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

12 In the Matter of the Accusation Against:
13 **JAMES GILBERT RICHARDS,**
14 **PARTNER,**
15 **MOHAMMED R. AZAD, PARTNER,**
16 **DOING BUSINESS AS 7 TO 7 SMOG AND**
17 **AUTO REPAIR**
18 **3716 Spruce Street**
19 **Riverside, CA 92501**

20 **Automotive Repair Dealer Registration No.**
21 **ARD 266532**

22 **Smog Check Station License No. RC 266532**

23 **Lamp Station License No. LS 266532**

24 **Brake Station License No. BS 266532,**

25 **JAMES GILBERT RICHARDS**

26 **3716 Spruce Street**
27 **Riverside, CA 92501**

28 **Smog Check Inspector License No. EO**
630900 and Smog Check Repair Technician
License No. EI 630900 (formerly Advanced
Emission Specialist Technician License No.
EA 630900)

Lamp Adjuster License No. LA 630900

Brake Adjuster License No. BA 630900

Case No. 79/15-110

OAH No. 2015050364

FIRST AMENDED
ACCUSATION

1 **MOHAMMAD RAHIM AZAD**
2 **12305 Puma Ct.**
3 **Moreno Valley, CA 92555**
4 **Smog Check Inspector License No. EO**
5 **636435**
6 **Lamp Adjuster License No. LA 636435**
7 **Brake Adjuster License No. BA 636435,**

8 **JOSE FRANCISCO LEAL**
9 **13860 Pheasant Knoll Ln.**
10 **Moreno Valley, CA 92553**
11 **Smog Check Inspector License No. EO**
12 **637039**

13 **STEPHEN BLACKSHEAR**
14 **800 E. Washington #730**
15 **Colton, CA 92324**
16 **Advanced Emission Specialist Technician**
17 **License No. EA 634692 (to be redesignated**
18 **upon renewal as EO 634692 and/or EI**
19 **634692),**

Respondents.

Complainant alleges:

PARTIES

1. Patrick Dorais (Complainant) brings this Accusation solely in his official capacity as the Chief of the Bureau of Automotive Repair, Department of Consumer Affairs.
2. On or about September 9, 2011, the Bureau of Automotive Repair issued Automotive Repair Dealer Registration Number ARD 266532 to James Gilbert Richards, Partner, Mohammad Rahim Azad, Partner, doing business as 7 to 7 Smog and Auto Repair (collectively 7 to 7 Smog and Auto Repair). The Automotive Repair Dealer Registration was in full force and effect at all times relevant to the charges brought herein and will expire on September 30, 2016, unless renewed.
3. On or about September 22, 2011, the Bureau of Automotive Repair issued Smog Check Station License Number RC 266532 to 7 to 7 Smog and Auto Repair. The Smog Check

1 Station License was in full force and effect at all times relevant to the charges brought herein and
2 will expire on September 30, 2016, unless renewed.

3 4. On or about September 22, 2011, the Bureau of Automotive Repair issued Lamp
4 Station License No. 266532 to 7 to 7 Smog and Auto Repair. The Lamp Station License was in
5 full force and effect at all times relevant to the charges brought herein and will expire on
6 September 30, 2016, unless renewed.

7 5. On or about September 22, 2011, the Bureau of Automotive Repair issued Brake
8 Station License No. 266532 to 7 to 7 Smog and Auto Repair. The Brake Station License was in
9 full force and effect at all times relevant to the charges brought herein and will expire on
10 September 30, 2016, unless renewed.

11 6. On or about March 19, 2009, Advanced Emission Specialist Technician License EA
12 630900 was issued to James Gilbert Richards (Richards). Upon timely renewal, and Richards's
13 election, the license was renewed on July 9, 2013, as Smog Check Repair Technician EI 630900
14 and Smog Check Inspector License EO 630900.¹ The Smog Check Repair Technician License
15 and Smog Check Inspector License were in full force and effect at all times relevant to the
16 charges brought herein and will expire on June 30, 2017, unless renewed.

17 7. On or about March 11, 2010, the Bureau of Automotive Repair issued Lamp Adjuster
18 License No. LA 630900 to Richards. The Lamp Adjuster License was in full force and effect at
19 all times relevant to the charges brought herein and will expire on June 30, 2017, unless renewed.

20 8. On or about January 11, 2010, the Bureau of Automotive Repair issued Brake
21 Adjuster License No. BA 630900 to Richards. The Brake Adjuster License was in full force and
22 effect at all times relevant to the charges brought herein and will expire on June 30, 2017, unless
23 renewed.

24 9. On or about January 10, 2014, the Bureau of Automotive Repair issued Smog Check
25 Inspector No. EO 636435 to Mohammad Rahim Azad (Azad). The Smog Check Inspector was in

26 ¹ Effective August 1, 2012, California Code of Regulations, title 16, sections 3340.28,
27 3340.29, and 3340.30 were amended to implement a license restructure from the Advanced
28 Emission Specialist Technician (EA) license and Basic Area (EB) Technician license to Smog
Check Inspector (EO) license and/or Smog Check Repair Technician (EI) license.

1 full force and effect at all times relevant to the charges brought herein and will expire on February
2 29, 2016, unless renewed.

3 10. On or about April 25, 2014, the Bureau of Automotive Repair issued Lamp Adjuster
4 License No. LA 636435 to Azad. The Lamp Adjuster License was in full force and effect at all
5 times relevant to the charges brought herein and will expire on February 28, 2018, unless
6 renewed.

7 11. On or about January 17, 2014, the Bureau of Automotive Repair Brake Adjuster
8 License No. BA 636435 to Azad. The Brake Adjuster License was in full force and effect at all
9 times relevant to the charges brought herein and will expire on February 28, 2017, unless
10 renewed.

11 12. On or about June 27, 2014, the Bureau of Automotive Repair issued Smog Check
12 Inspector Number EO 637039 to Jose Francisco Leal (Leal). The Smog Check Inspector was in
13 full force and effect at all times relevant to the charges brought herein and will expire on
14 December 31, 2015, unless renewed.

