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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 Accusation Against:

Case No. 79/25-18461

13 **VAROOJ AND SONS, INC. dba AYA**
14 **SMOG AND AUTO REPAIR; HRAIR**
15 **MOURADIAN, PRES/ SEC/TREAS**
16 *11589 Tuxford St. 4.*
17 *Sun Valley, CA 91352*

ACCUSATION

18 **Automotive Repair Dealer Registration No.**
19 **ARD 232315**
20 **Smog Check, Test-and-Repair, Station**
21 **License No. RC 232315**
22 **Vehicle Safety Systems Station License No.**
23 **VS 232315**

24 **HRAIR MOURADIAN**
25 *8424 Terhune Avenue*
26 *Sun Valley, CA 91352*

27 **Smog Check Inspector License No. EO**
28 **630871**

and

HAIK MOURADIAN

8424 Terhune Avenue

Sun Valley, CA 91352

**Smog Check Inspector License No. EO
639216**

**Smog Check Repair Technician License No.
EI 639216**

**Vehicle Safety System Technician License
No. ST 639216**

Respondents.

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. In 2004, the Bureau of Automotive Repair (Bureau) issued Automotive Repair Dealer Registration Number ARD 232315 to Varooj & Sons, Inc., dba Aya Smog and Auto Repair; Hrair Mouradian, Pres/Sec/Treas (Respondent Varooj & Sons). The Automotive Repair Dealer Registration was in full force and effect at all times relevant to the charges brought herein and will expire on February 28, 2027, unless renewed.

3. On or about February 9, 2008, the Bureau issued Smog Check, Test-and-Repair, Station License Number RC 232315 to Respondent Varooj & Sons. The Smog Check, Test-and-Repair, Station License was in full force and effect at all times relevant to the charges brought herein and will expire on February 28, 2027, unless renewed.

4. On or about January 1, 2013, Respondent Varooj & Sons' facility was certified by the Bureau as a STAR station. The certification will remain active unless the ARD registration and/or Smog Check station license is revoked, cancelled, licenses become delinquent, or certification is suspended.

5. On or about October 4, 2024, the Bureau issued Vehicle Safety Systems Station License Number VS 232315 to Respondent Varooj & Sons. The Vehicle Safety Systems Station

1 License was in full force and effect at all times relevant to the charges brought herein and will
2 expire on February 28, 2027, unless renewed.

3 6. On or about May 31, 2013, the Bureau issued Smog Check Inspector License Number
4 EO 630871 to Hrair Mouradian. The Smog Check Inspector License was in full force and effect
5 at all times relevant to the charges brought herein and will expire on May 31, 2027, unless
6 renewed.

7 7. On or about April 28, 2016, the Bureau issued Smog Check Inspector License
8 Number EO 639216 to Haik Mouradian. The Smog Check Inspector License was in full force and
9 effect at all times relevant to the charges brought herein and will expire on October 31, 2027,
10 unless renewed.

11 8. On or about March 28, 2024, the Bureau issued Smog Check Inspector License
12 Number EO 639216 to Haik Mouradian. The Smog Check Inspector License was in full force and
13 effect at all times relevant to the charges brought herein and will expire on October 31, 2027,
14 unless renewed.

15 9. On or about March 28, 2024, the Bureau of Automotive Repair issued Smog Check
16 Repair Technician License EI 639216 to Haik Mouradian. The Smog Check Inspector License
17 was in full force and effect at all times relevant to the charges brought herein and will expire on
18 October 31, 2027, unless renewed.

19 10. On or about May 10, 2024, the Bureau of Automotive Repair issued Vehicle Safety
20 System Technician License Number ST 639216 to Haik Mouradian. The Vehicle Safety System
21 Technician License was in full force and effect at all times relevant to the charges brought herein
22 and will expire on October 31, 2026, unless renewed.

23 **JURISDICTION**

24 11. This Accusation is brought before the Director of the Department of Consumer
25 Affairs (Director) for the Bureau of Automotive Repair, under the authority of the following laws.

26 12. Business and Professions Code (Bus. & Prof. Code) section 118, subdivision (b),
27 provides that suspension, expiration, surrender, or cancellation of a license shall not deprive the
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Director of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

13. Bus. & Prof. Code section 9884.13 provides, in pertinent part, that the expiration of a valid registration shall not deprive the Director of jurisdiction to proceed with a disciplinary proceeding against an automotive repair dealer or to render a decision temporarily or permanently invalidating (suspending or revoking) a registration.

