associate Governmental Program Analyst

cc: Valencia Field Office