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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. 77/24 - 4969

13 **VOLODYA KHACHIKYAN, DBA VALS**
14 **AUTO**
100 S. Chevy Chase Dr.
Glendale, CA 91205

ACCUSATION

15 **Automotive Repair Dealer Registration No.**
16 **ARD 260162**
17 **Smog Check, Test-and Repair, Station**
18 **License No. RC 260162**
19 **Vehicle Safety Systems Station License No.**
20 **VS 260162**

21 **and**

22 **VOLODYA KHACHIKYAN**
23 **9350 Skyview Ter.**
24 **Tujunga, CA 91042**

25 **Smog Check Inspector License No. EO**
26 **43154**
27 **Smog Check Repair Technician License No.**
28 **EI 43154**
Vehicle Safety Technician License No. ST
043154

Respondents.

PARTIES

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

2. On or about December 8, 2009, Bureau of Automotive Repair issued Automotive Repair Dealer Registration Number ARD 260162 to Volodya Khachikyan, dba Vals Auto (Respondent Vals Auto). The Automotive Repair Dealer Registration will expire on November 30, 2026, unless renewed.

3. On or about December 22, 2009, Bureau of Automotive Repair issued Smog Check, Test-and Repair, Station License Number RC 260162 to Volodya Khachikyan, dba Vals Auto (Respondent Vals Auto). The Smog Check, Test-and Repair, Station License will expire on November 30, 2026, unless renewed.

4. On or about July 3, 2024, Bureau of Automotive Repair issued Vehicle Safety Systems Station (VS) License Number VS 260162 to Volodya Khachikyan, dba Vals Auto (Respondent Vals Auto), which will expire on November 30, 2026, unless renewed.

5. On or about August 9, 2012, Bureau of Automotive Repair issued Smog Check Inspector License Number EO 43154 to Volodya Khachikyan (Respondent Khachikyan). The Smog Check Inspector License was in full force and effect at all times relevant to the charges brought herein and will expire on August 31, 2026, unless renewed.

6. On or about August 9, 2012, Bureau of Automotive Repair issued Smog Check Repair Technician License Number EI 43154 to Volodya Khachikyan (Respondent Khachikyan). The Smog Check Repair Technician License was in full force and effect at all times relevant to the charges brought herein and will expire on August 31, 2026, unless renewed.

7. On or about May 9, 2024, Bureau of Automotive Repair issued Vehicle Safety Technician (ST) License Number ST 43154 to Volodya Khachikyan (Respondent Khachikyan), which expires on August 31, 2026, unless renewed.

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JURISDICTION

8. This Accusation is brought before the Director of the Department of Consumer Affairs (Director) for the Bureau of Automotive Repair, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

9. Business and Professions Code (“Bus. & Prof. Code”) section 9889.1 provides, in relevant part, that any license issued pursuant to Article 6.5, may be suspended or revoked by the director.

10. Bus. & Prof. Code section 9889.7 of the Code provides, in pertinent part, that the expiration or suspension of a license by operation of law or by order or decision of the Director or a court of law, or the voluntary surrender of a license shall not deprive the Director of jurisdiction to proceed with any disciplinary proceedings.

11. Bus. & Prof. Code section 9884.7 provides that the Director may revoke an automotive repair dealer registration.

12. 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.

13. 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.

14. 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

15. Section 9884.7 of the Code states:

(a) The director, where 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

1 dealer for any of the following acts or omissions related to the conduct of the business of the
2 automotive repair dealer, which are done by the automotive repair dealer or any automotive
3 technician, employee, partner, officer, or member of the automotive repair dealer.

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

7

8 (4) Any other conduct which constitutes fraud.

9 (5) Conduct constituting gross negligence.

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

12 16. Section 9889.3 of the Code states:

13 The director may suspend, revoke, or take other disciplinary action against a license as
14 provided in this article [Article 7 (commencing with section 9889.1) of Chapter 20.3 of Division
15 3 of the Business and Professions Code] if the licensee or any partner, officer, or director thereof:

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

18

19 (c) Violates any of the regulations promulgated by the director pursuant to this chapter [the
20 Automotive Repair Act].