15 13. On or about August 24, 2012, the Bureau of Automotive Repair issued Advanced
16 Emission Specialist Technician No. EA 634692 to Stephen Blackshear (Blackshear). The
17 Advanced Emission Specialist Technician License expired on October 31, 2014, and has not been
18 renewed. Upon timely renewal of the license, it will be redesignated as EO 634692 and/or EI
19 634692.

20 JURISDICTION

21 14. This Accusation is brought before the Director of Consumer Affairs (Director) for the
22 Bureau of Automotive Repair, under the authority of the following laws. All references are to the
23 Business and Professions Code unless otherwise stated.

24 15. Section 118, subdivision (b), of the Code provides that the suspension, expiration,
25 surrender, or cancellation of a license shall not deprive the Director of jurisdiction to proceed with
26 a disciplinary action during the period within which the license may be renewed, restored,
27 reissued or reinstated.

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1 16. Section 9884.13 of the Code provides, in pertinent part, that the expiration of a valid
2 registration shall not deprive the director or chief of jurisdiction to proceed with a disciplinary
3 proceeding against an automotive repair dealer or to render a decision invalidating a registration
4 temporarily or permanently.

5 17. Section 9884.20 of the Code states:

6 “All accusations against automotive repair dealers shall be filed within three years after the
7 performance of the act or omission alleged as the ground for disciplinary action, except that with
8 respect to an accusation alleging fraud or misrepresentation as a ground for disciplinary action,
9 the accusation may be filed within two years after the discovery, by the bureau, of the alleged
10 facts constituting the fraud or misrepresentation.”

11 18. Section 9884.22 of the Code states:

12 “(a) Notwithstanding any other provision of law, the director may revoke, suspend, or deny
13 at any time any registration required by this article on any of the grounds for disciplinary action
14 provided in this article. The proceedings under this article shall be conducted in accordance with
15 Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government
16 Code, and the director shall have all the powers granted therein.

17 “...”

18 19. Section 9889.5 of the Code states:

19 “The director may take disciplinary action against any licensee after a hearing as provided
20 in this article by any of the following:

21 “(a) Imposing probation upon terms and conditions to be set forth by the director.

22 “(b) Suspending the license.

23 “(c) Revoking the license.”

24 20. Section 9889.7 of the Code states:

25 “The expiration or suspension of a license by operation of law or by order or decision of the
26 director or a court of law, or the voluntary surrender of a license by a licensee shall not deprive
27 the director of jurisdiction to proceed with any investigation of or action or disciplinary
28 proceedings against such licensee, or to render a decision suspending or revoking such license.”

1 21. Section 9889.8 of the Code states:

2 "All accusations against licensees shall be filed within three years after the act or omission
3 alleged as the ground for disciplinary action, except that with respect to an accusation alleging a
4 violation of subdivision (d) of Section 9889.3, the accusation may be filed within two years after
5 the discovery by the bureau of the alleged facts constituting the fraud or misrepresentation
6 prohibited by that section."

7 22. Section 44002 of the Health and Safety Code provides, in pertinent part, that the
8 Director has all the powers and authority granted under the Automotive Repair Act for enforcing
9 the Motor Vehicle Inspection Program.

10 23. Section 44072.4 of the Health and Safety Code states:

11 "The director may take disciplinary action against any licensee after a hearing as provided
12 in this article by any of the following:

13 "(a) Imposing probation upon terms and conditions to be set forth by the director.

14 "(b) Suspending the license.

15 "(c) Revoking the license."

16 24. Section 44072.6 of the Health and Safety Code provides, in pertinent part, that the
17 expiration or suspension of a license by operation of law, or by order or decision of the Director
18 of Consumer Affairs, or a court of law, or the voluntary surrender of the license shall not deprive
19 the Director of jurisdiction to proceed with disciplinary action.

20 25. Section 44072.7 of the Health and Safety Code states:

21 "All accusations against licensees shall be filed within three years after the act or omission
22 alleged as the ground for disciplinary action, except that with respect to an accusation alleging a
23 violation of subdivision (d) of Section 44072.2, the accusation may be filed within two years after
24 the discovery by the bureau of the alleged facts constituting the fraud or misrepresentation
25 prohibited by that section."

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27 26. Section 44072.8 of the Health and Safety Code states:

28

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

4 27. California Code of Regulations, title 16, section 3340.28, subdivision (e) states that
5 "[u]pon renewal of an unexpired Basic Area Technician license or an Advanced Emission
6 Specialist Technician license issued prior to the effective date of this regulation, the licensee may
7 apply to renew as a Smog Check Inspector, Smog Check Repair Technician, or both."

8 STATUTORY PROVISIONS

9 28. Section 22 of the Code states:

10 "(a) 'Board' as used in any provisions of this Code, refers to the board in which the
11 administration of the provision is vested, and unless otherwise expressly provided, shall include
12 'bureau,' 'commission,' 'committee,' 'department,' 'division,' 'examining committee,' 'program,' and
13 'agency.'

14 "(b) Whenever the regulatory program of a board that is subject to review by the Joint
15 Committee on Boards, Commissions, and Consumer Protection, as provided for in Division 1.2
16 (commencing with Section 473), is taken over by the department, that program shall be
17 designated as a "bureau."

18 29. Section 9884.7 of the Code states:

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

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

27 "...

28 "(4) Any other conduct that constitutes fraud.

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“(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.”

30. Section 9884.11 of the Code states:

“Each automotive repair dealer shall maintain any records that are required by regulations adopted to carry out this chapter. Those records shall be open for reasonable inspection by the chief or other law enforcement officials. All of those records shall be maintained for at least three years.”

31. Section 9889.3 of the Code states:

“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.

“ . . .

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

“ . . . ”

32. Section 9889.9 of the Code states:

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

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33. Section 44072.2 of the Health and Safety Code states:

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

4 "(a) Violates any section of this chapter [the Motor Vehicle Inspection Program (Health
5 and Saf. Code, § 44000, et seq.)) and the regulations adopted pursuant to it, which related to the
6 licensed activities.

7 ". . .

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

9 ". . .

