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8
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:

Case No. 79/18-17841

13 **REDA HICHAM HAMDAN-OWNER**
14 **DBA PLATINUM SMOG CHECK**
15 **530 Montebello Way, Unit #1**
16 **Montebello, CA 90640**
17 **MAILING ADDRESS**
18 **9432 Ramona Street**
Bellflower, CA 90706
Automotive Repair Dealer Registration No.
ARD 285631
Smog Check, Test Only, Station License No.
TC 285631

ACCUSATION

19 **and**

20 **REDA HICHAM HAMDAN**
21 **9432 Ramona St.**
22 **Bellflower, CA 90705**
Smog Check Inspector License No. EO
635460

23 Respondent.

24
25 Complainant alleges:

26 **PARTIES**

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

1 **Reda Hicham Hamdan-Owner dba Platinum Smog Check**

2 **Automotive Repair Dealer Registration**

3 2. On or about December 23, 2016, the issued Automotive Repair Dealer Registrati
4 Number ARD 285631 (“registration”) to Reda Hicham Hamdan-Owner dba Platinum Smog
5 Check (“Respondent Platinum Smog”). The Automotive Repair Dealer Registration was in full
6 force and effect at all times relevant to the charges brought herein and will expire on December
7 31, 2019, unless renewed.

8 **Smog Check, Test Only, Station License**

9 3.e On or about June 2, 2017, the Bureau issued Smog Check, Test Only, Station Licensee
10 Number TC 285631 to Respondent Platinum Smog. The Smog Check, Test Only, Station
11 License was in full force and effect at all times relevant to the charges brought herein and will
12 expire on December 31, 2019, unless renewed.

13 **STAR Station Certification**

14 4. On or about August 8, 2017, the Bureau certified Platinum Smog Check as a STARe
15 Station. The certification will remain active unless ARD 285631 and/or TC 285631 is revoked,
16 canceled, become delinquent, or the certification is invalidated.

17 **Reda Hicham Hamdan**

18 **Smog Check Inspector License**

19 5.e On or about April 29, 2013, the Bureau issued Smog Check Inspector Licensee
20 Number EO 635460 to Reda Hicham Hamdan (“Respondent Hamdan”). The Smog Check
21 Inspector License was in full force and effect at all times relevant to the charges brought herein
22 and will expire on April 30, 2019, unless renewed.

23 **JURISDICTION**

24 6.e Business and Professions Code (“Code”) section 9884.7 provides that the Directore
25 may revoke an automotive repair dealer registration.

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

3 8.e Health and Safety Code section 44002 provides, in pertinent part, that the Director
4 has all the powers and authority granted under the Automotive Repair Act for enforcing the
5 Motor Vehicle Inspection Program.

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

10 **STATUTORY PROVISIONS**

11 10.e Section 9884.7 of the Code states:

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

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

20 ...

21 "(4) Any other conduct which constitutes fraud.

22 ...

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

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1 11.e Section 44012 of the Health and Safety Code states:e

2 “The test at the smog check stations shall be performed in accordance with procedures
3 prescribed by the department and may require loaded mode dynamometer testing in enhanced
4 areas, two-speed idle testing, testing utilizing a vehicle's onboard diagnostic system, or other
5 appropriate test procedures as determined by the department in consultation with the state board.
6 The department shall implement testing using onboard diagnostic systems, in lieu of loaded mode
7 dynamometer or two-speed idle testing, on model year 2000 and newer vehicles only, beginning
8 no earlier than January 1, 2013. However, the department, in consultation with the state board,
9 may prescribe alternative test procedures that include loaded mode dynamometer or two-speed
10 idle testing for vehicles with onboard diagnostic systems that the department and the state board
11 determine exhibit operational problems. The department shall ensure, as appropriate to the test
12 method, the following:

13 “(a) Emission control systems required by state and federal law are reducing excess
14 emissions in accordance with the standards adopted pursuant to subdivisions (a) and (c) of
15 Section 44013.

16 “(b) Motor vehicles are preconditioned to ensure representative and stabilized operation of
17 the vehicle's emission control system.