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

22

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

25 17. Section 9889.16 of the Code states:

26 Whenever a licensed adjuster in a licensed station upon an inspection or after an
27 adjustment, made in conformity with the instructions of the bureau, determines that the lamps or
28 the brakes upon any vehicle conform with the requirements of the Vehicle Code, he shall, when

1 requested by the owner or driver of the vehicle, issue a certificate of adjustment on a form
2 prescribed by the director, which certificate shall contain the date of issuance, the make and
3 registration number of the vehicle, the name of the owner of the vehicle, and the official license
4 of the station.

5 18. Section 9889.22 of the Code states:

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

10 19. Section 9887.4 of the Code states:

11 It is unlawful to violate any regulation adopted by the director pursuant to Articles 5, 6, and
12 7 of this chapter.

13 20. Health & Saf. Code section 44072.2, subdivision (d) states:

14 The director may suspend, revoke, or take other disciplinary action against a license as
15 provided in this article if the licensee, or any partner, officer, or director thereof, does any of the
16 following:

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

19 **REGULATORY PROVISIONS**

20 21. California Code of Regulations, title 16, section 3305 states, in pertinent part:

21 (a) Performance Standards. All adjusting, inspecting, servicing, and repairing of brake
22 systems and lamp systems shall be performed in official stations in accordance with current
23 standards, specifications, instructions, and directives issued by the bureau and by the
24 manufacturer of the device or vehicle.

25 22. California Code of Regulations, title 16, section 3311.1 states:

26 (a) This Article shall supersede the provisions related to lamp and brake adjusting stations
27 and adjusters in Articles 2, 3, and 4 of this Division on September 27, 2024.

1 (b) All inspections of vehicle safety systems for the purpose of issuing any certificate of
2 compliance under section 9888.6 of the Code shall be performed at vehicle safety systems
3 inspection stations by vehicle safety systems technicians licensed under and in compliance with
4 this Article and section 9888.5 of the Code.

5 (c) Vehicle safety systems technicians shall perform all vehicle safety systems inspections
6 in accordance with the requirements and procedures prescribed in the document entitled "Vehicle
7 Safety Systems Inspection Manual", dated September 2023 [New], which is hereby incorporated
8 by reference.

9 (d) No vehicle safety systems technician shall enter any vehicle identifying information, as
10 specified in this section, for any vehicle other than the one being inspected, or any false vehicle
11 identifying information about the vehicle being inspected, into the BAR-Safety Inspection System
12 (as used in this article hereafter, "BAR-SIS") described in the Vehicle Safety Systems Inspection
13 Manual specified in this section.

14 (e) The inspection, specified in subdivision (c) of this section, for which a vehicle safety
15 systems inspection station is licensed, shall be performed only in an area of the station the Bureau
16 has approved during the initial on-site licensing inspection referenced in section 3312.1 of this
17 Article. The inspection area shall be within a building and be large enough to accommodate the
18 motor vehicle being inspected. The Bureau shall make an exception to the inspection area
19 requirements of this subdivision by approving a work area adjacent to a building for purposes of
20 inspecting vehicle safety systems on buses, trucks, truck tractors, trailers, and semitrailers during
21 the initial on-site licensing inspection. Any such exception shall be documented on the report of
22 the initial on-site licensing inspection, referenced in section 3312.1 of this Article, by the
23 Bureau's representative and include a description of location and approximate size of the adjacent
24 work area.

25 (f) A licensed vehicle safety systems inspection station shall afford the Bureau or its
26 representative access to the station's premises and its inspection area, as specified in subdivision
27 (e) of this section, during normal business hours, and any time vehicle safety systems inspections
28 are being performed.

23. California Code of Regulations, title 16, section 3321 states, in pertinent part:

“(c)(2) Inspection of the Entire Brake System. “Where the entire brake system on any vehicle has been inspected or tested and found in compliance with all requirements of the Vehicle Code and bureau regulations, and the vehicle has been road-tested, the certificate shall certify that the entire system meets all such requirements.”