10 "(g) Fails to make and keep records showing his or her transactions as a licensee, or fails to
11 have those records available for inspection by the director or his or her duly authorized
12 representative for a period of not less than three years after completion of any transaction to which
13 the records refer, or refuses to comply with a written request of the director to make the records
14 available for inspection.

15 ". . . ."

16 34. Section 44072.10 of the Health and Safety Code states:

17 "(a) Notwithstanding Sections 44072 and 44072.4, the director, or the director's designee,
18 pending a hearing conducted pursuant to subdivision (e), may temporarily suspend any smog
19 check station or technician's license issued under this chapter, for a period not to exceed 60 days,
20 if the department determines that the licensee's conduct would endanger the public health, safety,
21 or welfare before the matter could be heard pursuant to subdivision (e), based upon reasonable
22 evidence of any of the following:

23 "(1) Fraud.

24 "(2) Tampering.

25 "(3) Intentional or willful violation of this chapter or any regulation, standard, or procedure
26 of the department implementing this chapter.

27 "(4) A pattern or regular practice of violating this chapter or any regulation, standard, or
28 procedure of the department implementing this chapter.

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“(c) The department shall revoke the license of any smog check technician or station licensee who fraudulently certifies vehicles or participates in the fraudulent inspection of vehicles.

A fraudulent inspection includes, but is not limited to, all of the following:

- “(1) Clean piping, as defined by the department.
- “(2) Tampering with a vehicle emission control system or test analyzer system.
- “(3) Tampering with a vehicle in a manner that would cause the vehicle to falsely pass or falsely fail an inspection.
- “(4) Intentional or willful violation of this chapter or any regulation, standard, or procedure of the department implementing this chapter.”

REGULATORY PROVISIONS

35. California Code of Regulations, title 16, section 3340.15, states:

"A smog check station shall meet the following requirements for licensure and shall comply with these requirements at all times while licensed.

“ . . .

“(e) The station shall make, keep secure, and have available for inspection on request of the bureau, or its representative, legible records showing the station's transactions as a licensee for a period of not less than three years after completion of any transaction to which the records refer.

All records shall be open for reasonable inspection and/or reproduction by the bureau or its representative. Station records required to be maintained shall include copies of:

- “(1) All certificates of compliance and certificates of noncompliance in stock and/or issued,
- “(2) Repair orders relating to the inspection and repair activities, and
- “(3) Vehicle inspection reports generated either manually or by the emissions inspection system.

“The above listed station records shall be maintained in such a manner that the records for each transaction are kept together, so as to facilitate access to those records by the bureau or its representative. In this regard, the second copy of an issued certificate shall be attached to the final invoice record.

1 “...”

2 36. California Code of Regulations, title 16, section 3356, states:

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

5 “(1) The invoice shall show the automotive repair dealer's registration number and the
6 corresponding business name and address as shown in the Bureau's records. If the automotive
7 repair dealer's telephone number is shown, it shall comply with the requirements of subsection (b)
8 of Section 3371 of this chapter.

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

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

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

16 “(C) The subtotal price for all service and repair work performed.

17 “(D) The subtotal price for all parts supplied, not including sales tax.

18 “(E) The applicable sales tax, if any.

19 “(b) If a customer is to be charged for a part, that part shall be specifically listed as an item
20 in the invoice, as provided in subparagraph (B) of paragraph (2) of subsection (a) above. If that-
21 item is not listed in the invoice, it shall not be regarded as a part, and a separate charge may not be
22 made for it.

23 “(c) Separate billing in an invoice for items generically noted as shop supplies,
24 miscellaneous parts, or the like, is prohibited.

25 “(d) The automotive repair dealer shall give the customer a legible copy of the invoice and
26 shall retain a legible copy as part of the automotive repair dealer's records pursuant to Section
27 9884.11 of the Business and Professions Code and Section 3358 of this article.”

28 37. California Code of Regulations, title 16, section 3358, states:

1 "Each automotive repair dealer shall maintain legible copies of the following records for not
2 less than three years:

3 "(a) All invoices relating to automotive repair including invoices received from other
4 sources for parts and/or labor.

5 "(b) All written estimates pertaining to work performed.

6 "(c) All work orders and/or contracts for repairs, parts and labor. All such records shall be
7 open for reasonable inspection and/or reproduction by the bureau or other law enforcement
8 officials during normal business hours."

9 38. California Code of Regulations, title 16, section 3395.4, states:

10 "In reaching a decision on a disciplinary action under the Administrative Procedure Act
11 (Government Code Section 11400 et seq.), including formal hearings conducted by the Office of
12 Administrative Hearing, the Bureau of Automotive Repair shall consider the disciplinary
13 guidelines entitled 'Guidelines for Disciplinary Penalties and Terms of Probation' [May, 1997]
14 which are hereby incorporated by reference. The 'Guidelines for Disciplinary Penalties and Terms
15 of Probation' are advisory. Deviation from these guidelines and orders, including the standard
16 terms of probation, is appropriate where the Bureau of Automotive Repair in its sole discretion
17 determines that the facts of the particular case warrant such deviation -for example: the presence
18 of mitigating factors; the age of the case; evidentiary problems."

19 COSTS

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

26 FIRST INVESTIGATION-CLEAN PLUGGING AT 7 TO 7 SMOG AND AUTO REPAIR

1 40. At all times alleged in this Accusation, Richards, Azad, Leal, and Blackshear were
2 acting in the course and within the scope of a technician, employee, partner, officer, owner, or
3 member of 7 to 7 Smog and Auto Repair.

4 41. In August 2014, the Bureau initiated an investigation of 7 to 7 Smog and Auto
5 Repair's smog check station based on a review of information from the Bureau's Vehicle
6 Information Database to determine if 7 to 7 Smog and Auto Repair or their employees had
7 engaged in fraudulent smog check inspections.