14. Bus. & Prof. Code section 9889.1 provides that the Director may revoke any Vehicle Safety Systems Inspection license issued pursuant to Article 6.5.

15. Bus. & Prof. Code section 9889.7 provides, in pertinent part, that the expiration, suspension, or voluntary surrender of a license by a licensee shall not deprive the Director of jurisdiction to proceed with a disciplinary proceeding against such licensee or to render a decision suspending or revoking such license.

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

17. Health & Saf. Code section 44072.6 provides, in pertinent part, that the expiration or suspension of a license by operation of law, or by order or decision of the Director of Consumer Affairs, or a court of law, or the voluntary surrender of the license shall not deprive the Director of jurisdiction to proceed with disciplinary action.

STATUTORY PROVISIONS

18. Bus. & Prof. Code section 9884.7 states, in pertinent part:

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

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

....

(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.

....

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

....

(e) For purposes of this section, "fraud" includes, but is not limited to, violations of this chapter involving misrepresentations and all of the following:

(1) Any act or omission that is included within the definition of either "actual fraud" or "constructive fraud," as those terms are defined in Sections 1572 and 1573 of the Civil Code.

(2) A misrepresentation in any manner, whether intentionally false or due to gross negligence, of a material fact.

(3) A promise or representation not made honestly and in good faith.

(4) An intentional failure to disclose a material fact.

(5) Any act in violation of Section 484 of the Penal Code.

19. Bus. & Prof. Code 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 if the licensee or any partner, officer, or director thereof:

(a) Violates any section of the Business and Professions Code that 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.

...

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

1 24. CCR, title 16, section 3311.3, subdivision (d), states in pertinent part:

2 A licensed vehicle safety systems technician shall authorize the issuance of an
3 electronic certificate of compliance for any vehicle that has passed a vehicle safety
4 systems inspection, as described in Chapter 1.6 of the Vehicle Safety Systems
Inspection Manual, referenced in section 3311.1 of this Article. An electronic
certificate of compliance shall consist of:

5 (1) The certificate of compliance number issued by the Bureau when the vehicle
6 passes the inspection in accordance with this Article;

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8 25. CCR, title 16, section 3373, states:

9 No automotive repair dealer or individual in charge shall, in filling out an
10 estimate, invoice, or work order, or record required to be maintained by section
11 3340.15(e) of this chapter, withhold therefrom or insert therein any statement or
12 information which will cause any such document to be false or misleading, or where
the tendency or effect thereby would be to mislead or deceive customers, prospective
customers, or the public.

13 **COST RECOVERY**

14 26. Section 125.3, subdivision (a), of the BPC provides, in pertinent part, that a Board
15 “may request the administrative law judge to direct a licensee found to have committed
16 violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the
17 investigation and enforcement of the case.”

18 **CALIFORNIA’S VEHICLE SAFETY SYSTEMS INSPECTION PROGRAM**

19 27. On March 27, 2024, the Bureau’s Vehicle Safety Systems Inspection (VSSI) Program
20 began statewide. The new inspection combined and replaced the Bureau’s Brake and Lamp
21 inspection programs and added other vehicle safety systems assessments into one comprehensive
22 inspection. The inspection, which is required by California Vehicle Code section 11519(a)(3) for
23 reviving a “total loss” vehicle, as deemed by an insurer, to a salvage title, includes an inspection
24 of the following safety systems and areas:

25 • Lighting System, which consists of checking the condition and operation of original
26 equipment, any replacement and customer added lights, reflectors, and verifying correct headlight
27 alignment.

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1 • Passenger Compartment, which consists of separate inspections of items located in or
2 on the passenger compartment to ensure they are functioning as designed by the manufacturer.

3 Those items, when equipped, include the windshield, windshield wiper(s), mirrors, seats,
4 seatbelts, rear window, and a visual inspection of the Supplemental Restraint System (SRS).

5 • Tires and Wheels, which is intended to ensure the tires are safe, the wheels are free of
6 cracks and bends that would cause them to be unsafe, and an inspection of the Tire Pressure
7 Monitoring System (TPMS), if equipped. The inspection of the wheels shall include the
8 mounting area and center disc, including the center bore and lug holes.