24. California Code of Regulations, title 16, section 3373, states:

No automotive repair dealer or individual in charge shall, in filling out an estimate, invoice, or work order, or record required to be maintained by section 3340.15(e) of this chapter, withhold therefrom or insert therein any statement or 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.

COST RECOVERY

25. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case, with failure of the licentiate to comply subjecting the license to not being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be included in a stipulated settlement.

UNDERCOVER OPERATION NO. 1: 2007 TOYOTA

26. The Bureau's 2007 Toyota (Toyota) was documented by the Bureau's program representative, J.N. As part of the documentation, program representative J.N. inspected the left and right front brake rotors and found them to measure below the manufacturer's published minimum thickness specification. He made identifying marks on the rotors. The Toyota's brake system had been documented by the program representative to fail a properly performed brake inspection.

27. On or about March 14, 2024, Bureau program representative O.M. performed a visual inspection of the brake rotors on the Toyota and photographed both the right and left front brake rotors, showing the identification marks created by the program representative.

28. Bureau program representative O.M. then drove to Respondent Vals Auto's location at 1048 hours, arriving at 1051 hours, with an odometer reading of 182,011. O.M. parked in front of the service bay. Respondent Khachikyan approached O.M. O.M. requested a smog, brake, and lamp inspection. Respondent Khachikyan stated the price for the services would be \$170.00. Respondent Khachikyan drove the Toyota into the right-side bay of the two-bay shop. O.M. waited in the office/waiting area adjacent to the shop.

29. After some time, Respondent Khachikyan came into the office/waiting area and processed the invoice, filled out the brake certificate, and the lamp certificate. O.M. was charged \$170.00 for the inspections and received a copy of the invoice # 00011390, smog certificate #TU182924C, Brake Certificate BA4175383, and Lamp Certificate LA4116680.

30. O.M. left the facility with the Toyota, which had a mileage of 182,011. O.M. returned to the confidential location at 1134 hours with an odometer reading of 182,013.

O.M. performed a second visual inspection of the brake rotors on the vehicle. O.M. photographed both of the front brake rotors, showing that the identification marks created by the program representative were still present.

31. The Bureau program representative J.N. later re-inspected the Toyota and concluded that the front brake rotors were below the manufacturer's published minimum thickness specification, and the identification marks he made were still present during his re-inspection.

FIRST CAUSE FOR DISCIPLINE

(Untrue and Misleading Statement)

32. Respondent Volodya Khachikyan, dba Vals Auto Automotive Repair Dealer

Registration is subject to discipline under Code section 9884.7, subdivision (a)(1) and California Code of Regulation, title 16, section 3373, in that on or about March 14, 2024, regarding the 2007 Toyota vehicle, Respondent Volodya Khachikyan, dba Vals Auto made or authorized statements which it knew or in the exercise of reasonable care should have known to be untrue or misleading, as follows:

a. Respondent Volodya Khachikyan, dba Vals Auto certified under penalty of perjury on Brake Certificate Number BA4175383 that the applicable inspection was

1 performed on the brake system when, in fact, Respondent Volodya Khachikyan, dba
2 Vals Auto's adjuster failed to properly inspect the brake system on the vehicle.

3 33. Complainant refers to, and by this reference incorporates, the allegations contained in
4 paragraphs 26 through 31, inclusive, as though set forth fully herein.

5 **SECOND CAUSE FOR DISCIPLINE**

6 **(Fraud)**

7 34. Respondent Volodya Khachikyan, dba Vals Auto Automotive Repair Dealer
8 Registration is subject to discipline pursuant to Code section 9884.7, subdivision (a)(4), in that on
9 or about March 14, 2024, regarding the 2007 Toyota vehicle, Respondent Volodya Khachikyan,
10 dba Vals Auto committed acts that constitute fraud, as follows:

- 11 a. Respondent Volodya Khachikyan, dba Vals Auto obtained payment from the operator
12 for performing the applicable inspections and adjustments on the vehicle's brake
13 system as specified by the Bureau and in accordance with the Vehicle Code when, in
14 fact, Respondent Volodya Khachikyan, dba Vals Auto failed to perform the necessary
15 inspections.