8 42. During a Bureau representative's review of 7 to 7 Smog and Auto Repair's certified
9 test results in the Vehicle Information Database for inspections purportedly performed between
10 April 2 and December 20, 2014, 11 vehicles identified below had Diagnostic Trouble Codes
11 stored in the Powertrain Control Module that did not apply to those vehicles for the On Board
12 Diagnostics, generation II (OBD II) test.² The Vehicle Information Database showed that 7 to 7
13 Smog and Auto Repair and their smog check technicians inspected these vehicles using a method
14 known as "clean plugging."³ This resulted in the issuance of fraudulent certificates of compliance
15 for the vehicles as follows:

16 ² The OBD II is a functional test and is performed on most 1996 and newer vehicles. The
17 technician is required to connect a test cable from the BAR-97 analyzer to a diagnostic link
18 connector, which is located in the vehicle's passenger compartment. Through the diagnostic link
19 connector, the BAR-97 analyzer retrieves information from the vehicle's on-board computer about
20 the status of the readiness indicators, trouble codes, and the malfunction indicator light. The
21 readiness indicators tell whether or not the OBD II system has run its self-tests on the vehicle's
22 emission and engine control systems to completion. If a readiness monitor is not set, it means that
23 particular system has not been tested. A trouble code results when the vehicle fails one of these
24 self-tests and identifies the system and/or component which failed. If the trouble code is
25 persistent, the on-board computer will command the malfunction indicator light to turn on. The
26 vehicle will fail the OBD II functional test if more than the allowable number of readiness
27 monitors have not been set, a trouble code has been set, or the malfunction indicator light has
28 been commanded on. It will also fail if the on-board computer will not communicate with the
BAR 97 through the diagnostic link connector. If the vehicle fails any of the applicable visual or
functional tests, it will fail the overall inspection.

³ Clean plugging is the use of the OBD II readiness monitor status and stored code status
of a passing vehicle for the purpose of illegally issuing a smog certificate to another vehicle that is
not in compliance due to the noncompliant vehicle's failure to complete the minimum number of
self tests, known as monitors, or due to the presence of a stored code that indicates an emission
control system or component failure. Clean plugging occurs during the inspection of a vehicle
that has an OBD II system. To "clean plug" a vehicle, the smog technician enters information
into the Emissions Inspection System for the vehicle the technician wishes to certify and then
plugs the OBD II system connection from the Emissions Inspection System into another vehicle

(continued...)

1 a. Clean Plug 1 – Volvo S40

2 The BAR97 Test Detail from the Vehicle Information Database shows that on April 2,
3 2014, from 1434 hours to 1441 hours, 7 to 7 Smog and Auto Repair and Richards performed a
4 smog check inspection on a 2003 Volvo S40, VIN #YV1VS27533F973625 (hereafter “Volvo”).
5 The Volvo was issued Certificate of Compliance #YD826628C. The BAR97 Test Detail shows
6 that Diagnostic Trouble Code P1238 was stored in the Powertrain Control Module memory of the
7 Volvo during the time of certification. However, Diagnostic Trouble Code P1238 does not apply
8 to the Volvo.

9 b. Clean Plug 2 – Toyota Sienna

10 The BAR97 Test Detail from the Vehicle Information Database shows that on April 2,
11 2014, from 1726 hours to 1739 hours, 7 to 7 Smog and Auto Repair and Azad performed a smog
12 check inspection on a 2002 Toyota Sienna, VIN #4T3ZF13CX2U467801 (hereafter “Sienna”).
13 The Sienna was issued Certificate of Compliance #YD826631C. The BAR97 Test Detail shows
14 that Diagnostic Trouble Code P1238 was stored in the Powertrain Control Module memory of the
15 Sienna during the time of certification. However, Diagnostic Trouble Code P1238 does not apply
16 to the Sienna.

17 c. Clean Plug 3 – Jeep Grand Cherokee

18 The BAR97 Test Detail from the Vehicle Information Database shows that on July 3, 2014,
19 from 1947 hours to 1957 hours, 7 to 7 Smog and Auto Repair and Blackshear performed a smog
20 check inspection on a 1997 Jeep Grand Cherokee, CA License #5PKP051 (hereafter “Grand
21 Cherokee”). The Grand Cherokee was issued Certificate of Compliance #YH454313C. The
22 BAR97 Test Detail shows that Diagnostic Trouble Code P0756 was stored in the Powertrain
23 Control Module memory of the Grand Cherokee during the time of certification. However,
24 Diagnostic Trouble Code P0756 does not apply to the Grand Cherokee.

25 d. Clean Plug 4 – Volkswagen Jetta

26 _____
27 (...continued)
28 that has a properly functioning OBD II system, rather than plugging the connection into the
vehicle that was originally identified for testing.

1 The BAR97 Test Detail from the Vehicle Information Database shows that on July 10,
2 2014, from 1734 hours to 1748 hours, 7 to 7 Smog and Auto Repair and Blackshear performed a
3 smog check inspection on a 2000 Volkswagen Jetta, VIN #3VWSA29M5YM013470 (hereafter
4 “Jetta”). The Jetta was issued Certificate of Compliance #YH565002C. The BAR97 Test Detail
5 shows that Diagnostic Trouble Code P0756 was stored in the Powertrain Control Module memory
6 of the Jetta during the time of certification. However, Diagnostic Trouble Code P0756 does not
7 apply to the Jetta.

8 e. Clean Plug 5 – Nissan Frontier

9 The BAR97 Test Detail from the Vehicle Information Database shows that on July 12,
10 2014, from 1255 hours to 1305 hours, 7 to 7 Smog and Auto Repair and Leal performed a smog
11 check inspection on a 2006 Nissan Frontier, CA License #8D77854 (hereafter “Frontier”). The
12 Frontier was issued Certificate of Compliance #YH565027C. The BAR97 Test Detail shows that
13 Diagnostic Trouble Code P0756 was stored in the Powertrain Control Module memory of the
14 Frontier during the time of certification. However, Diagnostic Trouble Code P0756 does not
15 apply to the Frontier.

16 f. Clean Plug 6 – Subaru Impreza

17 The BAR97 Test Detail from the Vehicle Information Database shows that on July 14,
18 2014, from 1727 hours to 1734 hours, 7 to 7 Smog and Auto Repair and Leal performed a smog
19 check inspection on a 2006 Subaru Impreza, VIN #JF1GD79666G512791 (hereafter “Impreza”).
20 The Impreza was issued Certificate of Compliance #YH608456C. The BAR97 Test Detail shows
21 that Diagnostic Trouble Code P0756 was stored in the Powertrain Control Module memory of the
22 Impreza during the time of certification. However, Diagnostic Trouble Code P0756 does not
23 apply to the Impreza.