9 • Brake System, which consists of partial disassembly and inspection of the vehicle's
10 brakes to ensure that the component parts and systems are functioning properly and comply with
11 manufacturer and component manufacturer specifications (Including, but not limited to, friction
12 material thickness, brake rotor thickness, and brake drum diameter). All wheels must be removed
13 from the vehicle to perform a thorough and complete brake inspection, except in the case of a
14 motorcycle when the disc brake(s) can be inspected without removing the wheel. While
15 removing the wheel, the technician shall inspect for any and all missing, broken, or damaged
16 wheel studs and any and all missing, cross-threaded, or incorrect lug nuts.

17 • Steering and Suspension Systems, which is a physical and visual inspection that
18 includes all bushings, bearings, ball-type socket joints, arms, rods, struts, bars, subframes, belts,
19 power assist fluids, steering gears, steering columns, shocks, springs, linkages, and steering and
20 suspension related sensors, switches, and wiring.

21 • Body structure, which is a visual inspection of the vehicle panels, frame/unibody, fuel
22 system, and other components to ensure they are securely fastened, are free of damage affecting
23 functionality, and operate as designed.

24 28. The inspection requires a road test which consists of a stopping test, a visual
25 inspection of the instrument cluster and any controls, and an evaluation of the control and
26 stability of the vehicle at speed. Additionally, the inspection includes a scan of the vehicle's on-
27 board diagnostics, and a check for open safety recalls for the vehicle. A vehicle with an
28 unrepaired safety recall identified by the NHTSA shall fail the vehicle safety systems inspection.

1 29. The program requires use of the BAR-Safety Inspection System (BAR-SIS). The
2 BAR-SIS is used by licensed vehicle safety systems technicians to report safety system inspection
3 findings and issue digital certificates of compliance. The BAR-SIS is computer software owned
4 and developed by BAR, and with the BAR's On-Board Diagnostic Inspection System (BAR-OIS)
5 (which is used for Smog Check inspections), is housed on BAR's California Vehicle Inspection
6 System (CAL-VIS). The BAR-SIS consists of a certified Data Acquisition Device (DAD),
7 computer, bar code scanner, and printer. The DAD is an On-Board Diagnostic II (OBD II) scan
8 tool that, when commanded by the BAR-SIS software, retrieves OBD II and safety system data
9 from OBD II equipped vehicles. The DAD is the only BAR-certified component of the BAR-
10 SIS. The BAR-SIS uses its software to communicate with BAR's Vehicle Information Database
11 (VID) through an internet connection. The bar code scanner is used to input inspection
12 information such as the Vehicle Identification Number (VIN), and DMV information. The printer
13 provides a Vehicle Safety Report (VSR) containing inspection results for motorists and a Vehicle
14 Safety Systems Certificate of Compliance number for passing vehicles.

15 30. The BAR-SIS requires the vehicle safety systems technician to indicate if the safety
16 systems and areas of the vehicle requiring inspection have passed or failed the inspection.

17 31. If a safety system passes inspection, the technician shall record the system as passing
18 and follow the BAR-SIS prompts to enter additional system information specific to the vehicle.

19 32. If a safety system fails the inspection, the technician shall record the system as failing
20 and follow the BAR-SIS prompts to enter information about the cause of the failure using drop
21 down menus.

22 33. A vehicle safety systems technician must be biometrically enrolled with BAR and use
23 a biometric device, authenticating their identity, to gain access and report safety system
24 inspection findings in the BAR-SIS. Upon completion of a vehicle safety systems inspection of
25 all required safety systems and areas of the vehicle, pass or fail, the vehicle safety systems
26 technician shall certify under penalty of perjury, under the Laws of the State of California, that
27 they performed the vehicle safety systems inspection in accordance with inspection criteria and
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standards detailed in the VSSI Manual. That certification must be made with a second biometric authentication.