16 35. Complainant refers to, and by this reference incorporates, the allegations contained in
17 paragraphs 26 through 31, inclusive, as though set forth fully herein.

18 **THIRD CAUSE FOR DISCIPLINE**

19 **(Gross Negligence)**

20 36. Respondent Volodya Khachikyan, dba Vals Auto Automotive Repair Dealer
21 Registration is subject to discipline under Code section 9884.7, subdivision (a)(5), in that on or
22 about March 14, 2024, regarding the 2007 Toyota vehicle, Respondent Volodya Khachikyan, dba
23 Vals Auto committed acts constituting gross negligence, in that Respondent, failed to properly
24 inspect the vehicle's brake system and issued Brake Certificate BA4175383, indicating that the
25 vehicle's brake system was in satisfactory condition and was in accordance with the Vehicle Code
26 when, in fact, they were not. Complainant refers to, and by this reference incorporates, the
27 allegations contained in paragraphs 26 through 31, inclusive, as though set forth fully herein.

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1 **FOURTH CAUSE FOR DISCIPLINE**

2 **(Failure to Comply with the Code)**

3 37. Respondent Volodya Khachikyan, dba Vals Auto Automotive Repair Dealer
4 Registration is subject to discipline pursuant to Code section, subdivision 9884.7(a)(6), in that on
5 or about March 14, 2024, regarding the 2007 Toyota vehicle, Respondent Volodya Khachikyan,
6 dba Vals Auto failed to comply with provisions of that Code in the following material respects:

7 b. **Section 9889.16:**

8 i. Respondent Volodya Khachikyan, dba Vals Auto issued Brake Certificate
9 Number BA4175383 for the vehicle, when the vehicle was not in compliance with Bureau
10 regulations or the requirements of the Vehicle Code, in that the front brake rotors were below the
11 manufacturer's published minimum thickness specification, and the identification marks made by
12 the program representative were still present during the re-inspection.

13 38. Complainant refers to, and by this reference incorporates, the allegations contained in
14 paragraphs 26 through 31, inclusive, as though set forth fully herein.

15 **FIFTH CAUSE FOR DISCIPLINE**

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

17 39. Respondent Volodya Khachikyan, dba Vals Auto Automotive Repair Dealer
18 Registration is subject to discipline pursuant to Code section 9884.7, subdivision (a)(6), in that on
19 or about March 14, 2024, regarding the 2007 Toyota vehicle, Respondent Volodya Khachikyan,
20 dba Vals Auto failed to comply with provisions of California Code of Regulations, title 16, in the
21 following material respects:

22 a. **Section 3305, subdivision (a):** Respondent Volodya Khachikyan, dba Vals Auto
23 failed to perform a brake inspection in accordance with the vehicle's manufacturer standards
24 and/or current standards, specifications, recommended procedures, and/or directives issued by the
25 Bureau.

26 c. **Section 3321, subdivision (c)(2):** Respondent Volodya Khachikyan, dba Vals
27 Auto issued Brake Certificate Number BA4175383, certifying that the vehicle's brake system had
28 been inspected and was in satisfactory condition when, in fact, it was not.

40. Complainant refers to, and by this reference incorporates, the allegations contained in paragraphs 26 through 31, inclusive, as though set forth fully herein.

SIXTH CAUSE FOR DISCIPLINE

(Dishonesty, Fraud, or Deceit)

41. Respondent Volodya Khachikyan, dba Vals Auto Smog Check, Test-and Repair, Station License is subject to discipline pursuant to Health & Saf. Code 44072.2, subdivision (d), in that on or about March 14, 2024, regarding the 2007 Toyota vehicle, Respondent Volodya Khachikyan, dba Vals Auto committed acts involving dishonesty, fraud, or deceit whereby another was injured, as more particularly set forth above in paragraphs 26 through 31, inclusive.