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26 g. Clean Plug 7 –Kia Rio

27 The BAR97 Test Detail from the Vehicle Information Database shows that on October 7,
28 2014, from 1916 hours to 1921 hours, 7 to 7 Smog and Auto Repair and Leal performed a smog

1 check inspection on a 2005 Kia Rio, VIN #KNADC125X56372289 (hereafter "Rio"). The Rio
2 was issued Certificate of Compliance #YL063719C. The BAR97 Test Detail shows that
3 Diagnostic Trouble Code P1155 was stored in the Powertrain Control Module memory of the Rio
4 during the time of certification. However, Diagnostic Trouble Code P1155 does not apply to the
5 Rio.

6 h. Clean Plug 8 – Saturn LW

7 The BAR97 Test Detail from the Vehicle Information Database shows that on October 24,
8 2014, from 1620 hours to 1635 hours, 7 to 7 Smog and Auto Repair and Leal performed a smog
9 check inspection on a 2000 Saturn LW, VIN #1G8JW82R7YY669757 (hereafter "LW"). The
10 LW was issued Certificate of Compliance #YL353306C. The BAR97 Test Detail shows that
11 Diagnostic Trouble Code P1258 was stored in the Powertrain Control Module memory of the LW
12 during the time of certification. However, Diagnostic Trouble Code P1258 does not apply to the
13 LW.

14 i. Clean Plug 9 – Nissan 200SX

15 The BAR97 Test Detail from the Vehicle Information Database shows that on December
16 20, 2014, from 1414 hours to 1422 hours, 7 to 7 Smog and Auto Repair and Leal performed a
17 smog check inspection on a 1998 Nissan 200SX, VIN #1N4AB42D0WC513736 (hereafter
18 "200SX"). The 200SX was issued Certificate of Compliance #YN072164C. The BAR97 Test
19 Detail shows that Diagnostic Trouble Code P0012 was stored in the Powertrain Control Module
20 memory of the 200SX during the time of certification. However, Diagnostic Trouble Code P0012
21 does not apply to the 200SX.

22 j. Clean Plug 10 – Jeep Wrangler

23 The BAR97 Test Detail from the Vehicle Information Database shows that on December
24 20, 2014, from 1716 hours to 1724 hours, 7 to 7 Smog and Auto Repair and Leal performed a
25 smog check inspection on a 2004 Jeep Wrangler, VIN #1J4FA49S84P794238 (hereafter
26 "Wrangler"). The Wrangler was issued Certificate of Compliance #YN072166C. The BAR97
27 Test Detail shows that Diagnostic Trouble Code P0012 was stored in the Powertrain Control
28

1 Module memory of the Wrangler during the time of certification. However, Diagnostic Trouble
2 Code P0012 does not apply to the Wrangler.

3 k. Clean Plug 11 – Nissan Altima

4 The BAR97 Test Detail from the Vehicle Information Database shows that on December
5 20, 2014, from 1734 hours to 1748 hours, 7 to 7 Smog and Auto Repair and Leal performed a
6 smog check inspection on a 2001 Nissan Altima, CA License #6ELY131 (hereafter “Altima”).
7 The Altima was issued Certificate of Compliance #YN072167C. The BAR97 Test Detail shows
8 that Diagnostic Trouble Code P0012 was stored in the Powertrain Control Module memory of the
9 Altima during the time of certification. However, Diagnostic Trouble Code P0012 does not apply
10 to the Altima.

11 The following table summarizes the fraudulent Certificates of Compliance issued by 7 to 7
12 Smog and Auto Repair, Richards, Azad, Leal, and Blackshear by clean plugging:

13 **TABLE 1**

	Time of Certification as Recorded in Vehicle Information Database	Vehicle Certified	Unsupported Diagnostic Trouble Code
17	1 April 2, 2014, from 1434	2003 Volvo S40	P1238
18	hours to 1441 hours	VIN #YV1VS27533F973625	
19		Certificate of Compliance	
20		#YD826628C	
21	2 April 2, 2014, from 1726	2002 Toyota Sienna	P1238
22	hours to 1739 hours	VIN #4T3ZF13CX2U467801	
23		Certificate of Compliance	
24		#YD826631C	
25	3 July 3, 2014, from 1947	1997 Jeep Grand Cherokee	P0756
26	hours to 1957 hours	CA License #5PKP051	
27		Certificate of Compliance	
28		#YH454313C	

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4	July 10, 2014, from 1734 hours to 1748 hours	2000 Volkswagen Jetta VIN #3VWSA29M5YM013470 Certificate of Compliance #YH565002C	P0756
5	July 12, 2014, from 1255 hours to 1305 hours	2006 Nissan Frontier CA License #8D77854 Certificate of Compliance #YH565027C	P0756
6	July 14, 2014, from 1727 hours to 1734 hours	2006 Subaru Impreza VIN #JF1GD79666G512791 Certificate of Compliance #YH608456C	P0756
7	October 7, 2014, from 1916 hours to 1921 hours	2005 Kia Rio VIN #KNADC125X56372289 Certificate of Compliance #YL063719C	P1155
8	October 24, 2014, from 1620 hours to 1635 hours	2000 Saturn LW VIN #1G8JW82R7YY669757 Certificate of Compliance #YL353306C	P1258
9	December 20, 2014, from 1414 hours to 1422 hours	1998 Nissan 200SX VIN #1N4AB42D0WC513736 Certificate of Compliance #YN072164C	P0012
10	December 20, 2014, from 1716 hours to 1724 hours	2004 Jeep Wrangler VIN #1J4FA49S84P794238 Certificate of Compliance	P0012

1 the Powertrain Control Module memory of the Silverado Diesel during the time of certification.
2 However, Diagnostic Trouble Code P1564 does not apply to the Silverado Diesel.