34. Only a licensed vehicle safety systems technician working in a licensed vehicle safety systems inspection station may perform a vehicle safety systems inspection and authorize the issuance of a certificate of compliance. Vehicle safety systems inspections may only be performed only in an area of the station the Bureau has approved during the initial on-site licensing inspection. The inspection area shall be within a building and be large enough to accommodate the types of motor vehicles being inspected. The Bureau shall make an exception to the inspection area requirements by approving a work area adjacent to a building for purposes of inspecting vehicle safety systems on buses, trucks, truck tractors, trailers, and semitrailers during the initial on-site licensing inspection. Any such exception shall be documented on the report of the initial on-site licensing inspection by the Bureau's representative and include a description of location and approximate size of the adjacent work area. Licensed stations and technicians must follow the procedures contained in the Vehicle Safety Systems Inspection Manual.

35. The Bureau has become aware of some technicians circumventing the requirements of the VSSI Program. These technicians are entering false results into the CAL-VIS platform for safety systems without performing bona fide inspections thereby issuing fraudulent Vehicle Safety Systems certificates to vehicles that have not been determined to be in compliance and safe to operate on California roadways.

RESPONDENTS' FRAUDULENT INSPECTIONS

36. On September 29, 2025, and again on October 13, 2025, the Bureau conducted surveillance of the activities at Respondent Varooj & Sons' facility. The surveillances identified that Respondent Varooj & Sons, under the license of Vehicle Safety Systems Technician Haik Mouradian, performed three (3) fraudulent VSSI inspection which resulted in the issuance of three (3) fraudulent Vehicle Safety Systems Certificates of Compliance. The details of those fraudulent inspection are set forth below.

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Fraudulent Inspection #1 – 2022 BMW M8

37. Safety Systems Test Details show that on September 29, 2025, between 1132 hours and 1151 hours, a 2022 BMW M8, VIN #WBSGV0C03NCJ13130, was inspected and Vehicle Safety Systems Certificate of Compliance # JH375373S was issued by Respondent Varooj & Sons under Respondent Haik Mouradian's Vehicle Safety Systems Technician License. However, the Bureau's surveillance reveals that the 2022 BMW M8 was never in the inspection bay during the surveillance period, and at no time did Respondent Haik Mouradian ever raise or lift the 2022 BMW M8 to remove the wheels to inspect or obtain brake measurements as required for both a proper brake system inspection and a proper tire and wheel inspection.¹ Further, at no time did Respondent Haik Mouradian drive the vehicle to perform the required road test for obtaining stopping distance, and at no time was an optical headlight aimer placed in front of the 2022 BMW M8 to check headlamp alignment as required for a proper VSSI inspection. Under these circumstances, Vehicle Safety Systems Certificate of Compliance # JH375373S was fraudulently issued.

Fraudulent Inspection #2 – 2021 StarCraft Travel Trailer

38. Safety Systems Test Details show that on September 29, 2025, between 1259 and 1314 hours, a 2021 vehicle, identified only by its VIN #1SABS0BN2M3YD5118, was inspected and Vehicle Safety Systems Certificate of Compliance # JH375375S was issued by Respondent Varooj & Sons under Respondent Haik Mouradian's Vehicle Safety Systems Technician License. VIN #1SABS0BN2M3YD5118 is assigned to a 2021 StarCraft Travel Trailer that was advertised for sale on the vehicle auction information web site BIDCARS. At 1321 hours, the 2021 StarCraft was seen being towed past Respondent Varooj & Sons' by a black pick-up truck, westbound on Tuxford Street, but at no time during the surveillance period was the 2021 StarCraft present at Varooj & Sons' facility for inspection by Respondent Haik Mouradian.

¹ All 4 wheels must be removed to facilitate the inspection of the wheels themselves, wheel nuts and studs, brake components, and vehicle suspension as described in the VSSI Manual. The VSSI Manual is incorporated by reference in the California Code of Regulations, Title 16, section 3311.1.

Accordingly, Vehicle Safety Systems Certificate of Compliance # JH375375S was fraudulently issued.