18 “(c) For other than diesel-powered vehicles, the vehicle's exhaust emissions of
19 hydrocarbons, carbon monoxide, carbon dioxide, and oxides of nitrogen in an idle mode or loaded
20 mode are tested in accordance with procedures prescribed by the department. In determining how
21 loaded mode and evaporative emissions testing shall be conducted, the department shall ensure
22 that the emission reduction targets for the enhanced program are met.

23 “(d) For other than diesel-powered vehicles, the vehicle's fuel evaporative system and
24 crankcase ventilation system are tested to reduce any nonexhaust sources of volatile organic
25 compound emissions, in accordance with procedures prescribed by the department.

26 “(e) For diesel-powered vehicles, a visual inspection is made of emission control devices
27 and the vehicle's exhaust emissions are tested in accordance with procedures prescribed by the
28 department that may include, but are not limited to, onboard diagnostic testing. The test may

1 include testing of emissions of any or all of the pollutants specified in subdivision (c) and, upon
2 the adoption of applicable standards, measurement of emissions of smoke or particulates, or both.

3 “(f) A visual or functional check is made of emission control devices specified by the
4 department, including the catalytic converter in those instances in which the department
5 determines it to be necessary to meet the findings of Section 44001. The visual or functional
6 check shall be performed in accordance with procedures prescribed by the department.

7 “(g) A determination as to whether the motor vehicle complies with the emission standards
8 for that vehicle's class and model-year as prescribed by the department.

9 “(h) An analysis of pass and fail rates of vehicles subject to an onboard diagnostic test and
10 a tailpipe test to assess whether any vehicles passing their onboard diagnostic test have, or would
11 have, failed a tailpipe test, and whether any vehicles failing their onboard diagnostic test have or
12 would have passed a tailpipe test.

13 “(i) The test procedures may authorize smog check stations to refuse the testing of a vehicle
14 that would be unsafe to test, or that cannot physically be inspected, as specified by the department
15 by regulation. The refusal to test a vehicle for those reasons shall not excuse or exempt the
16 vehicle from compliance with all applicable requirements of this chapter.”

17 12.e Section 44015 of the Health and Safety Code states:e

18 ...

19 “(b) If a vehicle meets the requirements of Section 44012, a smog check station licensed to
20 issue certificates shall issue a certificate of compliance or a certificate of noncompliance.”

21 13.e Section 44059 of the Health and Safety Code states:e

22 “The willful making of any false statement or entry with regard to a material matter in
23 any oath, affidavit, certificate of compliance or noncompliance, or application form which is
24 required by this chapter or Chapter 20.3 (commencing with Section 9880) of Division 3 of the
25 Business and Professions Code, constitutes perjury and is punishable as provided in the Penal
26 Code.”

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1 14.e Section 44072.2 of the Health and Safety Code states:e

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

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

8 . . .

9 "(c) Violates any of the regulations adopted by the director pursuant to this chapter.

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

11 15.e Section 44072.8 of the Health and Safety Code states:e

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

15 **REGULATORY PROVISIONS**

16 16.e California Code of Regulations, title 16, section 3340.24, subdivision (c) states:e

17 . . .

18 "(c) The bureau may suspend or revoke the license of or pursue other legal action against a
19 licensee, if the licensee falsely or fraudulently issues or obtains a certificate of compliance or a
20 certificate of noncompliance."

21 17.e California Code of Regulations, title 16, section 3340.30, subdivision (a) states:e

22 "A licensed smog check inspector and/or repair technician shall comply with the following
23 requirements at all times while licensed:

24 "(a) Inspect, test and repair vehicles, as applicable, in accordance with section 44012 of the
25 Health and Safety Code, section 44035 of the Health and Safety Code, and section 3340.42 of this
26 article."

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1 18.e California Code of Regulations, title 16, section 3340.35, subdivision (c) states:e

2 "A licensed station shall issue a certificate of compliance or noncompliance to the owner or
3 operator of any vehicle that has been inspected in accordance with the procedures specified in
4 section 3340.42 of this article and has all the required emission control equipment and devices
5 installed and functioning correctly."