3 b. Clean Plug 2 – Toyota Camry Solara

4 The BAR97 Test Detail from the Vehicle Information Database shows that on January 10,
5 2015, from 1717 hours to 1754 hours, 7 to 7 Smog-Rialto and Richards performed a smog check
6 inspection on a 2004 Toyota Camry Solara, VIN #4T1CE38P34U842729 (hereafter “Camry
7 Solara”). The Camry Solara was issued Certificate of Compliance #YN399009C. The BAR97
8 Test Detail shows that Diagnostic Trouble Code P1564 was stored in the Powertrain Control
9 Module memory of the Camry Solara during the time of certification. However, Diagnostic
10 Trouble Code P1564 does not apply to the Camry Solara.

11 c. Clean Plug 3 – Honda Pilot

12 The BAR97 Test Detail from the Vehicle Information Database shows that on January 22,
13 2015, from 1458 hours to 1502 hours, 7 to 7 Smog-Rialto and Richards performed a smog check
14 inspection on a 2005 Honda Pilot, VIN #2HKYF18485H537451 (hereafter “Honda Pilot”). The
15 Honda Pilot was issued Certificate of Compliance #YN399037C. The BAR97 Test Detail shows
16 that Diagnostic Trouble Code P1740 was stored in the Powertrain Control Module memory of the
17 Honda Pilot during the time of certification. However, Diagnostic Trouble Code P1740 does not
18 apply to the Honda Pilot.

19 The following table summarizes the fraudulent Certificates of Compliance issued by 7 to 7
20 Smog-Rialto’s technician, Richards, by clean plugging:

21 **TABLE 2**

	Time of Certification as Recorded in Vehicle Information Database	Vehicle Certified	Unsupported Diagnostic Trouble Code
25 26 27 28	1 December 23, 2014, from 1819 hours to 1824 hours	2003 Chevrolet Silverado 2500 Diesel VIN #1GCHC23153F114779 Certificate of Compliance #	P1564

1		YN069671C		
2	2	January 10, 2015, from 1717 hours to 1754 hours	2004 Toyota Camry Solara VIN #4T1CE38P34U842729 Certificate of Compliance # YN399009C	P1564
3				
4				
5				
6	3	January 22, 2015, from 1458 hours to 1502 hours	2005 Honda Pilot VIN #2HKYF18485H537451 Certificate of Compliance # YN399037C	P1740
7				
8				
9				

FIRST CAUSE FOR DISCIPLINE

(Untrue or Misleading Statement)

46. Complainant re-alleges and incorporates by reference the allegations set forth above in paragraphs 40-45.

47. 7 to 7 Smog and Auto Repair's Registration is subject to disciplinary action under section 9884.7, subdivision (a)(1), and 7 to 7 Smog and Auto Repair's Lamp Station License and Brake Station License are subject to discipline under Code section 9889.3, subdivision (a), in that 7 to 7 Smog and Auto Repair made or authorized statements which 7 to 7 Smog and Auto Repair knew or in the exercise of reasonable care should have known to be untrue or misleading.

48. 7 to 7 Smog and Auto Repair certified that certified that the vehicle(s) in Table 1 above had passed inspection and were in compliance with all applicable laws and regulations, when in fact and in truth 7 to 7 Smog and Auto Repair inspected the vehicle(s) using the clean plugging method to issue certificates of compliance.

SECOND CAUSE FOR DISCIPLINE

(Violations of Motor Vehicle Inspection Program)

49. Complainant re-alleges and incorporates by reference the allegations set forth above in paragraphs 40-48.

50. 7 to 7 Smog and Auto Repair's Smog Check Station License is subject to disciplinary action under Health and Safety Code sections 44072.10, subdivisions (a) and (c) and 44072.2,

1 subdivision (a), in that 7 to 7 Smog and Auto Repair failed to comply with the following sections
2 of that Code:

3 a. **Section 44012**: failed to perform the tests of the emission control systems and devices
4 on the vehicle(s) in Table 1 in accordance with procedures prescribed by the Department.

5 b. **Section 44015**: issued a certificate of compliance for the vehicle(s) in Table 1 without
6 properly testing and inspecting them to determine if they were in compliance with Health &
7 Safety Code section 44012.

8 c. **Section 44035**: failed to meet or maintain the standards prescribed for qualification,
9 equipment, performance, or conduct by failing to properly perform a smog inspection on the
10 vehicle(s) in Table 1 or certifying that such test(s) had been performed, when in fact they were
11 never performed.

12 **THIRD CAUSE FOR DISCIPLINE**

13 **(Failure to Comply with Regulations Pursuant to the Motor Vehicle Inspection Program)**

14 51. Complainant re-alleges and incorporates by reference the allegations set forth above
15 in paragraphs 40-50.

16 52. 7 to 7 Smog and Auto Repair's Smog Check Station License is subject to disciplinary
17 action under Health and Safety Code sections 44072.10, subdivisions (a) and (c) and 44072.2,
18 subdivision (a), in that 7 to 7 Smog and Auto Repair failed to comply with the following sections
19 of Title 16, California Code of Regulations:

20 a. **Section 3340.35, subdivision (c)**: failed to inspect and test the vehicle(s) in Table 1
21 in accordance with the procedures specified in section 3340.42 of the Regulations and failed to
22 ensure that the vehicle(s) had all the required emission control equipment and devices installed
23 and functioning correctly.

24 b. **Section 3340.41, subdivision (c)**: knowingly entered into the Emissions Inspection
25 System false information about the vehicle(s) in Table 1, providing result(s) for smog
26 inspection(s) which were not actually performed.

27 c. **Section 3340.42**: failed to conduct the required smog tests on the vehicle(s) in Table
28 1 in accordance with the Bureau's specifications.

1 **FOURTH CAUSE FOR DISCIPLINE**

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

3 53. Complainant re-alleges and incorporates by reference the allegations set forth above
4 in paragraphs 40-52.