Fraudulent Inspection #3– 2021 Mercedes-Benz GLE 350

39. Safety Systems Test Details show that on October 13, 2025, between 1130 and 1149 hours, a 2021 Mercedes-Benz GLE 350, VIN #4JGFB4JB1MA555191, was inspected and Vehicle Safety Systems Certificate of Compliance # UU547438S was issued by Respondent Varooj & Sons under Respondent Haik Mouradian's Vehicle Safety Systems Technician License. Respondent Hrair Mouradian is observed around and inside the 2021 Mercedes-Benz GLE 350 during the inspection period. The Bureau's surveillance reveals that the 2021 Mercedes-Benz GLE 350 was never in the inspection bay during the surveillance period, and at no time did Respondent Haik Mouradian ever raise or lift the 2021 Mercedes-Benz GLE 350 to remove the wheels to inspect or obtain brake measurements as required for both a proper brake system inspection and a proper tire and wheel inspection. Further, at no time did Respondent Haik Mouradian drive the vehicle to perform the required road test for obtaining stopping distance, and at no time at no time was an optical headlight aimer placed in front of the 2021 Mercedes-Benz GLE 350 to check headlamp alignment as required for a proper VSSI inspection. Under these circumstances, Vehicle Safety Systems Certificate of Compliance # UU547438S was fraudulently issued.

Respondent Varooj & Sons

FIRST CAUSE FOR DISCIPLINE

(Untrue or Misleading Statements)

40. Respondent Varooj & Sons' Automotive Repair Dealer Registration is subject to disciplinary action pursuant to Bus. & Prof. Code section 9884.7, subdivision (a)(1), in that it made statements which were known to be untrue or misleading or, which by exercise of reasonable care should have been known to be untrue or misleading, by issuing Vehicle Safety Systems Certificates of Compliance for the three (3) vehicles set forth in paragraphs 37-39 above, certifying that those vehicles were in compliance with applicable laws and regulations when, in fact, those vehicles had not been so inspected. Complainant refers to, and by this reference

1 incorporates, the allegations contained in paragraphs 36 through 39, inclusive, as though set forth
2 fully herein.

3 **SECOND CAUSE FOR DISCIPLINE**

4 **(Fraud)**

5 41. Respondent Varooj & Sons' Automotive Repair Dealer Registration is subject to
6 disciplinary action pursuant to Bus. & Prof. Code section 9884.7, subdivision (a)(4), in that it
7 committed acts that constitute fraud by issuing Vehicle Safety Systems Certificates of
8 Compliance for the three (3) vehicles set forth in paragraphs 37-39 above, without performing
9 bona fide Vehicle Safety Systems Inspections, thereby depriving the People of the State of
10 California of the protection afforded by the VSSI Program. Complainant refers to, and by this
11 reference incorporates, the allegations contained in paragraphs 36 through 39, inclusive, as
12 though set forth fully herein.

13 **THIRD CAUSE FOR DISCIPLINE**

14 **(Material Violation of Automotive Repair Act)**

15 42. Respondent Varooj & Sons' Automotive Repair Dealer Registration is subject to
16 disciplinary action pursuant to Bus. & Prof. Code section 9884.7, subdivision (a)(6), in that it
17 failed in a "material respect to comply with the provisions of this chapter or regulations adopted
18 pursuant to it" when issuing Vehicle Safety Systems Certificates of Compliance for the three (3)
19 vehicles set forth in paragraphs 37-39 above, without performing bona fide Vehicle Safety
20 Systems Inspections, thereby depriving the People of the State of California of the protection
21 afforded by the VSSI Program. Complainant refers to, and by this reference incorporates, the
22 allegations contained in paragraphs 36 through 39, inclusive, as though set forth fully herein.

23 **FOURTH CAUSE FOR DISCIPLINE**

24 **(Material Violation of Bureau Regulations)**

25 43. Respondent Varooj & Sons' Automotive Repair Dealer Registration is subject to
26 disciplinary action pursuant to Bus. & Prof. Code section 9884.7, subdivision (a)(6), in that, with
27 respect to the three (3) fraudulent Vehicle Safety Systems Inspections set forth in paragraphs 37-
28 39, above, Respondent violated the following sections of title 16 of the CCR:

1 a. **Section 3311.1, subdivision (c):** Respondent failed to perform Vehicle Safety
2 Systems Inspections in accordance with the requirements and procedures prescribed in the
3 document entitled “Vehicle Safety Systems Inspection Manual.”

4 b. **Section 3311.1, subdivision (e):** Respondent failed to perform Vehicle Safety
5 Systems Inspections only in an area of the station approved by the Bureau during its initial on-site
6 licensing inspection.