6 19.e California Code of Regulations, title 16, section 3340.42, states:e

7 "Smog check inspection methods are prescribed in the Smog Check Manual, referenced by
8 section 3340.45.

9 "(a) All vehicles subject to a smog check inspection, shall receive one of the following test
10 methods:

11 "(1) A loaded-mode test shall be the test method used to inspect 1976 - 1999 model-year
12 vehicle, except diesel-powered, registered in the enhanced program areas of the state. The
13 loaded-mode test shall measure hydrocarbon, carbon monoxide, carbon dioxide and oxides of
14 nitrogen emissions, as contained in the bureau's specifications referenced in subsection (a) of
15 Section 3340.17 of this article. The loaded-mode test shall use Acceleration Simulation Mode
16 (ASM) test equipment, including a chassis dynamometer, certified by the bureau.

17 "On and after March 31, 2010, exhaust emissions from a vehicle subject to this inspection
18 shall be measured and compared to the emissions standards shown in the Vehicle Look-up Table
19 (VLT) Row Specific Emissions Standards (Cutpoints) Table, dated March 2010, which is hereby
20 incorporated by reference. If the emissions standards for a specific vehicle are not included in
21 this table then the exhaust emissions shall be compared to the emissions standards set forth in
22 TABLE I or TABLE II, as applicable. A vehicle passes the loaded-mode test if all of its
23 measured emissions are less than or equal to the applicable emission standards specified in the
24 applicable table.

25 "(2) A two-speed idle mode test shall be the test method used to inspect 1976 - 1999 model-
26 year vehicles, except diesel-powered, registered in all program areas of the state, except in those
27 areas of the state where the enhanced program has been implemented. The two-speed idle mode
28 test shall measure hydrocarbon, carbon monoxide and carbon dioxide emissions at high RPM and

1 again at idle RPM, as contained in the bureau's specifications referenced in subsection (a) of
2 Section 3340.17 of this article. Exhaust emissions from a vehicle subject to this inspection shall
3 be measured and compared to the emission standards set forth in this section and as shown in
4 TABLE III. A vehicle passes the two-speed idle mode test if all of its measured emissions are
5 less than or equal to the applicable emissions standards specified in Table III.

6 “(3) An OBD-focused test, shall be the test method used to inspect gasoline-powered
7 vehicles 2000 model-year and newer, and diesel-powered vehicles 1998 model-year and newer.
8 The OBD test failure criteria are specified in section 3340.42.2.

9 “(b) In addition to subsection (a), all vehicles subject to the smog check program shall
10 receive the following:

11 “(1) A visual inspection of emission control components and systems to verify the vehicle's
12 emission control systems are properly installed.

13 “(2) A functional inspection of emission control systems as specified in the Smog Check
14 Manual, referenced by section 3340.45, which may include an OBD test, to verify their proper
15 operation.

16 “(c) The bureau may require any combination of the inspection methods in sections (a) and
17 (b) under any of the following circumstances:

18 “(1) Vehicles that the department randomly selects pursuant to Health and Safety Code
19 section 44014.7 as a means of identifying potential operational problems with vehicle OBD
20 systems.

21 “(2) Vehicles identified by the bureau as being operationally or physically incompatible
22 with inspection equipment.

23 “(3) Vehicles with OBD systems that have demonstrated operational problems.

24 “(d) Pursuant to section 39032.5 of the Health and Safety Code, gross polluter standards are
25 as follows:

26 “(1) A gross polluter means a vehicle with excess hydrocarbon, carbon monoxide, or oxides
27 of nitrogen emissions pursuant to the gross polluter emissions standards included in the tables
28 described in subsection (a), as applicable.

1 “(2) Vehicles with emission levels exceeding the emission standards for gross polluters
2 during an initial inspection will be considered gross polluters and the provisions pertaining to
3 gross polluting vehicles will apply, including, but not limited to, sections 44014.5, 44015, and
4 44081 of the Health and Safety Code.

