

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

In the Matter of the Accusation Against:

**ALS AUTO CLINIC; ALI SAKHA**  
6615 N. Blackstone #110  
Fresno, CA 93710

Automotive Repair Dealer Registration No.  
ARD 236758  
Smog Check Station License No.  
RC 236758

Respondent.

Case No. 77/13-21

OAH No. 2013080090

**DECISION**

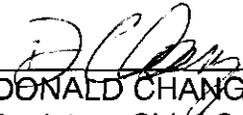
The attached Stipulated Settlement and Disciplinary Order is hereby accepted and adopted as the Decision of the Director of the Department of Consumer Affairs in the above-entitled matter. The following typographical error is noted:

Page 1, case caption: The street name "Blackstone" is corrected to read "N. Blackstone."

The suspension of Automotive Repair Dealer Registration No. ARD 236758 and Smog Check Station License No. RC 236758 shall commence on the effective date of this Decision.

This Decision shall become effective May 28, 2014.

DATED: MAY 07 2014

  
\_\_\_\_\_  
DONALD CHANG  
Assistant Chief Counsel  
Department of Consumer Affairs

1 KAMALA D. HARRIS  
Attorney General of California  
2 JANICE K. LACHMAN  
Supervising Deputy Attorney General  
3 LORRIE M. YOST  
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 Accusation Against:

13 **ALS AUTO CLINIC; ALI SAKHA**  
14 **6615 Blackstone #110**  
15 **Fresno, CA 93710**  
16 **Automotive Repair Dealer Registration No.**  
17 **ARD 236758**  
18 **Smog Check Station License No. RC 236758**

Respondent.

Case No. 77/13-21

OAH No. 2013080090

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

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 Lorrie M. Yost, Deputy Attorney General.

25 2. Respondent Als Auto Clinic; Ali Sakha ("Respondent") is represented in this  
26 proceeding by attorney William Ferreira, whose address is: 582 Market Street, Suite 1608, San  
27 Francisco, CA 94104.

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1 court review of an adverse decision; and all other rights accorded by the California  
2 Administrative Procedure Act and other applicable laws.

3 9. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
4 every right set forth above.

5 CULPABILITY

6 10. Respondent admits the truth of each and every charge and allegation in Accusation  
7 No. 77/13-21.

8 11. Respondent agrees that his Automotive Repair Dealer Registration is subject to  
9 discipline and he agrees to be bound by the Director's probationary terms as set forth in the  
10 Disciplinary Order below.

11 CONTINGENCY

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

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

26 14. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an  
27 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
28 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,

1 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary  
2 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a  
3 writing executed by an authorized representative of each of the parties.

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

7 **DISCIPLINARY ORDER**

8 IT IS HEREBY ORDERED that Automotive Repair Dealer Registration No. ARD 236758,  
9 and Smog Check Station License No. RC 236758 issued to Respondent Als Auto Clinic; Ali  
10 Sakha (Respondent) are revoked. However, the revocation is stayed and Respondent is placed on  
11 probation for three (3) years on the following terms and conditions.

12 1. **Actual Suspension.** Automotive Repair Dealer Registration No. ARD 236758 issued  
13 to Respondent Als Auto Clinic is suspended for 5 days. In addition, Smog Check Station License  
14 No. RC 236758 issued to Respondent Als Auto Clinic is suspended for 5 consecutive days  
15 beginning on the effective date of this decision.

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

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

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

26 5. **Report Financial Interest.** Within 30 days of the effective date of this action, report  
27 any financial interest which any partners, officers, or owners of the Respondent facility may have

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1 in any other business required to be registered pursuant to Section 9884.6 of the Business and  
2 Professions Code.

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

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

9       **8. Violation of Probation.** Should the Director of Consumer Affairs determine that  
10 Respondent has failed to comply with the terms and conditions of probation, the Department may,  
11 after giving notice and opportunity to be heard, temporarily or permanently invalidate the  
12 registration.