7 c. **Section 3311.2, subdivision (b):** Respondent failed to ensure that all Vehicle Safety
8 Systems Inspections performed at its station complied with the VSSI Program standards and
9 criteria set forth in the Automotive Repair Act and regulations enacted pursuant thereto.

10 d. **Section 3311.3, subdivision (d)(1):** Respondent issued certificates of compliance to
11 vehicles that had not passed a vehicle safety systems inspection performed in accordance with
12 VSSI Program regulations.

13 e. **Section 3373:** Respondent withheld and/or inserted information in estimates,
14 invoices, or work orders, or records required to be maintained by California Code of Regulations,
15 title 16, section 3340.15(e), that caused the documents to be false or misleading.

16 Complainant refers to, and by this reference incorporates, the allegations contained in
17 paragraphs 36 through 39, inclusive, as though set forth fully herein.

18 **FIFTH CAUSE FOR DISCIPLINE**

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

20 44. Respondent Varooj & Sons’ Vehicle Safety Systems Station License is subject to
21 disciplinary action pursuant to Bus. & Prof. Code section 9889.3, subdivision (d), in that it
22 committed acts involving dishonesty, fraud, or deceit whereby another was injured by issuing
23 Vehicle Safety Systems Certificates of Compliance to the three (3) vehicles set forth in
24 paragraphs 37-39, above, without performing bona fide Vehicle Safety Systems Inspections on
25 those vehicles, thereby depriving the People of the State of California of the protection afforded
26 by the VSSI Program. Complainant refers to, and by this reference incorporates, the allegations
27 contained in paragraphs 36 through 39, inclusive, as though set forth fully herein.

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1 **SIXTH CAUSE FOR DISCIPLINE**

2 **(Unlawful Issuance of Certificate of Compliance)**

3 45. Respondent Varooj & Sons' Vehicle Safety Systems Station License is subject to
4 disciplinary action pursuant to Bus. & Prof. Code section 9889.3, subdivisions (a) and (h), in
5 conjunction with Bus & Prof. Code section 9888.6, subdivision (a), in that it unlawfully issued
6 Vehicle Safety Systems Certificates of Compliance to the three (3) vehicles set forth in
7 paragraphs 37-39, above, by failing to properly inspect those vehicles to determine if their safety
8 systems conformed with the inspection criteria and standards adopted by the Director.
9 Complainant refers to, and by this reference incorporates, the allegations contained in paragraphs
10 36 through 39, inclusive, as though set forth fully herein.

11 **SEVENTH CAUSE FOR DISCIPLINE**

12 **(Violation of Bureau Regulations)**

13 46. Respondent Varooj & Sons' Vehicle Safety Systems Station License is subject to
14 disciplinary action pursuant to Bus. & Prof. Code section 9889.3, subdivision (c), in that, with
15 respect to the three (3) fraudulent Vehicle Safety Systems Inspections set forth in paragraphs 37-
16 39, above, Respondent violated the following sections of title 16 of the CCR:

17 a. **Section 3311.1, subdivision (c)**: Respondent failed to perform Vehicle Safety
18 Systems Inspections in accordance with the requirements and procedures prescribed in the
19 document entitled "Vehicle Safety Systems Inspection Manual."

20 b. **Section 3311.1, subdivision (e)**: Respondent failed to perform Vehicle Safety
21 Systems Inspections only in an area of the station approved by the Bureau during its initial on-site
22 licensing inspection.

23 c. **Section 3311.2, subdivision (b)**: Respondent failed to ensure that all Vehicle Safety
24 Systems Inspections performed at its station complied with the VSSI Program standards and
25 criteria set forth in the Automotive Repair Act and regulations enacted pursuant thereto.

26 d. **Section 3311.3, subdivision (d)(1)**: Respondent issued certificates of compliance to
27 vehicles that had not passed a vehicle safety systems inspection performed in accordance with
28 VSSI Program regulations.

1 e. **Section 3373**: Respondent withheld and/or inserted information in estimates,
2 invoices, or work orders, or records required to be maintained by California Code of Regulations,
3 title 16, section 3340.15(e), that caused the documents to be false or misleading.

4 Complainant refers to, and by this reference incorporates, the allegations contained in
5 paragraphs 36 through 39, inclusive, as though set forth fully herein.