5 “(3) A gross polluting vehicle shall not be passed or issued a certificate of compliance until
6 the vehicle's emissions are reduced to or below the applicable emissions standards for the vehicle
7 included in the tables described in subsection (a), as applicable. However, the provisions
8 described in section 44017 of the Health and Safety Code may apply.

9 “(4) This subsection applies in all program areas statewide to vehicles requiring inspection
10 pursuant to sections 44005 and 44011 of the Health and Safety Code.”

11 **COST RECOVERY**

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

18 **VIDEOTAPE SURVEILLANCE-OCTOBER 16, 2018**

19 21.e On or about October 16, 2018, a Bureau Representative set up a surveillance camerae
20 at a location near Platinum Smog Check. The Bureau Representative verified the date and time
21 stamp on the recorder matched that of the Vehicle Identification Database ("VID"). The Bureau
22 Representative started the recording at 0408 hours and stopped at 0628 hours, no inspections
23 occurred after 0505 hours. Placement of the surveillance camera allowed the Bureau
24 Representative to record the entrance to the building in which the Emission Inspection System
25 (“EIS”) was located. Platinum Smog Check is located in a multi-unit auto repair building.
26 Platinum Smog Check has a single bay door with an adjacent office with a glass door and window
27 that appear to have an opaque tint to the glass to not allow a view inside, but to allow a view of
28 movement inside. The shop area is able to hold approximately three (3) vehicles besides one in

1 the smog check bay. The video showed that the same vehicle was not moved from the testing bay
 2 during the time of the inspections, because there is not enough room inside to move the cars
 3 around.

4 22.e During the surveillance, a review of the EIS test data showed that the license of e
 5 Respondent Hamdan and access code were used to knowingly enter false information into the
 6 state-owned computer database through the EIS, also known as a BAR97 to issue illegal
 7 Certificates of Compliance to vehicles that were not present at the time of the test. The same
 8 vehicle remained in the test bay during these hours and was used as the surrogate vehicle, the bay
 9 door was opened only a small portion. The Bureau Representative could see the brake lights
 10 illuminate the shop floor after each dynamometer portions of the individual inspections, the
 11 amount of times they illuminated corresponded with the eight (8) inspections on the video. The
 12 certifications were conducted using the clean-piping¹ method. The following chart illustrates the
 13 clean-piping activities of Respondents Platinum Smog and Hamdan on or about October 16,
 14 2018.

15 **TABLE 1**

16 Test No.	Test Date and Time	Vehicle Certified & VIN No.	Certificate No.	Technician License No.	Detail
17 1.	10/16/2018e 0416-0421e	1996 Toyota Camry 4T1BG12K0TU748460	HV772345C	EO 635460 (Respondent Hamdan)	An unknown vehicle was used in the test bay during the time it was certified.
21 2.e	10/16/2018e 0424-0427e	1996 Dodge Caravan 4B4GP44R2TB164155	HV772346C	EO 635460 (Respondent Hamdan)	An unknown vehicle was used in the test bay during the time it was certified.

27 ¹ 'Clean-Piping' is the act of using the emission sample of a known clean vehicle to substitute for the
 28 emissions of a vehicle that will not pass a smog inspection or is not present at the time of the test.

1	3.	10/16/2018 0430-0433	1999 Chevrolet C1500 Pickup 1GCEC19R6XR112392	HV772347C	EO 635460 (Respondent Hamdan)	An unknown vehicle was used in the test bay during the time it was certified.
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5	4.e	10/16/2018e 0436-0439e	1997 Nissan Altima 1N4BU31D9VC184088	HV772348C	EO 635460 (Respondent Hamdan)	An unknown vehicle was used in the test bay during the time it was certified.
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9	5.e	10/16/2018e 0442-0445e	1998 Dodge Dakota 1B7GL22X6WS531938	HV772349C	EO 635460 (Respondent Hamdan)	An unknown vehicle was used in the test bay during the time it was certified.
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13	6.e	10/16/2018e 0449-0452e	1998 Chevrolet Cavalier 1G1JC5249W7327532	HV772350C	EO 635460 (Respondent Hamdan)	An unknown vehicle was used in the test bay during the time it was certified.
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17	7.e	10/16/2018e 0456-0459e	1999 Ford F-150 Super Cab Short 2FTRX07W0XCA39865	HV772451C	EO 635460 (Respondent Hamdan)	An unknown vehicle was used in the test bay during the time it was certified.
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21	8.e	10/16/2018e 0502-0505e	1998 Mazda B-Series 4F4YR16C9WTM01996	HV772452C	EO 635460 (Respondent Hamdan)	An unknown vehicle was used in the test bay during the time it was certified.
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FIRST CAUSE FOR DISCIPLINE