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

18       **10. Cost Recovery.** Payment to the Bureau of cost recovery in the amount of  
19 \$10,736.49, shall be payable in twenty four (24) equal installments with the final payment due  
20 twelve (12) months before the termination of probation. Failure to complete payment of cost  
21 recovery within this time frame shall constitute a violation of probation which may subject  
22 Respondent's license and registration to outright revocation; however, the Director or the  
23 Director's Bureau of Automotive Repair designee may elect to continue probation until such time  
24 as reimbursement of the entire cost recovery amount has been made to the Bureau.

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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, William Ferreira. I understand the stipulation and the effect it will have on my Automotive Repair Dealer Registration, and Smog Check Station 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: 2-7-14   
ALS AUTO CLINIC; ALI SAKHA  
Respondent

I have read and fully discussed with Respondent Als Auto Clinic; Ali Sakha the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 2/7/14   
William Ferreira  
Attorney for Respondent

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ENDORSEMENT

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

Dated: *March 14, 2014*

Respectfully submitted,

KAMALA D. HARRIS  
Attorney General of California  
JANICE K. LACHMAN  
Supervising Deputy Attorney General

*Lorrie M. Yost*  
LORRIE M. YOST  
Deputy Attorney General  
*Attorneys for Complainant*

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**Exhibit A**

**Accusation No. 77/13-21**

1 KAMALA D. HARRIS  
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2 JANICE K. LACHMAN  
Supervising Deputy Attorney General  
3 LORRIE M. YOST  
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7 *Attorneys for Complainant*

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10 **FOR THE BUREAU OF AUTOMOTIVE REPAIR**  
11 **STATE OF CALIFORNIA**

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Case No. 77/13-21

13 **ALS AUTO CLINIC**  
14 **ALI SAKHA, OWNER**  
15 **6615 N. Blackstone, #110**  
16 **Fresno, CA 93710**

**A C C U S A T I O N**

17 **Automotive Repair Dealer Reg. No. ARD 236758**  
**Smog Check Station License No. RC 236758**

Respondent.

18 Complainant alleges:

19 **PARTIES**

20 1. John Wallauch ("Complainant") brings this Accusation solely in his official capacity  
21 as the Chief of the Bureau of Automotive Repair ("Bureau"), Department of Consumer Affairs.

22 2. In or about 2004, the Director of Consumer Affairs ("Director") issued Automotive  
23 Repair Dealer Registration Number ARD 236758 ("registration") to Ali Sakha ("Respondent"),  
24 owner of Als Auto Clinic. Respondent's registration was in full force and effect at all times  
25 relevant to the charges brought herein and will expire on December 31, 2012, unless renewed.

26 3. On or about March 16, 2009, the Director issued Smog Check Station License Number RC  
27 236758 to Respondent. Respondent's smog check station license was in full force and effect at all

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1 times relevant to the charges brought herein and will expire on December 31, 2012, unless  
2 renewed.

3 **JURISDICTION**

4 4. Business and Professions Code ("Bus. & Prof. Code") section 9884.7 provides that  
5 the Director may revoke an automotive repair dealer registration.

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

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

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

17 **STATUTORY AND REGULATORY PROVISIONS**

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

19 (a) The director, where the automotive repair dealer cannot show there  
20 was a bona fide error, may deny, suspend, revoke or place on probation the  
21 registration of an automotive repair dealer for any of the following acts or omissions  
22 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.

23 (1) Making or authorizing in any manner or by any means whatever any  
24 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.

25 . . . .

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

27 (4) Any other conduct that constitutes fraud.

28 . . . .

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

2 9. Bus. & Prof. Code section 9884.7, subdivision (c), states, in pertinent part, that the  
3 Director may suspend, revoke or place on probation the registration for all places of business  
4 operated in this state by an automotive repair dealer upon a finding that the automotive repair  
5 dealer has, or is, engaged in a course of repeated and willful violations of the laws and regulations  
6 pertaining to an automotive repair dealer.

