

DIRECTOR'S ORDER UNDER SECTION 157 OF THE FAIR TRADING ACT

TO

BRADFORD (BRAD) SEPPOLA

AND TO

**ANY EMPLOYEE, REPRESENTATIVE, AGENT OR ASSOCIATE OF
BRADFORD (BRAD) SEPPOLA**

Issues

Bradford (Brad) Seppola solicited, negotiated or concluded in person a written residential construction contract during the first week of July, 2008 with
The contract was to remove and replace a portion of a concrete sidewalk, construction of a concrete sidewalk and the installation of concrete edging around a tree in her front yard and around her flower bed. The estimate for the work was between \$4900 and \$5200. accepted the contract by telephone about one week later.

Prior to work starting, Mr. Seppola requested an \$1800 deposit from On July 24, 2008 Mr. Seppola attended the residence of and was paid the \$1800 in cash. Mr. Seppola issued a receipt for the \$1800 to At the time the deposit was provided to Mr. Seppola, no work had been done.

As work progressed, Mr. Seppola requested a further deposit of \$2,600 which was paid to him on August 5, 2008. Mr. Seppola issued a receipt for the \$2,600. The receipt contained a drawing of the work to be done and a cost estimate for the work. At the time that the \$2,600 deposit was paid, all work had not been completed.

This activity constitutes a Prepaid Contracting Business requiring Bradford Seppola to be licensed as a prepaid contractor under section 104(1) of the *Fair Trading Act*.

A Prepaid Contracting Business means the activities of soliciting, negotiating or concluding in person, at any place other than the seller's place of business a prepaid contract.

A Prepaid Contract means a construction or maintenance contract in which all or part of the contract price is to be paid before all of the goods or services called for in the contract are provided.

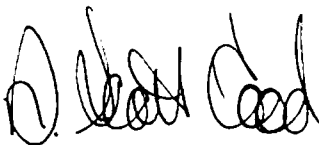
A Construction and Maintenance Contract means a contract for the purpose of constructing, altering, maintaining, repairing, adding to or improving a building that is used as the persons own private dwelling or a structure that is to be used in connection with a persons own private dwelling and is located on the same property or altering, maintaining or improving real property to be used with the persons own private dwelling/structure/building.

Order

- Bradford Seppola and any employee, representative, agent or associate must immediately stop engaging in the activities of a "Prepaid Contracting Business" by soliciting, negotiating or concluding in person, at any place other than the seller's place of business, a prepaid contract until the license requirements have been met.

NON COMPLIANCE WITH ORDER:

ANY PERSON WHO FAILS TO COMPLY WITH AN ORDER OF THE DIRECTOR UNDER SECTION 157 OF THE *FAIR TRADING ACT* CONTRAVENES THIS ACT AND IS GUILTY OF AN OFFENCE AND MAY BE PROSECUTED PURSUANT TO SECTION 163 OF THE *FAIR TRADING ACT*.



Scott Hood
Director of Fair Trading (as delegated)
March 23, 2009