SEVENTH CAUSE FOR DISCIPLINE

(Dishonesty, Fraud, or Deceit)

42. Respondent Khachikyan's Smog Check Inspector License is subject to discipline pursuant to Health & Saf. Code 44072.2, subdivision (d), in that on or about March 14, 2024, regarding the 2007 Toyota vehicle, Respondent Volodya Khachikyan, dba Vals Auto committed acts involving dishonesty, fraud, or deceit whereby another was injured, as more particularly set forth above in paragraphs 26 through 31, inclusive.

EIGHTH CAUSE FOR DISCIPLINE

(Dishonesty, Fraud, or Deceit)

43. Respondent Khachikyan's Smog Check Repair Technician License is subject to discipline pursuant to Health & Saf. Code 44072.2, subdivision (d), in that on or about March 14, 2024, regarding the 2007 Toyota vehicle, Respondent Volodya Khachikyan, dba Vals Auto committed acts involving dishonesty, fraud, or deceit whereby another was injured, as more particularly set forth above in paragraphs 26 through 31, inclusive.

NINTH CAUSE FOR DISCIPLINE

(Dishonesty, Fraud, or Deceit)

44. Respondent Volodya Khachikyan, dba Vals Auto's Vehicle Safety Systems Station License is subject to discipline pursuant to Code section 9889.3, subdivision (d) and California Code of Regulations, title 16, section 3311.1, in that on or about March 14, 2024,

1 regarding the 2007 Toyota vehicle, Respondent Volodya Khachikyan, dba Vals Auto committed
2 acts involving dishonesty, fraud, or deceit whereby another was injured, as more particularly set
3 forth above in paragraphs 26 through 31, inclusive.

4 **TENTH CAUSE FOR DISCIPLINE**

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

6 45. Respondent Khachikyan's Vehicle Safety Technician License is subject to
7 discipline pursuant to Code section 9889.3, subdivision (d) and California Code of Regulations,
8 title 16, section 3311.1, in that on or about March 14, 2024, regarding the 2007 Toyota vehicle,
9 Respondent Volodya Khachikyan, dba Vals Auto committed acts involving dishonesty, fraud, or
10 deceit whereby another was injured, as more particularly set forth above in paragraphs 26 through
11 31, inclusive.

12 **UNDERCOVER OPERATION NO. 2: 2007 JEEP**

13 46. The Bureau's 2007 Jeep (Jeep) was documented by Bureau program representative
14 G.H. As part of the documentation, program representative G.H. inspected the left and right rear
15 brake rotors and found them to measure below the manufacturer's published minimum thickness
16 specification. He made identifying marks on the rotors. The Jeep's brake system had been
17 documented by the program representative to fail a properly performed brake inspection.

18 47. On or about June 14, 2024, a Bureau's undercover operator ("operator") received
19 custody of the Jeep. The operator then drove to Respondent Vals Auto's location at 0948 hours,
20 arriving at 0951 hours, with an odometer reading of 113,843. The operator parked in front of the
21 service bay. Respondent Khachikyan approached the operator. The operator requested a smog,
22 brake, and lamp inspection. Respondent Khachikyan stated the price for the services would be
23 \$170.00. Respondent Khachikyan drove the Jeep into the right-side bay of the two-bay shop. The
24 operator waited in the office/waiting area.

25 48. After some time, Respondent Khachikyan came into the office/waiting area and
26 processed the invoice, filled out the brake certificate, and the lamp certificate. The operator was
27 charged \$170.00 for the inspections and received a copy of the invoice #00012541, smog
28 certificate #TY931843C, Brake Certificate BA4233055, and Lamp Certificate LA4180905.

49. The operator left the facility with the Jeep and returned it to the confidential location at 1100 hours with an odometer reading of 113,844. Bureau program representative G.H. later re-inspected the Jeep and concluded that the rear brake rotors were below the manufacturer's published minimum thickness specification, and the identification marks he made were still present during his re-inspection.