(Untrue or Misleading Statements)

23.e Respondent Platinum Smog’s registration is subject to discipline pursuant to Codee section 9884.7, subdivision (a)(1), in that on or about October 16, 2018, Respondent Platinum Smog made or authorized statements which he knew or in the exercise of reasonable care should have known to be untrue or misleading, as follows: Respondent Platinum Smog certified that vehicles 1 through 8, set forth above in Table 1, had passed inspection and were in compliance with applicable laws and regulations. In fact, Respondent Platinum Smog conducted the inspections on the vehicles using the “clean-piping” method in order to issue smog certificates of compliance for the eight (8) vehicles, and did not test or inspect the eight (8) vehicles as required by Health and Safety Code section 44012.

SECOND CAUSE FOR DISCIPLINE

(Fraud)

24.e Respondent Platinum Smog’s registration is subject to discipline pursuant to Codee section 9884.7, subdivision (a)(4), in that on or about October 16, 2018, Respondent Platinum Smog committed acts which constitute fraud by issuing electronic smog certificates of compliance for vehicles 1 through 8, set forth above in Table 1, without performing bona fide inspections of the emission control devices and systems on those vehicles, thereby depriving the People of the State of California of the protection afforded by the Motor Vehicle Inspection Program.

THIRD CAUSE FOR DISCIPLINE

(Failure to Comply with the Motor Vehicle Inspection Program)

25.e Respondent Platinum Smog’s registration and smog check, test only, station licensee are subject to discipline pursuant to Code section, subdivision 9884.7(a)(6) and Health and Safety Code section 44072.2, subdivision (a), in that on or about October 16, 2018, regarding vehicles 1 through 8, set forth above in Table 1, Respondent Platinum Smog failed to comply with the following sections of that Code:

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1 a.e **Section 44012:** Respondent Platinum Smog failed to ensure that the emission controle
2 tests were performed on vehicles 1 through 8, in accordance with procedures prescribed by the
3 department.

4 b.e **Section 44015:** Respondent Platinum Smog issued electronic smog certificates of e
5 compliance for vehicles 1 through 8, without ensuring that the vehicles were properly tested and
6 inspected to determine if they were in compliance with Health and Safety Code section 44012.

7 c.e **Section 44059:** Respondent Platinum Smog willfully made false entries for the
8 electronic smog certificates of compliance by certifying that those vehicles had been inspected as
9 required when, in fact, they had not.

10 **FOURTH CAUSE FOR DISCIPLINE**

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

13 26.e Respondent Platinum Smog's smog check, test only, station license is subject to e
14 discipline pursuant to Health and Safety Code section 44072.2, subdivision (c), in that on or about
15 October 16, 2018, regarding vehicles 1 through 8, set forth above in Table 1, Respondent
16 Platinum Smog failed to comply with provisions of California Code of Regulations, title 16, as
17 follows:

18 a.e **Section 3340.24, subdivision (c):** Respondent Platinum Smog falsely or fraudulently e
19 issued electronic smog certificates of compliance for those vehicles without performing bona fide
20 inspections of the emission control devices and systems on the vehicles as required by Health and
21 Safety Code section 44012.

22 b.e **Section 3340.35, subdivision (c):** Respondent Platinum Smog issued electronic smog e
23 certificates of compliance even though those vehicles had not been inspected in accordance with
24 section 3340.42 of that Code.

