

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

In the Matter of the Statement of Issues Against:

PIARA SINGH DEOL

Case No. 77/14-12s

Lamp Adjuster License Number
LA 313163, A
Brake Adjuster License Number
BA 313163, C,

Respondent.

DECISION

The attached Stipulated Settlement and Disciplinary Order (As to Lamp Adjuster License Number LA 313163, A, Only) 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 Piara Singh Deol's Lamp Adjuster License Number LA 313163, A.

This Decision shall become effective February 19, 2014.

DATED: JAN 24 2014



DONALD CHANG
Assistant Chief Counsel
Department of Consumer Affairs

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Attorney General of California
2 DIANN SOKOLOFF
Supervising Deputy Attorney General
3 GREGORY TUSS
Deputy Attorney General
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7 *Attorneys for Complainant*

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

12 In the Matter of the Statement of Issues Against:

Case Number 77/14-12s

13 **PIARA SINGH DEOL**

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER (AS TO
LAMP ADJUSTER LICENSE
NUMBER LA 313163, A, ONLY)**

14 **Lamp Adjuster License Number LA 313163, A**
Brake Adjuster License Number BA 313163, C,

15 Respondent.

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

20 **PARTIES**

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

25 2. Respondent Piara Singh Deol is represented in this proceeding by attorney William
26 Ferreira, whose address is:

27 Automotive Defense Specialists
582 Market Street, Suite 1608
28 San Francisco, California 94104

CONTINGENCY

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2 11. This stipulation shall be subject to approval by the Director or the Director's
3 designee. Respondent understands and agrees that counsel for complainant and the staff of the
4 Bureau may communicate directly with the Director and staff of the Department of Consumer
5 Affairs regarding this stipulation and settlement, without notice to or participation by respondent
6 or his counsel. By signing the stipulation, respondent understands and agrees that he may not
7 withdraw his agreement or seek to rescind the stipulation prior to the time the Director considers
8 and acts upon it. If the Director fails to adopt this stipulation as the Decision and Order, the
9 Stipulated Settlement (as to Lamp Adjuster License Number LA 313163, A, only) and
10 Disciplinary Order shall be of no force or effect, except for this paragraph; it shall be inadmissible
11 in any legal action between the parties; and the Director shall not be disqualified from further
12 action by having considered this matter.

13 12. The parties understand and agree that Portable Document Format (PDF) and facsimile
14 copies of this Stipulated Settlement (as to Lamp Adjuster License Number LA 313163, A, only)
15 and Disciplinary Order, including PDF and facsimile signatures, shall have the same force and
16 effect as the originals.

17 13. This Stipulated Settlement (as to Lamp Adjuster License Number LA 313163, A,
18 only) and Disciplinary Order is intended by the parties to be an integrated writing representing the
19 complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or
20 contemporaneous agreements, understandings, discussions, negotiations, and commitments
21 (written or oral). This Stipulated Settlement (as to Lamp Adjuster License Number
22 LA 313163, A, only) and Disciplinary Order may not be altered, amended, modified,
23 supplemented, or otherwise changed except by a writing executed by an authorized representative
24 of each of the parties.

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

28 ///

1 **DISCIPLINARY ORDER**

2 IT IS HEREBY ORDERED that respondent Piara Singh Deol's Lamp Adjuster License
3 LA 313163, A, will be issued and immediately revoked. The revocation will be stayed and
4 respondent placed on five (5) years probation on the following terms and conditions:

5 1. **Obey All Laws.** Comply with all statutes, regulations, and rules governing
6 automotive and lamp inspections, estimates, and repairs.

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

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

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

17 5. **Jurisdiction.** If an accusation is filed against respondent during the term of
18 probation, the Director shall have continuing jurisdiction over this matter until the final decision
19 on the accusation, and the period of probation shall be extended until such decision.

20 6. **Violation of Probation.** Should the Director determine that respondent has failed to
21 comply with the terms and conditions of probation, the Department of Consumer Affairs may,
22 after giving notice and opportunity to be heard, suspend or revoke the license.

23 7. **Cost Recovery.** Payment to the Bureau of the remaining balance of cost recovery
24 ordered by the Director on April 7, 2010, for the investigation and prosecution of *In the Matter of*
25 *the Accusation of Deol Automotive Service and Piara S. Deol*, Case Number 79/09-25. The
26 balance of the costs ordered for that case shall be received no later than five years after the
27 effective date of this Order. Failure to complete payment of costs for that case within this time
28 frame shall constitute a violation of probation which may subject respondent's lamp adjuster

1 license to outright revocation; however, the Director or the Director's Bureau designee may elect
 2 to continue probation until such time as reimbursement of the entire cost recovery amount has
 3 been made to the Bureau.