6 **EIGHTH CAUSE FOR DISCIPLINE**

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

8 47. Respondent Varooj & Sons' Smog Check Test and Repair Station License is
9 subject to disciplinary action pursuant to Health & Saf. Code section 44072.2, subdivision (d), in
10 that it committed acts involving dishonesty, fraud, or deceit whereby another was injured by
11 issuing Vehicle Safety Systems Certificates of Compliance to the three (3) vehicles set forth in
12 paragraphs 37-39, above, without performing bona fide Vehicle Safety Systems Inspections on
13 those vehicles, thereby depriving the People of the State of California of the protection afforded
14 by the VSSI Program. Complainant refers to, and by this reference incorporates, the allegations
15 contained in paragraphs 36 through 39, inclusive, as though set forth fully herein.

16 ***Respondent Haik Mouradian***

17 **NINTH CAUSE FOR DISCIPLINE**

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

19 48. Respondent Haik Mouradian's Vehicle Safety Systems Inspector License is subject to
20 disciplinary action pursuant to Bus. & Prof. Code section 9889.3, subdivision (d), in that he
21 committed acts involving dishonesty, fraud, or deceit whereby another was injured by causing the
22 issuance of Vehicle Safety Systems Certificates of Compliance to the three (3) vehicles set forth
23 in paragraphs 37-39, above, without performing bona fide Vehicle Safety Systems Inspections on
24 those vehicles, thereby depriving the People of the State of California of the protection afforded
25 by the VSSI Program. Complainant refers to, and by this reference incorporates, the allegations
26 contained in paragraphs 36 through 39, inclusive, as though set forth fully herein.

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1 e. **Section 3373:** Respondent withheld and/or inserted information in estimates,
2 invoices, or work orders, or records required to be maintained by California Code of Regulations,
3 title 16, section 3340.15(e), that caused the documents to be false or misleading.

4 Complainant refers to, and by this reference incorporates, the allegations contained in
5 paragraphs 36 through 39, inclusive, as though set forth fully herein.

6 **TWELFTH CAUSE FOR DISCIPLINE**

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

8 51. Respondent Haik Mouradian's Smog Check Inspector License and Smog Check
9 Repair Technician License are subject to disciplinary action pursuant to Health & Saf. Code
10 section 44072.2, subdivision (d), in that he committed acts involving dishonesty, fraud, or deceit
11 whereby another was injured by causing the issuance of Vehicle Safety Systems Certificates of
12 Compliance to the three (3) vehicles set forth in paragraphs 37-39, above, without performing
13 bona fide Vehicle Safety Systems Inspections on those vehicles, thereby depriving the People of
14 the State of California of the protection afforded by the VSSI Program. Complainant refers to,
15 and by this reference incorporates, the allegations contained in paragraphs 36 through 39,
16 inclusive, as though set forth fully herein.

17 ***Respondent Hrair Mouradian***

18 **THIRTEENTH CAUSE FOR DISCIPLINE**

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

20 52. Respondent Hrair Mouradian's Smog Check Inspector License is subject to
21 disciplinary action pursuant to Health & Saf. Code section 44072.2, subdivision (d), in that he
22 committed acts involving dishonesty, fraud, or deceit whereby another was injured by
23 participating in Fraudulent Inspection #3, described above, which led to the issuance of a
24 fraudulent Vehicle Safety Systems Certificate of Compliance, thereby depriving the People of the
25 State of California of the protection afforded by the VSSI Program. Complainant refers to, and
26 by this reference incorporates, the allegations contained in paragraphs 36 through 39, inclusive, as
27 though set forth fully herein.

1 **OTHER MATTERS**

2 53. Section 9884.7, subdivision (c), of the BPC states that “the director may suspend,
3 revoke, or place on probation the registration for all places of business operated in this state by an
4 automotive repair dealer upon a finding that the automotive repair dealer has, or is, engaged in a
5 course of repeated and willful violations of this chapter, or regulations adopted pursuant to.”

6 54. Section 9889.9 of the BPC states that “[w]hen any license has been revoked or
7 suspended following a hearing under the provisions of this article, any additional license issued
8 under Article 6.5 (commencing with Section 9888.5) in the name of the licensee may be likewise
9 revoked or suspended by the director.