ELEVENTH CAUSE FOR DISCIPLINE

(Untrue and Misleading Statement)

50. Respondent Volodya Khachikyan, dba Vals Auto Automotive Repair Dealer

Registration is subject to discipline under Code section 9884.7, subdivision (a)(1) and California Code of Regulation, title 16, section 3373, in that on or about June 14, 2024, regarding the 2007 Jeep vehicle, Respondent Volodya Khachikyan, dba Vals Auto made or authorized statements which it knew or in the exercise of reasonable care should have known to be untrue or misleading, as follows:

b. Respondent Volodya Khachikyan, dba Vals Auto certified under penalty of perjury on Brake Certificate Number BA4233055 that the applicable inspection was performed on the brake system when, in fact, Respondent Volodya Khachikyan, dba Vals Auto's adjuster failed to properly inspect the brake system on the vehicle.

51. Complainant refers to, and by this reference incorporates, the allegations contained in paragraphs 46 through 49, inclusive, as though set forth fully herein.

TWELFTH CAUSE FOR DISCIPLINE

(Fraud)

52. Respondent Volodya Khachikyan, dba Vals Auto Automotive Repair Dealer

Registration is subject to discipline pursuant to Code section 9884.7, subdivision (a)(4), in that on or about June 14, 2024, regarding the 2007 Jeep vehicle, Respondent Volodya Khachikyan, dba Vals Auto committed acts that constitute fraud, as follows:

b. Respondent Volodya Khachikyan, dba Vals Auto obtained payment from the operator for performing the applicable inspections and adjustments on the vehicle's brake system as specified by the Bureau and in accordance with the Vehicle Code when, in

fact, Respondent Volodya Khachikyan, dba Vals Auto failed to perform the necessary inspections.

53. Complainant refers to, and by this reference incorporates, the allegations contained in paragraphs 46 through 49, inclusive, as though set forth fully herein.

THIRTEENTH CAUSE FOR DISCIPLINE

(Gross Negligence)

54. Respondent Volodya Khachikyan, dba Vals Auto Automotive Repair Dealer Registration is subject to discipline under Code section 9884.7, subdivision (a)(5), in that on or about June 14, 2024, regarding the 2007 Jeep vehicle, Respondent Volodya Khachikyan, dba Vals Auto committed acts constituting gross negligence, in that Respondent, failed to properly inspect the vehicle's brake system and issued Brake Certificate BA4233055, indicating that the vehicle's brake system was in satisfactory condition and was in accordance with the Vehicle Code when, in fact, they were not. Complainant refers to, and by this reference incorporates, the allegations contained in paragraphs 46 through 49, inclusive, as though set forth fully herein.

FOURTEENTH CAUSE FOR DISCIPLINE

(Failure to Comply with the Code)

55. Respondent Volodya Khachikyan, dba Vals Auto Automotive Repair Dealer Registration is subject to discipline pursuant to Code section, subdivision 9884.7(a)(6), in that on or about June 14, 2024, regarding the 2007 Jeep vehicle, Respondent Volodya Khachikyan, dba Vals Auto failed to comply with provisions of that Code in the following material respects:

b. Section 9889.16:

i. Respondent Volodya Khachikyan, dba Vals Auto issued Brake Certificate Number BA4233055 for the vehicle, when the vehicle was not in compliance with Bureau regulations or the requirements of the Vehicle Code, in that the rear brake rotors were below the manufacturer's published minimum thickness specification, and the identification marks made by the program representative were still present during the re-inspection.

56. Complainant refers to, and by this reference incorporates, the allegations contained in paragraphs 46 through 49, inclusive, as though set forth fully herein.

1 **FIFTEENTH CAUSE FOR DISCIPLINE**

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

3 57. Respondent Volodya Khachikyan, dba Vals Auto Automotive Repair Dealer
4 Registration is subject to discipline pursuant to Code section 9884.7, subdivision (a)(6), in that on
5 or about June 14, 2024, regarding the 2007 Jeep vehicle, Respondent Volodya Khachikyan, dba
6 Vals Auto failed to comply with provisions of California Code of Regulations, title 16, in the
7 following material respects:

8 a. **Section 3305, subdivision (a):** Respondent Volodya Khachikyan, dba Vals Auto
9 failed to perform a brake inspection in accordance with the vehicle's manufacturer standards
10 and/or current standards, specifications, recommended procedures, and/or directives issued by the
11 Bureau.