7 10. Bus. & Prof. Code section 9884.9, subdivision (a), states, in pertinent part:

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

23 11. Bus. & Prof. Code section 22, subdivision (a), states:

24 "Board" as used in any provision of this Code, refers to the board in  
25 which the administration of the provision is vested, and unless otherwise expressly  
26 provided, shall include "bureau," "commission," "committee," "department,"  
27 "division," "examining committee," "program," and "agency."

28 12. Bus. & Prof. Code section 477, subdivision (b), states, in pertinent part, that a  
"license" includes "registration" and "certificate."

13. Health & Saf. Code section 44072.2 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, does any of the following:

.....

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

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1 14. Health & Saf. Code section 44072.8 states that when a license has been revoked or  
2 suspended following a hearing under this article, any additional license issued under this chapter  
3 in the name of the licensee may be likewise revoked or suspended by the director.

4 15. California Code of Regulations, title 16, section ("Regulation") 3303, subdivision (j),  
5 states:

6 "Authorization" means consent. Authorization shall consist of the  
7 customer's signature on the work order, taken before repair work begins.  
8 Authorization shall be valid without the customer's signature only when oral or  
9 electronic authorization is documented in accordance with applicable sections of  
10 these regulations.

11 16. Regulation 3356 states, in pertinent part:

12 (a) All invoices for service and repair work performed, and parts  
13 supplied, as provided for in Section 9884.8 of the Business and Professions Code,  
14 shall comply with the following:

15 . . . .

16 (2) The invoice shall separately list, describe and identify all of the  
17 following:

18 (A) All service and repair work performed, including all diagnostic and  
19 warranty work, and the price for each described service and repair.

20 (B) Each part supplied, in such a manner that the customer can  
21 understand what was purchased, and the price for each described part. The description  
22 of each part shall state whether the part was new, used, reconditioned, rebuilt, or an  
23 OEM crash part, or a non-OEM aftermarket crash part . . .

24 **COST RECOVERY**

25 17. Bus. & Prof. Code section 125.3 provides, in pertinent part, that a Board may request  
26 the administrative law judge to direct a licentiate found to have committed a violation or  
27 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation  
28 and enforcement of the case.

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1 b. Respondent falsely represented to the operator following the brake repairs on the  
2 Bureau's 2000 Pontiac Trans Am that the front brake rotors had too many "hot spots" and could  
3 not be machined.

4 **SECOND CAUSE FOR DISCIPLINE**

5 **(Fraud)**

6 22. Respondent's registration is subject to disciplinary action pursuant to Bus. & Prof.  
7 Code section 9884.7, subdivision (a)(4), in that Respondent committed an act constituting fraud,  
8 as follows: Respondent made a false or misleading representation to the operator regarding the  
9 condition of the front brake rotors on the Bureau's 2000 Pontiac Trans Am, as set forth in  
10 subparagraph 21 (a) above, in order to induce the operator to authorize and pay for an  
11 unnecessary repair on the vehicle, then sold the operator the unnecessary repair, the replacement  
12 of the front brake rotors.

13 **THIRD CAUSE FOR DISCIPLINE**

14 **(Failure to Provide Customer with Copy of Signed Document)**

15 23. Respondent's registration is subject to disciplinary action pursuant to Bus. & Prof.  
16 Code section 9884.7, subdivision (a)(3), in that Respondent failed to provide the operator with a  
17 copy of the estimate for the brake inspection on the Bureau's 2000 Pontiac Trans Am as soon as  
18 the operator signed the document.

19 **FOURTH CAUSE FOR DISCIPLINE**

20 **(Violations of Regulations)**

21 24. Respondent's registration is subject to disciplinary action pursuant to Bus. & Prof.  
22 Code section 9884.7, subdivision (a)(6), in that Respondent failed to comply with Regulation  
23 3356, subdivision (a)(2)(B), in a material respect, as follows: Respondent failed to state on the  
24 invoice whether the front brake pads and rotors on the Bureau's 2000 Pontiac Trans Am were  
25 new, used, reconditioned, or rebuilt.

