

## DISCIPLINE DECISION

REVIEWING PANEL: Greg Flude, Public Member  
Jon Lemaire, Registrant Member  
Joe Malfara, Registrant Member

IN THE MATTER OF A DISCIPLINE HEARING HELD PURSUANT TO THE MOTOR  
VEHICLE DEALERS ACT, 2002, S.O. 2002, c.30, Sch. B

B E T W E E N :

ONTARIO MOTOR VEHICLE )  
INDUSTRY COUNCIL )  
- and - )  
8590729 CANADA INC. o/a )  
CAR CONNECTION TORONTO )  
- and - )  
VADIM SHERMAN )  
)

---

This matter proceeded by way of Rule 1.07 of the Rules of Practice before the Discipline Tribunal and the Appeals Tribunal. This Reviewing Panel has reviewed and considered written materials from the Parties together with a waiver of the requirement for an oral hearing and hereby makes the following Order:

**Date of Decision:** September 10, 2025

**Findings:** **8590729 Canada Inc. o/a Car Connection Toronto (the “Dealer”)**  
**has breached the following:**

- Sections 4(2), 7(1), and 9(1) and 9(3) of the Code of Ethics, O. Reg. 332/08

**Vadim Sherman (“Sherman”)** has breached the following:

- Sections 6(2), 9(1) and 9(3) of the Code of Ethics, O. Reg. 332/08

**Order:**

1. The Dealer shall pay a fine in the amount of **\$7,000** no later than ninety (90) calendar days from the date of the Discipline Tribunal's Order.
2. Sherman shall successfully complete the MVDA Key Elements Course no later than ninety (90) calendar days from the date of the Discipline Tribunal's Order.
3. The Dealer shall **offer** to all current and future salespersons, employed by the Dealer, to **fund** their completion of the Automotive Certification Course, no later than ninety (90) calendar days from the date of the Discipline Tribunal's Order.

**Overview**

This matter proceeded on the basis of an Agreed Statement of Facts, dated July 29, 2025, a jointly proposed disposition and a waiver of oral hearing, pursuant to Rule 1.07 of the Rules of Practice before the Discipline Tribunal and the Appeals Tribunal. The Agreed Statement of Facts states in relevant part as follows:

**Withdrawals:**

The allegations contained in paragraphs 7, 13, 16, 18-21, and 27-38 of the Notice of Referral to Discipline ("NORD") dated February 12, 2025, are withdrawn.

**Background:**

1. 8590729 Canada Inc. o/a Car Connection Toronto (the "Dealer") was first registered as a motor vehicle dealer in and around January 2019.
2. Vadim Sherman ("Sherman"), also known as "Dean", was first registered as a motor vehicle salesperson in and around July 2011. At all material times, Sherman has been the General Manager and Person in Charge of the day-to-day activities of the Dealer.

**Dealer's Non-Compliance:**

3. On or about November 11, 2024, representatives of the Registrar attended the Dealer's premises for a scheduled books and records inspection. During the inspection, it was found that the Dealer engaged in the trade of 5 motor vehicles that contravened the Act and/or its Regulations, as particularized below:

**A. 2016 Jeep Wrangler**

4. On or about October 19, 2024, the Dealer sold a 2016 Jeep Wrangler (VIN# \*241797) to a consumer. The Dealer failed to disclose on the retail bill of sale ("RBOS") that the vehicle had previously been declared as a total loss, contrary to sections 40(2)(1) and 42(21) of O. Reg. 333/08.
5. As such, the Dealer has contravened sections 7(1) and 9(1) and (3) of the Code of Ethics.

**B. 2020 Ford Escape**

6. On or about August 30, 2024, the Dealer sold a 2020 Ford Escape (VIN# \*B12038) to a consumer. The Dealer failed to disclose on the RBOS that the vehicle had previously been a police vehicle, contrary to sections 40(2)(1) and 42(7)(ii) of O. Reg. 333/08.
7. On or about October 11, 2024, the Consumer confirmed that the vehicle had previously been used as a police vehicle. On or about October 18, 2024, the Consumer filed a complaint against the Dealer with a representative of the Registrar, stating, *inter alia*, that the Dealer had failed to disclose this information to him.
8. On or before November 1, 2024, the Dealer provided the Consumer a refund of the vehicle.
9. As such, the Dealer has contravened sections 7(1) and 9(1) and (3) of the Code of Ethics.