5 54. 7 to 7 Smog and Auto Repair's Registration is subject to disciplinary action under
6 Code section 9884.7, subdivision (a)(4), 7 to 7 Smog and Auto Repair's Smog Check Station
7 License is subject to disciplinary action under Health and Safety Code sections 44072.10,
8 subdivision (a) and (c) and 44072.2, subdivision (d), and 7 to 7 Smog and Auto Repair's Lamp
9 Station License and Brake Station License are subject to disciplinary action under Code section
10 9889.3, subdivisions (a) and (d), in that 7 to 7 Smog and Auto Repair committed dishonest,
11 fraudulent, or deceitful acts whereby another is injured by issuing a smog certificate of
12 compliance for the vehicle(s) in Table 1 without performing bona fide inspections of the emission
13 control devices and systems on the vehicle(s), thereby depriving the People of the State of
14 California of the protection afforded by the Motor Vehicle Inspection Program.

15 **FIFTH CAUSE FOR DISCIPLINE**

16 **(Failure to Produce Records)**

17 55. Complainant re-alleges and incorporates by reference the allegations set forth above
18 in paragraphs 40-54.

19 56. 7 to 7 Smog and Auto Repair's Registration is subject to disciplinary action under
20 Code section 9884.7, subdivision (a)(6), in conjunction with Code section 9884.11 and California
21 Code of Regulations, title 16, sections 3356 and 3358; and 7 to 7 Smog and Auto Repair's Smog
22 Check Station License is subject to disciplinary action under Health and Safety Code sections
23 44072.2, subdivision (g), for failure to produce records upon the Bureau's request in the following
24 respect:

25 57. On September 19, 2014, a Bureau representative requested 7 to 7 Smog and Auto
26 Repair to produce all original vehicle inspection reports and invoices for all smog inspections 7 to
27 7 Smog and Auto Repair performed from June 1 to August 31, 2014. The deadline to comply was
28 September 24, 2014. On September 26, 2014, the Bureau representative received a box of test

1 records from 7 to 7 Smog and Auto Repair. The Bureau representative put the test records into
2 chronological order and found about half of the requested records were missing. Testing records
3 for clean plug #1-8 from Table 1 were missing. On October 17, 2014, the Bureau representative
4 returned the records to 7 to 7 Smog and Auto Repair. The Bureau representative informed 7 to 7
5 Smog and Auto Repair of the missing records and of the requirement to have them available for
6 inspection. 7 to 7 Smog and Auto Repair stated they would look for any additional records. The
7 Bureau representative never heard back from 7 to 7 Smog and Auto Repair.

8 **SIXTH CAUSE FOR DISCIPLINE**

9 **(Violation of Motor Vehicle Inspection Program)**

10 58. Complainant re-alleges and incorporates by reference the allegations set forth above
11 in paragraphs 40-57.

12 59. Richards's Smog Check Repair Technician License and Smog Check Inspector
13 License are subject to disciplinary action under Health and Safety Code sections 44072.10,
14 subdivisions (a) and (c) and 44072.2, subdivision (a), in that Richards failed to comply with the
15 following sections of that Code:

16 a. **Section 44012**: failed to perform the tests of the emission control systems and devices
17 on the vehicle(s) in Tables 1 and 2 in accordance with procedures prescribed by the Department.

18 b. **Section 44015**: issued a certificate of compliance for the vehicle(s) in Tables 1 and 2
19 without properly testing and inspecting them to determine if they were in compliance with Health
20 & Safety Code section 44012.

21 c. **Section 44035**: failed to meet or maintain the standards prescribed for qualification,
22 equipment, performance, or conduct by failing to properly perform a smog inspection on the
23 vehicle(s) in Tables 1 and 2 or certifying that such test(s) had been performed, when in fact they
24 were never performed.

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27 **SEVENTH CAUSE FOR DISCIPLINE**

28 **(Failure to Comply with Regulations Pursuant to the Motor Vehicle Inspection Program)**

1 **NINTH CAUSE FOR DISCIPLINE**

2 **(Violation of Motor Vehicle Inspection Program)**

3 64. Complainant re-alleges and incorporates by reference the allegations set forth above
4 in paragraphs 40-63.

5 65. Azad's Smog Check Inspector License is subject to disciplinary action under Health
6 and Safety Code sections 44072.10, subdivisions (a) and (c) and 44072.2, subdivision (a), in that
7 Azad failed to comply with the following sections of that Code:

8 a. **Section 44012**: failed to perform the tests of the emission control systems and devices
9 on the vehicle(s) in Table 1 in accordance with procedures prescribed by the Department.

10 b. **Section 44015**: issued a certificate of compliance for the vehicle(s) in Table 1
11 without properly testing and inspecting them to determine if they were in compliance with Health
12 & Safety Code section 44012.

13 c. **Section 44035**: failed to meet or maintain the standards prescribed for qualification,
14 equipment, performance, or conduct by failing to properly perform a smog inspection on the
15 vehicle(s) in Table 1 or certifying that such test(s) had been performed, when in fact they were
16 never performed.

17 **TENTH CAUSE FOR DISCIPLINE**

18 **(Failure to Comply with Regulations Pursuant to the Motor Vehicle Inspection Program)**

19 66. Complainant re-alleges and incorporates by reference the allegations set forth above
20 in paragraphs 40-65.

21 67. Azad's Smog Check Inspector License is subject to disciplinary action under Health
22 and Safety Code sections 44072.10, subdivisions (a) and (c) and 44072.2, subdivision (a) in that
23 Azad failed to comply with the following sections of Title 16, California Code of Regulations:

24 a. **Section 3340.35, subdivision (c)**: failed to inspect and test the vehicle(s) in Table 1
25 in accordance with the procedures specified in section 3340.42 of the Regulations and failed to
26 ensure that the vehicle(s) had all the required emission control equipment and devices installed
27 and functioning correctly.

1 of repeated and willful violations of the laws and regulations pertaining to an automotive repair
2 dealer.

3 83. Under Code section 9889.9, if a license is revoked or suspended following a hearing
4 under Article 7 of the Automotive Repair Act, any additional license issued under Articles 5 and 6
5 of Chapter 20.3 in the name of 7 to 7 Smog and Auto Repair may be likewise revoked or
6 suspended.

7 84. Under Code section 9889.9, if a license is revoked or suspended following a hearing
8 under Article 7 of the Automotive Repair Act, any additional license issued under Articles 5 and 6
9 of Chapter 20.3 in the name of Richards may be likewise revoked or suspended.