12 c. **Section 3321, subdivision (c)(2):** Respondent Volodya Khachikyan, dba Vals
13 Auto issued Brake Certificate Number BA4233055, certifying that the vehicle's brake system had
14 been inspected and was in satisfactory condition when, in fact, it was not.

15 58. Complainant refers to, and by this reference incorporates, the allegations contained in
16 paragraphs 46 through 49, inclusive, as though set forth fully herein.

17 **SIXTEENTH CAUSE FOR DISCIPLINE**

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

19 59. Respondent Volodya Khachikyan, dba Vals Auto Smog Check, Test-and Repair,
20 Station License is subject to discipline pursuant to Health & Saf. Code 44072.2, subdivision (d),
21 in that on or about June 14, 2024, regarding the 2007 Jeep vehicle, Respondent Volodya
22 Khachikyan, dba Vals Auto committed acts involving dishonesty, fraud, or deceit whereby
23 another was injured, as more as more particularly set forth above in paragraphs 46 through 49,
24 inclusive.

25 **SEVENTEENTH CAUSE FOR DISCIPLINE**

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

27 60. Respondent Khachikyan's Smog Check Inspector License is subject to discipline
28 pursuant to Health & Saf. Code 44072.2, subdivision (d), in that on or about June 14, 2024,

1 regarding the 2007 Jeep vehicle, Respondent Volodya Khachikyan, dba Vals Auto committed
2 acts involving dishonesty, fraud, or deceit whereby another was injured, as more as more
3 particularly set forth above in paragraphs 46 through 49, inclusive.

4 **EIGHTEENTH CAUSE FOR DISCIPLINE**

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

6 61. Respondent Khachikyan's Smog Check Repair Technician License is subject to
7 discipline pursuant to Health & Saf. Code 44072.2, subdivision (d), in that on or about June 14,
8 2024, regarding the 2007 Jeep vehicle, Respondent Volodya Khachikyan, dba Vals Auto
9 committed acts involving dishonesty, fraud, or deceit whereby another was injured, as more as
10 more particularly set forth above in paragraphs 46 through 49, inclusive.

11 **NINETEENTH CAUSE FOR DISCIPLINE**

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

13 62. Respondent Volodya Khachikyan, dba Vals Auto's Vehicle Safety Systems Station
14 License is subject to discipline pursuant to Code section 9889.3, subdivision (d) and
15 California Code of Regulations, title 16, section 3311.1, in that on or about June 14, 2024,
16 regarding the 2007 Jeep vehicle, Respondent Volodya Khachikyan, dba Vals Auto
17 committed acts involving dishonesty, fraud, or deceit whereby another was injured, as more
18 as more particularly set forth above in paragraphs 46 through 49, inclusive.

19 **TWENTIETH CAUSE FOR DISCIPLINE**

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

21 63. Respondent Khachikyan's Vehicle Safety Technician License is subject to discipline
22 pursuant tto Code section 9889.3, subdivision (d) and California Code of Regulations, title 16,
23 section 3311.1, in that on or about June 14, 2024, regarding the 2007 Jeep vehicle, Respondent
24 Volodya Khachikyan, dba Vals Auto committed acts involving dishonesty, fraud, or deceit
25 whereby another was injured, as more as more particularly set forth above in paragraphs 46
26 through 49, inclusive.

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1 **DISCIPLINE CONSIDERATIONS**

2 64. To determine the degree of discipline, if any, to be imposed on Respondent,
3 Complainant alleges that on or about September 4, 2020, in a prior action, the Bureau of
4 Automotive Repair issued Citation Number C2020-740 and ordered Respondent to cease and
5 desist from violating Health and Safety Code section 44012 for issuing a smog certificate of
6 compliance to a vehicle with a tampered emission control system; and was ordered to pay a fine
7 of \$1,000. That Citation is now final.