4 **ACCEPTANCE**

5 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
 6 discussed it with my attorney, William Ferreira. I understand the stipulation and the effect it will
 7 have on my lamp adjuster license. I enter into this Stipulated Settlement (as to Lamp Adjuster
 8 License Number LA 313163, A, only) and Disciplinary Order voluntarily, knowingly, and
 9 intelligently, and agree to be bound by the Decision and Order of the Director of Consumer
 10 Affairs.

11
 12 DATED: 12.4.2013 *Piara Singh Deol*
 13 PIARA SINGH DEOL
 Respondent

14 I have read and fully discussed with respondent Piara Singh Deol the terms and conditions
 15 and other matters contained in this Stipulated Settlement (as to Lamp Adjuster License Number
 16 LA 313163, A, only) and Disciplinary Order. I approve its form and content.

17 DATED: 12/4/13 *[Signature]*
 18 William Ferreira
 Attorney for Respondent

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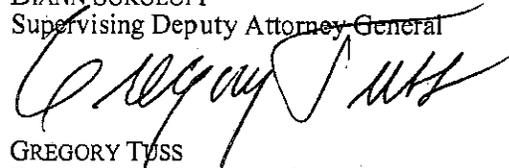
ENDORSEMENT

This Stipulated Settlement (as to Lamp Adjuster License Number LA 313163, A, only) and Disciplinary Order is respectfully submitted for consideration by the Director of Consumer Affairs.

Dated: 12-9-13

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
DIANN SOKOLOFF
Supervising Deputy Attorney General



GREGORY TUSS
Deputy Attorney General
Attorneys for Complainant

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Exhibit 1

Statement of Issues Number 77/14-12s

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Attorney General of California
2 DIANN SOKOLOFF
Supervising Deputy Attorney General
3 GREGORY TUSS
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4 State Bar Number 200659
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8 **BEFORE THE**
DEPARTMENT OF CONSUMER AFFAIRS
9 **FOR THE BUREAU OF AUTOMOTIVE REPAIR**
10 **STATE OF CALIFORNIA**

11 In the Matter of the Statement of Issues Against:
12 **PIARA SINGH DEOL**
13 **Lamp Adjuster License Number LA 313163, A**
14 **Brake Adjuster License Number BA 313163, C**
15 Respondent.

Case Number **77/14-125**
STATEMENT OF ISSUES

16
17 Complainant Patrick Dorais alleges:

18 **PARTIES**

- 19 1. Complainant brings this Statement of Issues solely in his official capacity as the
20 Acting Chief of the Bureau of Automotive Repair (Bureau), Department of Consumer Affairs.
21 2. The Bureau had issued Lamp Adjuster License Number LA 313163, Class A, to
22 respondent Piara Singh Deol. On or about March 4, 2013, the Bureau received a renewal
23 Application for Lamp Adjuster License (renewal application) from respondent. On or about
24 February 22, 2013, respondent certified under penalty of perjury to the truthfulness of all
25 statements, answers, and representations in the renewal application. The Bureau denied the
26 renewal application on March 27, 2013. The license expired on April 30, 2013.

27 *///*

1 **CAUSES FOR DENIAL OF APPLICATION**

2 **FIRST CAUSE FOR DENIAL OF APPLICATION**
3 **Knowingly Making a False Statement on Application**
4 **Bus. & Prof. Code, §480, subd. (c)**

5 19. The allegations of paragraphs 2 and 12-18 are realleged and incorporated by reference
6 as if fully set forth.

7 20. Respondent's renewal application for his lamp adjuster license is subject to denial
8 under section 480, subdivision (c), for knowingly making a false statement on the application. As
9 set forth in paragraphs 2 and 12-18 above, respondent stated under penalty of perjury on the
10 renewal application that he had never had any license revoked by the Department of Consumer
11 Affairs. In fact, on May 17, 2010, the Bureau revoked respondent's Advanced Emission
12 Specialist Technician License Number EA 313163; Automotive Repair Dealer Registration
13 Number ARD 147661; Smog Check Station License Number RC 147661; Lamp Station License
14 Number LS 147661, Class A; and Brake Station License Number BS 147661, Class A.

15 **SECOND CAUSE FOR DENIAL OF**
16 **AUTOMOTIVE DEALER REGISTRATION APPLICATION**
17 **Misrepresenting a Material Fact in Obtaining a License**
18 **Bus. & Prof. Code, §§ 9889.2, subd. (c), 9889.3, subd. (e)**

19 21. The allegations of paragraphs 2 and 12-18 are realleged and incorporated by reference
20 as if fully set forth.