10 85. Under Code section 9889.9, if a license is revoked or suspended following a hearing
11 under Article 7 of the Automotive Repair Act, any additional license issued under Articles 5 and 6
12 of Chapter 20.3 in the name of Azad may be likewise revoked or suspended.

13 86. Under Health & Safety Code section 44072.8, if 7 to 7 Smog and Auto Repair's Smog
14 Check Station License is revoked or suspended, the Director may likewise revoke or suspend any
15 additional license issued under Chapter 5 of the Health and Safety Code in the name of 7 to 7
16 Smog and Auto Repair.

17 87. Under Health and Safety Code section 44072.8, if Richards's license is revoked or
18 suspended, any additional license issued under the Motor Vehicle Inspection Program in the name
19 of Richards may be likewise revoked or suspended by the Director.

20 88. Under Health and Safety Code section 44072.8, if Azad's license is revoked or
21 suspended, any additional license issued under the Motor Vehicle Inspection Program in the name
22 of Azad may be likewise revoked or suspended by the Director.

23 89. Under Health and Safety Code section 44072.8, if Leal's license is revoked or
24 suspended, any additional license issued under the Motor Vehicle Inspection Program in the name
25 of Leal may be likewise revoked or suspended by the Director.

26 90. Under Health and Safety Code section 44072.8, if Blackshear's technician license(s),
27 currently designated as Advanced Emission Specialist Technician License No. EA 634692 and as
28 redesignated upon timely renewal as EO 634692 and/or EI 634692, is/are revoked or suspended,

1 any additional license issued under the Motor Vehicle Inspection Program in the name of
2 Blackshear may be likewise revoked or suspended by the Director.

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 Consumer Affairs issue a decision:

6 1. Revoking or suspending Automotive Repair Dealer Registration Number ARD
7 266532, issued to James Gilbert Richards, Partner, Mohammad Rahim Azad, Partner, doing
8 business as 7 to 7 Smog and Auto Repair;

9 2. Revoking or suspending Smog Check Station License Number RC 266532, issued to
10 James Gilbert Richards, Partner, Mohammad Rahim Azad, Partner, doing business as 7 to 7 Smog
11 and Auto Repair;

12 3. Revoking or suspending Brake Station License Number BS 266532, issued to James
13 Gilbert Richards, Partner, Mohammad Rahim Azad, Partner, doing business as 7 to 7 Smog and
14 Auto Repair;

15 4. Revoking or suspending Lamp Station License No. LS 266532, issued to James
16 Gilbert Richards, Partner, Mohammad Rahim Azad, Partner, doing business as 7 to 7 Smog and
17 Auto Repair;

18 5. Revoking or suspending any additional license issued under Chapter 5 of the Health
19 and Safety Code in the name of James Gilbert Richards, Partner, Mohammad Rahim Azad,
20 Partner, doing business as 7 to 7 Smog and Auto Repair;

21 6. Revoking or suspending the registration for all places of business operated in this
22 State in the name of James Gilbert Richards, Partner, Mohammad Rahim Azad, Partner, doing
23 business as 7 to 7 Smog and Auto Repair;

24 7. Revoking or suspending any additional license issued under Articles 5 and 6 of
25 Chapter 20.3 of the Code in the name of James Gilbert Richards, Partner, Mohammad Rahim
26 Azad, Partner, doing business as 7 to 7 Smog and Auto Repair.

27 8. Revoking or suspending Smog Check Repair Technician License No. EI 630900 and
28 Smog Check Inspector License No. EO 630900 issued to James Gilbert Richards;

1 9. Revoking or suspending Brake Adjuster License Number BA 630900, issued to James
2 Gilbert Richards;

3 10. Revoking or suspending Lamp Adjuster License Number LA 630900, issued to James
4 Gilbert Richards;

5 11. Revoking or suspending any additional license issued under Chapter 5 of the Health
6 and Safety Code in the name of James Gilbert Richards;

7 12. Revoking or suspending any additional license issued under Articles 5 and 6 of
8 Chapter 20.3 of the Code in the name of James Gilbert Richards.

9 13. Revoking or suspending Smog Check Inspector License No. EO 636435 issued to
10 Mohammad Rahim Azad;

11 14. Revoking or suspending Brake Adjuster License Number BA 636435, issued to
12 Mohammad Rahim Azad;

13 15. Revoking or suspending Lamp Adjuster License Number LA 636435, issued to
14 Mohammad Rahim Azad;

15 16. Revoking or suspending any additional license issued under Chapter 5 of the Health
16 and Safety Code in the name of Mohammad Rahim Azad;

17 17. Revoking or suspending any additional license issued under Articles 5 and 6 of
18 Chapter 20.3 of the Code in the name of Mohammad Rahim Azad;

19 18. Revoking or suspending Smog Check Inspector License No. EO 637039 issued to
20 Jose Francisco Leal;

21 19. Revoking or suspending any additional license issued under Chapter 5 of the Health
22 and Safety Code in the name of Jose Francisco Leal;

23 20. Revoking or suspending Stephen Blackshear's smog technician license(s), currently
24 designated as Advanced Emission Specialist Technician License Number EA 634692 and as
25 redesignated upon his timely renewal as EO 634692 and/or EI 634692;

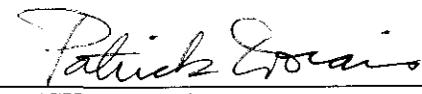
26 21. Revoking or suspending any additional license issued under Chapter 5 of the Health
27 and Safety Code in the name of Stephen Blackshear;

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1 22. Ordering James Gilbert Richards, Partner, Mohammad Rahim Azad, Partner, doing
2 business as 7 to 7 Smog and Auto Repair; James Gilbert Richards; Mohammad Rahim Azad; Jose
3 Francisco Leal; and Stephen Blackshear to pay the Bureau of Automotive Repair the reasonable
4 costs of the investigation and enforcement of this case, pursuant to Business and Professions Code
5 section 125.3; and

6 23. Taking such other and further action as deemed necessary and proper.
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10 DATED: August 18, 2015



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

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