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1 **SIXTH CAUSE FOR DISCIPLINE**

2 **(Violations of the Bus. & Prof. Code)**

3 30. Respondent's registration is subject to disciplinary action pursuant to Bus. & Prof.  
4 Code section 9884.7, subdivision (a)(6), in that Respondent failed to comply with section 9884.9,  
5 subdivision (a), in the following material respects:

6 a. Respondent failed to provide the operator with a written estimate for the brake  
7 inspection on the Bureau's 1996 Toyota Camry, and failed to have the operator sign a work order  
8 authorizing the inspection.

9 b. Respondent failed to obtain the operator's authorization for the replacement of the  
10 front brake rotors on the Bureau's 1996 Toyota Camry.

11 c. Respondent failed to document on the invoice the operator's authorization for  
12 replacement of the front brake pads on the Bureau's 1996 Toyota Camry.

13 **SEVENTH CAUSE FOR DISCIPLINE**

14 **(Violations of Regulations)**

15 31. Respondent's registration is subject to disciplinary action pursuant to Bus. & Prof.  
16 Code section 9884.7, subdivision (a)(6), in that Respondent failed to comply with Regulation  
17 3356, subdivision (a)(2)(B), in a material respect, as follows: Respondent failed to state on the  
18 invoice whether the front brake pads and rotors on the Bureau's 1996 Toyota Camry were new,  
19 used, reconditioned, or rebuilt.

20 **UNDERCOVER OPERATION #3: 1995 FORD EXPLORER**

21 32. On October 18, 2011, an undercover operator with the Bureau ("operator") had the  
22 Bureau's 1995 Ford Explorer towed to Respondent's facility (the operator rode to the facility with  
23 the tow truck driver). The front brake pads on the Bureau-documented vehicle were worn and in  
24 need of replacement and the fuel pump inertia switch was disconnected, preventing the vehicle  
25 from starting. The operator met with Respondent and asked him to diagnose the no start  
26 condition and inspect the brakes on the vehicle. Respondent told the operator that there was no  
27 charge for the inspection, but the diagnosis would cost \$70. The operator signed and received a  
28 copy of a written estimate for the diagnosis and inspection and left the facility.

1 33. At approximately 1600 hours that same day, Respondent called the operator and told  
2 her that the vehicle needed rear brake pads and a fuel pump and that the repairs would cost \$637  
3 (labor and parts). After the operator agreed to the price, Respondent told her that the repairs *were*  
4 *already completed.*

5 34. On October 20, 2011, the operator went to the facility, paid Respondent \$665.40 for  
6 the repairs, and received a copy of an invoice. The invoice indicated that front brake pads and  
7 fuel pump were replaced on the vehicle. The operator asked Respondent if the rear brakes were  
8 bad. Respondent told the operator that his previous statement was a mistake and that the front  
9 brake pads needed replacement, not the rear brake pads. The operator then asked Respondent  
10 about the condition of the front brake rotors. Respondent told the operator that the rotors needed  
11 machining.

12 35. On October 24, 2011, the Bureau inspected the vehicle using the invoice for  
13 comparison and found that the fuel pump inertia switch had been reconnected, although that  
14 repair had not been recorded on the invoice. The Bureau also found that Respondent performed  
15 an unnecessary repair on the vehicle and had not machined the front brake rotors.

### 16 **EIGHTH CAUSE FOR DISCIPLINE**

#### 17 **(Untrue or Misleading Statements)**

18 36. Respondent's registration is subject to disciplinary action pursuant to Bus. & Prof.  
19 Code section 9884.7, subdivision (a)(1), in that Respondent made or authorized statements which  
20 he knew or in the exercise of reasonable care should have known to be untrue or misleading, as  
21 follows:

22 a. Respondent represented to the operator following the repairs on the Bureau's 1995  
23 Ford Explorer that the vehicle needed a fuel pump. In fact, the fuel pump assembly was new, was  
24 in good condition, and was not in need of servicing or replacement at the time the vehicle was  
25 taken to Respondent's facility.

26 b. Respondent represented to the operator following the repairs on the Bureau's 1995  
27 Ford Explorer that the front brake rotors had been machined. In fact, the front brake rotors had  
28 not been resurfaced or machined, sanded, or cleaned.