10 55. Section 44072.8 of the HSC states that when a license has been revoked or suspended
11 following a hearing, any additional license issued under the Motor Vehicle Inspection Program
12 (Health & Saf. Code Sec. 44000, et seq.) in the name of the licensee may be likewise revoked or
13 suspended by the director.

14 **DISCIPLINARY CONSIDERATIONS**

15 56. For purposes of determining the appropriate level of discipline to be imposed,
16 Complainant alleges:

- 17 a. Pursuant to the Decision and Order *In the Matter of the Accusation Against Varooj &*
18 *Sons Inc., dba Aya Smog and Auto Repair* (Case No. 77/19-17944), effective December
19 31, 2020 , Respondent Varooj & Sons Inc.’s Brake Station License and Lamp Station
20 License were revoked, and its Automotive Repair Dealer Registration and Smog Check,
21 Test and Repair Station, License were suspended for seven (7) days and placed on
22 probation for a period of four (4) years.
- 23 b. Pursuant to the Decision and Order *In the Matter of the Accusation Against Smog Ease*
24 *Test Only Center, Haik Mouradian, Owner, et al.* (Case No. 79/08-51), effective May
25 11, 2009, Respondent’s Haik Mouradian’s Automotive Repair Dealer Registration,
26 Smog Check Station License and Smog Check Technician License were revoked.
- 27 c. Pursuant to the Decision and Order *In the Matter of the Statement of Issues Against*
28 *Haik Mouradian* (Case No. 79/16-05s), effective April 14, 2016, Respondent Haik

1 Mouradian was issued a Smog Check Inspector License that was immediately revoked,
2 revocation stayed, and placed on probation for a period of one (1) year.

3 **PRAYER**

4 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
5 and that following the hearing, the Director of the Department of Consumer Affairs issue a
6 decision:

- 7 1. Revoking or suspending Automotive Repair Dealer Registration Number ARD
8 232315, issued to Varooj & Sons, Inc., dba Aya Smog and Auto Repair;
- 9 2. Revoking or suspending Vehicle Safety Systems Station License Number VS 232315,
10 issued to Respondent Varooj & Sons, Inc., dba Aya Smog and Auto Repair;
- 11 3. Revoking or suspending Smog Check, Test-and-Repair, Station License Number RC
12 232315, issued to Varooj & Sons, Inc., dba Aya Smog and Auto Repair;
- 13 4. Revoking or suspending Vehicle Safety System Technician License Number ST
14 639216, issued to Haik Mouradian;
- 15 5. Revoking or suspending Smog Check Inspector License No. EO 639216, issued to
16 Haik Mouradian;
- 17 6. Revoking or suspending Smog Check Repair Technician License EI 639216, issued
18 to Haik Mouradian;
- 19 7. Revoking or suspending Smog Check Inspector License No. EO 630871, issued to
20 Hrair Mouradian;
- 21 8. Revoking or suspending any and all additional Automotive Repair Dealer
22 Registrations issued in the name of Varooj & Sons, Inc. pursuant to section 9884.7, subdivision
23 (c), of the Business and Professions Code;
- 24 9. Revoking or suspending any and all additional licenses issued under Article 6.5 of
25 Chapter 20.3 of Division 3 of the Business and Professions Code in the names of Varooj & Sons
26 Inc., Hrair Mouradian and Haik Mouradian pursuant to section 9889.9 of the Business and
27 Professions Code;
- 28

1 10. Revoking or suspending any and all licenses issued under the Motor Vehicle
2 Inspection Program (Health & Saf. Code Sec. 44000, et seq.) in the names of Varooj & Sons,
3 Inc., Hrair Mouradian and Haik Mouradian pursuant to section 44072.8 of the Health and Safety
4 Code;

5 11. Ordering Varooj & Sons Inc., Hrair Mouradian and Haik Mouradian to pay the
6 Bureau of Automotive Repair the reasonable costs of the investigation and enforcement of this
7 case, pursuant to Business and Professions Code section 125.3 and if placed on probation, the
8 costs of probation monitoring; and

9 12. Taking such other and further action as deemed necessary and proper.

10 Dated: As of Digital Signature Date

Dorais,
Patrick@DCA

Digitally signed by
Dorais, Patrick@DCA
Date: 2026.08.03 16:53:45
-07'00'

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

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16 Accusation.docx