**C. 2016 Volkswagen Golf**

10. On or about October 24, 2024, the Dealer sold a 2016 Volkswagen Golf (VIN# 286074) to a consumer. The Dealer failed to disclose on the RBOS that the vehicle had previously been registered in Quebec, contrary to sections 40(2)(1) and 42(22) of O. Reg. 333/08.
11. In addition, the Dealer disclosed the sum of the amounts of three accident claims (\$13,178.20) in the RBOS, instead of the individual amounts in each of the accident claims (\$1,056.21, \$1,448.27, and \$10,673.72) plus a damage record with an unknown claim amount, contrary to sections 40(2)(1) and 42(19) and (25) of O. Reg. 333/08.
12. As such, the Dealer has contravened sections 7(1) and 9(1) and (3) of the Code of Ethics.

**D. 2017 Jaguar F-Pace**

13. On or about October 16, 2024, the Dealer sold a 2017 Jaguar F-Pace (VIN# 087411) to a consumer. The Dealer disclosed the sum of the amounts of three accident claims in the RBOS, instead of the individual amounts in each of the accident claims (\$0, \$3,026, and \$2,858), contrary to sections 40(2)(1) and 42(19) and (25) of O. Reg. 333/08.
14. As such, the Dealer has contravened sections 7(1) and 9(1) and (3) of the Code of Ethics.

**E. 2019 Infiniti QX80**

15. On or before October 21, 2024, the Dealer published an advertisement for a 2019 Infiniti QX80, stock# 461015 (VIN# \*830127) with an advertised price of \$34,995 plus taxes and licensing.
16. On or about November 4, 2024, the Dealer sold the vehicle to a consumer. The RBOS indicated a base selling price of \$34,995. However, the OMVIC fee of \$12.50 was added to the base selling price of the vehicle.
17. As such, the Dealer's advertised vehicle price was not all-inclusive. This is contrary to section 36(7) of O. Reg. 333/08, as well as sections 4(2) and 9(3) of the Code of Ethics.

18. In addition, the Dealer disclosed the sum of the amounts of two accident claims (\$62,452) in the RBOS, instead of the individual amounts in each of the accident claims (\$11,968 and \$50,484), contrary to sections 40(2)(1) and 42(19) of O. Reg. 333/08.
19. As such, the Dealer has contravened sections 7(1) and 9(1) and (3) of the Code of Ethics.

**Sherman's Non-Compliance:**

20. Sherman failed to ensure that the Dealer conducted its business in compliance with the Act, its regulations, and the Code of Ethics and thus personally contravened sections 6(2), 9(1) and 9(3) of the Code of Ethics.
21. As particularized above, the Dealer has violated the following section of the Code of Ethics:

***Disclosure and marketing***

4. (2) A registrant shall ensure that all representations, including advertising, made by or on behalf of the registrant in connection with trading in motor vehicles, are legal, decent, ethical and truthful.

***Compliance***

7. (1) A registrant shall ensure that all documents used by the registrant in the course of a trade in a motor vehicle are current and comply with the law.

22. As particularized above, the Dealer and Sherman have violated the following section of the Code of Ethics:

***Professionalism***

9. (1) In carrying on business, a registrant shall not engage in any act or omission that, having regard to all of the circumstances, would reasonably be regarded as disgraceful, dishonourable, unprofessional or unbecoming of a registrant.

9. (3) A registrant shall use the registrant's best efforts to prevent error, misrepresentation, fraud or any unethical practice in respect of a trade in a motor vehicle.

23. As particularized above, Sherman has violated the following section of the Code of Ethics:

***Accountability***

6. (2) A registered salesperson shall not do or omit to do anything that causes the registered motor vehicle dealer who employs or retains the salesperson to contravene this Regulation or any applicable law with respect to trading in motor vehicles.

### **Decision of the Reviewing Panel**

Having reviewed and considered the Agreed Statement of Facts and written submissions provided by the Parties, the Reviewing Panel is satisfied that the evidence contained in the Agreed Statement of Facts substantiates the allegations that: (1) the Dealer has breached Sections 4(2), 7(1), and 9(1) and 9(3) of the Code of Ethics, O. Reg. 332/08; and (2) Sherman has breached Sections 6(2) and 9(1) and 9(3) of the Code of Ethics, O. Reg. 332/08.

The Reviewing Panel accepted the parties' proposed resolution for the reasons below.

### **Reasons for Decision**

The Reviewing Panel has considered the proposed resolution. It finds that the penalty achieves the goals of adequate punishment for the offence, specific deterrence of the Dealer and Sherman against future breaches of the code of ethics, and general deterrence for the industry showing that such breaches are considered serious and will be treated accordingly. There is a provision for further education that addresses the remediation goals of disciplinary action. In this particular matter, the parties agreed to the resolution. The Reviewing panel finds that the resolution is within the range of penalties for similar acts in other matters before this Tribunal and is not contrary to the public interest.

Ontario Motor Vehicle Industry Council  
Discipline Tribunal

Dated: September 10, 2025



---

Greg Flude, Public Member  
On behalf of:

Jon Lemaire, Registrant Member  
Joe Malfara, Registrant Member