1 **NINTH CAUSE FOR DISCIPLINE**

2 **(Fraud)**

3 37. Respondent's registration is subject to disciplinary action pursuant to Bus. & Prof.  
4 Code section 9884.7, subdivision (a)(4), in that Respondent committed an act constituting fraud,  
5 as follows: Respondent replaced the fuel pump assembly on the Bureau's 1995 Ford Explorer  
6 without the operator's knowledge or authorization. Further, the fuel pump assembly was not in  
7 need of replacement, as set forth in subparagraph 36 (a) above.

8 **TENTH CAUSE FOR DISCIPLINE**

9 **(Violations of the Bus. & Prof. Code)**

10 38. Respondent's registration is subject to disciplinary action pursuant to Bus. & Prof.  
11 Code section 9884.7, subdivision (a)(6), in that Respondent failed to comply with section 9884.9,  
12 subdivision (a), in a material respect, as follows: Respondent failed to obtain the operator's  
13 authorization for the replacement of the front brake pads and fuel pump assembly on the Bureau's  
14 1995 Ford Explorer.

15 **ELEVENTH CAUSE FOR DISCIPLINE**

16 **(Violations of Regulations)**

17 39. Respondent's registration is subject to disciplinary action pursuant to Bus. & Prof.  
18 Code section 9884.7, subdivision (a)(6), in that Respondent failed to comply with Regulation  
19 3356, subdivisions (a)(2)(A) and (a)(2)(B), in the following material respects:

20 a. **Subdivision (a)(2)(A):** Respondent failed to record on the invoice the repair of the  
21 fuel pump inertia switch on the Bureau's 1995 Ford Explorer.

22 b. **Subdivision (a)(2)(B):** Respondent failed to state on the invoice whether the front  
23 brake pads and fuel pump assembly on the Bureau's 1995 Ford Explorer were new, used,  
24 reconditioned, or rebuilt.

25 **TWELFTH CAUSE FOR DISCIPLINE**

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

27 40. Respondent's smog check station license is subject to disciplinary action pursuant to  
28 Health & Saf. Code section 44072.2, subdivision (d), in that Respondent committed dishonest;

1 fraudulent, or deceitful acts whereby another was injured, as set forth in paragraphs 22 and 37  
2 above.

3 **OTHER MATTERS**

4 41. Pursuant to Bus. & Prof. Code section 9884.7, subdivision (c), the Director may  
5 suspend, revoke, or place on probation the registration for all places of business operated in this  
6 state by Respondent Ali Sakha, owner of Als Auto Clinic, upon a finding that Respondent has, or  
7 is, engaged in a course of repeated and willful violations of the laws and regulations pertaining to  
8 an automotive repair dealer.

9 42. Pursuant to Health & Saf. Code section 44072.8, if Smog Check Station License  
10 Number RC 236758, issued to Ali Sakha, owner of Als Auto Clinic, is revoked or suspended, any  
11 additional license issued under this chapter in the name of said licensee may be likewise revoked  
12 or suspended by the director.

13 **PRAYER**

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

- 16 1. Revoking or suspending Automotive Repair Dealer Registration Number ARD  
17 236758, issued to Ali Sakha, owner of Als Auto Clinic;
- 18 2. Revoking or suspending any other automotive repair dealer registration issued to Ali  
19 Sakha;
- 20 3. Revoking or suspending Smog Check Station License Number RC 236758, issued to  
21 Ali Sakha, owner of Als Auto Clinic;
- 22 4. Revoking or suspending any additional license issued under Chapter 5 of the Health  
23 and Safety Code in the name of Ali Sakha;
- 24 5. Ordering Ali Sakha, owner of Als Auto Clinic, to pay the Director of Consumer  
25 Affairs the reasonable costs of the investigation and enforcement of this case, pursuant to  
26 Business and Professions Code section 125.3;

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

DATED: November 16, 2012

John Wallauch by 

JOHN WALLAUCH  
Chief  
Bureau of Automotive Repair  
Department of Consumer Affairs  
State of California  
*Complainant*

SA2012105058