21 22. Respondent's renewal application for his lamp adjuster license is subject to denial
22 under Business and Professions Code sections 9889.2, subdivision (c), and 9889.3, subdivision
23 (e), for misrepresenting a material fact in obtaining a license. As set forth in paragraphs 2 and 12-
24 18 above, respondent stated under penalty of perjury on the renewal application that he had never
25 had any license revoked by the Department of Consumer Affairs. In fact, on May 17, 2010, the
26 Bureau revoked respondent's Advanced Emission Specialist Technician License Number EA
27 313163; Automotive Repair Dealer Registration Number ARD 147661; Smog Check Station
28 License Number RC 147661; Lamp Station License Number LS 147661, Class A; and Brake
Station License Number BS 147661, Class A.

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PRAYER

WHEREFORE, complainant requests that a hearing be held on the matters alleged in this statement of issues, and that following the hearing, the Director of Consumer Affairs issues a decision:

1. Denying respondent's renewal application for his lamp adjuster license; and
2. Taking such other and further action as deemed necessary and proper.

DATED: 5/21/13 Pat Dorais by Doug Balatti
PATRICK DORAIS
Acting Chief
Bureau of Automotive Repair
Department of Consumer Affairs
State of California
Complainant

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

11 In the Matter of the Statement of Issues Against:

Case Number

47/14-125

12 **PIARA SINGH DEOL**

STATEMENT OF ISSUES

13 **Lamp Adjuster License Number LA 313163, A**
14 **Brake Adjuster License Number BA 313163, C**

15 Respondent.

16
17 Complainant Patrick Dorais alleges:

18 **PARTIES**

19 1. Complainant brings this Statement of Issues solely in his official capacity as the
20 Acting Chief of the Bureau of Automotive Repair (Bureau), Department of Consumer Affairs.

21 2. The Bureau had issued Lamp Adjuster License Number LA 313163, Class A, to
22 respondent Piara Singh Deol. On or about March 4, 2013, the Bureau received a renewal
23 Application for Lamp Adjuster License (renewal application) from respondent. On or about
24 February 22, 2013, respondent certified under penalty of perjury to the truthfulness of all
25 statements, answers, and representations in the renewal application. The Bureau denied the
26 renewal application on March 27, 2013. The license expired on April 30, 2013.

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1 **OTHER LICENSE**

2 3. The Bureau has issued Brake Adjuster License Number BA 313163, Class C, to
3 respondent. This brake adjuster license will expire on September 30, 2014, unless renewed.

4 **JURISDICTION**

5 4. This statement of issues is brought before the Director of Consumer Affairs for the
6 Bureau under the authority of the following laws. All section references are to the Business and
7 Professions Code unless otherwise indicated.

8 5. Section 9882, subdivision (a), states:

9 "There is in the Department of Consumer Affairs a Bureau of Automotive Repair under the
10 supervision and control of the director. The duty of enforcing and administering this chapter is
11 vested in the chief who is responsible to the director. The director may adopt and enforce those
12 rules and regulations that he or she determines are reasonably necessary to carry out the purposes
13 of this chapter and declaring the policy of the bureau, including a system for the issuance of
14 citations for violations of this chapter as specified in Section 125.9. These rules and regulations
15 shall be adopted pursuant to Chapter 3.5 (commencing with Section 11340) of Part 1 of Division
16 3 of Title 2 of the Government Code."

17 6. Section 9887.1 states:

18 "The director shall have the authority to issue licenses for official lamp and brake adjusting
19 stations and shall license lamp and brake adjusters. The licenses shall be issued in accordance
20 with this chapter and regulations adopted by the director pursuant thereto. The director shall
21 establish by regulation the terms of adjusters' licenses as are necessary for the practical
22 administration of the provisions relating to adjusters, but those terms shall not be for less than one
23 nor more than four years. Licenses may be renewed upon application and payment of the renewal
24 fees if the application for renewal is made within the 30-day period prior to the date of expiration.
25 Persons whose licenses have expired shall immediately cease the activity requiring a license, but
26 the director shall accept applications for renewal during the 30-day period following the date of
27 expiration if they are accompanied by a new license fee. In no case shall a license be renewed
28 where the application is received more than 30 days after the date of expiration."

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PRAYER

WHEREFORE, complainant requests that a hearing be held on the matters alleged in this statement of issues, and that following the hearing, the Director of Consumer Affairs issues a decision:

1. Denying respondent's renewal application for his lamp adjuster license; and
2. Taking such other and further action as deemed necessary and proper.

DATED: 8/21/13

PAT DORAIS by Suzie B. [Signature]
PATRICK DORAIS
Acting Chief
Bureau of Automotive Repair
Department of Consumer Affairs
State of California
Complainant

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