8 65. To determine the degree of discipline, if any, to be imposed on Respondent,
9 Complainant alleges that on or about October 4, 2021, in a prior action, the Bureau of Automotive
10 Repair issued Citation Number C2021-847 and ordered Respondent to cease and desist from
11 violating Health and Safety Code section 44012 for issuing a smog certificate of compliance to a
12 vehicle with a tampered emission control system; and was ordered to pay a fine of \$2,000. That
13 Citation is now final.

14 **OTHER MATTERS**

15 66. Pursuant to Bus. & Prof. Code section 9884.7, subdivision (c), the director may
16 suspend, revoke, or place on probation the registrations for all places of business operated in this
17 state by Volodya Khachikyan, upon a finding that it has, or is, engaged in a course of repeated
18 and willful violation of the laws and regulations pertaining to an automotive repair dealer.

19 67. Pursuant to Health & Saf. Code section 44072.8, if Smog Check Test and Repair
20 Station License No. RC 260162, issued to Volodya Khachikyan dba Vals Auto is revoked or
21 suspended, any additional license issued under Chapter 5 of Part 5 of Division 26 of the Health
22 and Safety Code in the name of said licensee may be likewise revoked or suspended by the
23 director.

24 68. Pursuant to Health & Saf. Code section 44072.8, if Smog Check Inspector License
25 No. EO 43154 and Smog Check Repair Technician License No. EI 43154 issued to Volodya
26 Khachikyan is revoked or suspended, any additional license issued under Chapter 5 of Part 5 of
27 Division 26 of the Health and Safety Code in the name of said licensee may be likewise revoked
28 or suspended by the director.

69. Pursuant to Bus. & Prof. Code section 9889.9, if Vehicle Safety Systems Station License No. VS 260162, issued to Volodya Khachikyan dba Vals Auto is revoked or suspended, any additional license issued under Article 6.5 (commencing with Section 9888.5) in the name of the licensee may be likewise revoked or suspended by the director.

70. Pursuant to Bus. & Prof. Code section 9889.9, if Vehicle Safety Technician License No. ST 43154, issued to Volodya Khachikyan is revoked or suspended, any additional license issued under Article 6.5 (commencing with Section 9888.5) in the name of the licensee may be likewise revoked or suspended by the director.

PRAYER

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

1. Revoking or suspending Automotive Repair Dealer Registration Number ARD 260162, issued to Volodya Khachikyan, dba Vals Auto;

2. Revoking or suspending Smog Check, Test-and Repair, Station License Number RC 260162, issued to Volodya Khachikyan, dba Vals Auto;

3. Revoking or suspending Vehicle Safety Systems Station (VS) License Number VS 260162, issued to Volodya Khachikyan, dba Vals Auto;

4. Revoking or suspending Smog Check Inspector License Number EO 43154, issued to Volodya Khachikyan;

5. Revoking or suspending Smog Check Repair Technician License Number EI 43154, issued to Volodya Khachikyan;

6. Revoking or suspending Vehicle Safety Technician (ST) License Number ST 43154 issued to Volodya Khachikyan;

7. Ordering Volodya Khachikyan, dba Vals Auto and Volodya Khachikyan to pay the Bureau of Automotive Repair the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3 and if placed on probation, the costs of probation monitoring;

1 8. Revoking or suspending any other Automotive Repair Dealer Registration issued to
2 Volodya Khachikyan;

3 9. Revoking or suspending any additional license issued under Chapter 5 of Part 5 of
4 Division 26 of the Health and Safety Code in the name of Volodya Khachikyan;

5 10. Revoking or suspending any additional licenses issued under Article 6.5 of Chapter
6 20.3 of Division 3 of the Code in the name of Volodya Khachikyan; and

7 11. Taking such other and further action as deemed necessary and proper.

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9 DATED: As of digital signature date

Dorais,
Patrick@DCA

Digitally signed by Dorais,
Patrick@DCA
Date: 2026.03.23 14:44:44
-07'00'

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

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