25 c.e **Section 3340.42:** Respondent Platinum Smog failed to conduct the required smog testse
26 and inspections on those vehicles in accordance with the Bureau's specifications.

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1 **FIFTH CAUSE FOR DISCIPLINE**

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

3 27.e Respondent Platinum Smog's smog check, test only, station license is subject to e
4 discipline pursuant to Health and Safety Code section 44072.2, subdivision (d), in that on or
5 about October 16, 2018, regarding vehicles 1 through 8, set forth above in Table 1, Respondent
6 Platinum Smog committed acts involving dishonesty, fraud or deceit whereby another was injured
7 by issuing electronic smog certificates of compliance for those vehicles without performing bona
8 fide inspections of the emission control devices and systems on the vehicles, thereby depriving
9 the People of the State of California of the protection afforded by the Motor Vehicle Inspection
10 Program.

11 **SIXTH CAUSE FOR DISCIPLINE**

12 **(Violations of the Motor Vehicle Inspection Program)**

13 28.e Respondent Hamdan's smog check inspector license is subject to discipline pursuant e
14 to Health and Safety Code section 44072.2, subdivision (a), in that on or about October 16, 2018,
15 regarding vehicles 1 through 8, set forth above in Table 1, he failed to comply with section 44012
16 of that Code in a material respect, as follows: Respondent Hamdan failed to perform the emission
17 control tests on those vehicles in accordance with procedures prescribed by the department.

18 **SEVENTH CAUSE FOR DISCIPLINE**

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

21 29.e Respondent Hamdan's smog check inspector license is subject to discipline pursuant e
22 to Health and Safety Code section 44072.2, subdivision (c), in that on or about October 16, 2018,
23 regarding vehicles 1 through 8, set forth above in Table 1, he failed to comply with provisions of
24 California Code of Regulations, title 16, as follows:

25 a.e **Section 3340.24, subdivision (c)**: Respondent Hamdan falsely or fraudulently issued e
26 electronic smog certificates of compliance without performing bona fide inspections of the
27 emission control devices and systems on those vehicles as required by Health and Safety Code
28 section 44012.

1 33.e Pursuant to Health and Safety Code section 44072.8, if Smog Check, Test Only,e
2 Station License Number TC 285631, issued to by Reda Hicham Hamdan-Owner doing business
3 as Platinum Smog Check, is revoked or suspended, any additional license issued under this
4 Chapter 5 of Part 5 of Div 26 of the Health and Safety Code in the name of said licensee may be
5 likewise revoked or suspended by the director.

6 34.e Pursuant to Health and Safety Code section 44072.8, if Smog Check Inspector
7 License No. EO 635460, issued to Reda Hicham Hamdan, is revoked or suspended, any
8 additional license issued under this Chapter 5 of Part 5 of Div 26 of the Health and Safety Code in
9 the name of said licensee may be likewise revoked or suspended by the director.

10 **PRAYER**

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

13 1. Revoking or suspending Automotive Repair Dealer Registration Number ARDe
14 285631, issued to Reda Hicham Hamdan-Owner doing business as Platinum Smog Check;

15 2.e Revoking, suspending, or placing on probation any other automotive repair dealere
16 registration issued to Reda Hicham Hamdan;

17 3.e Revoking or suspending Smog Check, Test Only, Station Licensee
18 No. TC 285631, issued to Reda Hicham Hamdan-Owner doing business as Platinum Smog
19 Check;

20 4.e Revoking or suspending Smog Check Inspector License Number EO 635460, issuede
21 to Reda Hicham Hamdan;

22 5.e Revoking or suspending any additional license issued under Chapter 5 of Part 5 of e
23 Division 26 of the Health and Safety Code in the name of Reda Hicham Hamdan;

24 6. Ordering Reda Hicham Hamdan-Owner doing business as Platinum Smog Check ande
25 Reda Hicham Hamdan to pay the Bureau of Automotive Repair the reasonable costs of the
26 investigation and enforcement of this case, pursuant to Business and Professions Code section
27 125.3; and

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

DATED: March 15, 2019



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

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