

VIA COURIER & EMAIL

**IN THE MATTER OF the Motor Vehicle Dealers Act, 2002, S.O. 2002, Chapter 30. Schedule B
and Regulations, as amended**

- and -

IN THE MATTER OF the registration of 2694272 ONTARIO LTD. o/a AUTO HAVEN

- and -

IN THE MATTER OF the registration of NICHOLAS CHESTERFIELD

**TO: 2694272 ONTARIO LTD. o/a AUTO HAVEN
45025 Talbot Line
St Thomas, ON N5P 3S7**

AND TO: NICHOLAS CHESTERFIELD

NOTICE OF PROPOSAL TO REVOKE REGISTRATION

Take notice that pursuant to Section 9 of the *Motor Vehicle Dealers Act, 2002* (the "Act") the Registrar is proposing to revoke the registration of **2694272 ONTARIO LTD. o/a AUTO HAVEN** as a motor vehicle dealer under the Act and **NICHOLAS CHESTERFIELD** as a salesperson under the Act.

REASONS

The intention and objective of the Act is to protect the public interest. In doing so, the Act prohibits the making of false statements in an application for registration or renewal and requires that Registrants be financially responsible in the conduct of business and that they carry on business in accordance with the law and with integrity and honesty. In light of the past conduct of **NICHOLAS CHESTERFIELD** in respect of **2694272 ONTARIO LTD. o/a AUTO HAVEN** and **2694272 ONTARIO LTD. o/a AUTO HAVEN's** financial position, as described below in this Proposal, the Registrar proposes the revocation of their respective registrations under the Act and has issued an immediate temporary suspension of their registrations.

NOTICE OF IMMEDIATE TEMPORARY SUSPENSION

TAKE NOTICE THAT PURSUANT TO SECTION 10 OF THE ACT THE REGISTRAR IS ORDERING AN IMMEDIATE TEMPORARY SUSPENSION OF REGISTRATION AS A MATTER OF PUBLIC INTEREST AGAINST THE FOLLOWING PARTIES: 2694272 ONTARIO LTD. o/a AUTO HAVEN and NICHOLAS CHESTERFIELD.

PARTICULARS

The reasons for this proposal are set out below:

1. 2694272 ONTARIO LTD. o/a AUTO HAVEN (the “Dealer”) is a motor vehicle dealer registered as a general dealer under the Act. The Dealer was originally registered in or around June 2019.
2. NICHOLAS CHESTERFIELD (“Chesterfield”) was registered as a motor vehicle salesperson under the Act in or around June 2013 and continues to be registered. At all material times, Chesterfield has been a director and the person in charge of the day-to-day activities of Dealer.

PAST CONDUCT

Advertising Violation

3. In November 2025 the Dealer was the subject of a mystery shop conducted by the Registrar’s staff. It was found that the Dealer violated s. 36(7) of Ontario Regulation 333/08 (the “Regulation”) by not including all fees in the advertised price. As a result, a warning letter was issued to Chesterfield on behalf of the Dealer, and he was required to complete an advertising compliance webinar.

Consumer Complaint

4. On or about April 19, 2026, Consumer MP filed a complaint with the office of the Registrar, alleging that in December of 2024 he purchased a 2019 Ford Edge (VIN# 4147) from the Dealer.
5. As part of the transaction the Consumer traded in a 2016 Toyota Scion (VIN# 1138). At that time, it was agreed upon that the Dealer would discharge the lien registered to the vehicle representing an amount of \$18,500 owed by the Consumer to a financial institution.
6. The Dealer, however, did not have the lien discharged. Moreover, in March 2025, the Dealer sold the vehicle to another consumer with an undischarged lien.
7. On June 10, 2026, a Registrar’s representative sent a written request to Chesterfield on behalf of the Dealer. In accordance with section 14(1) of the Act, the representative indicated the nature of the complaint and requested information with respect to the transaction to be provided by June 15, 2026. However, no response has been provided by the Dealer to date.

FINANCIAL POSITION

May 2026 Inspection

8. In May 2026, an OMVIC inspector conducted an inspection of books and records of the

Dealer.

9. The inspection revealed that the Dealer had issued five cheques, for which it did not have sufficient coverage funds, as follows:
 - February 13, 2026, in the amount of \$17,639.70
 - March 16, 2026, in the amount of \$17,639.70
 - April 15, 2026, in the amount of \$3,488.46
 - April 27, 2026, in the amount of \$ for \$17,181.34
 - April 29, 2026, in the amount of \$3,488.46
10. In addition, the inspection revealed that as of May 5, 2026, the Dealer owed about \$39,000 to Canada Revenue Agency
11. Section 47(7) of O. Reg. 333/08 made under the Act stipulates that if a dealer facilitates sale of an extended warranty, all payments received from the purchaser of the warranty must be remitted to the warranty provided within 30 days of the purchase. It was found in the course of the inspection, that in 19 instances, the Dealer remitted the payments late, and in 7 instances, the payments were not remitted at all, leaving consumers with no coverage.

GENERALLY

12. The past conduct of Chesterfield affords reasonable grounds for the belief that he will not carry on business in accordance with the law and with integrity and honesty and therefore, Chesterfield is disentitled to registration pursuant to section 6(1)(a)(ii).
13. Furthermore, the past conduct of Chesterfield as the director of the Dealer affords reasonable grounds for the belief that the Dealers will not carry on business in accordance with the law and with integrity and honesty and therefore, the Dealer is disentitled to registration pursuant to section 6(1)(d)(iii) of the Act.
14. Having regard to financial position of the Dealer, it cannot reasonably be expected to be financially responsible in the conduct of its business and therefore is disentitled to registration pursuant to section 6(1)(d)(i).

RIGHT TO A HEARING

Section 9(2) of the Act provides that an Applicant/Registrant is entitled to a hearing by the Licence Appeal Tribunal in respect of this proposal, if **WITHIN 15 DAYS** after service of this proposal, the Applicant/Registrant mails or delivers a written request for a hearing to the following parties:

Licence Appeal Tribunal

Ontario Motor Vehicle Industry Council (OMVIC)

Tribunals Ontario
General Services
15 Grosvenor Street, Ground Floor
Toronto, ON M7A 2G6
Email: LATRegistrar@ontario.ca

Registrar, *Motor Vehicle Dealers Act, 2002*
65 Overlea Blvd., Suite 300
Toronto, ON M4H 1P1

- AND TO - Email: Legal_Dept@omvic.on.ca

Note that Section 9(4) of the Act provides that where the Applicant/Registrant does not require a hearing by the Tribunal in accordance with subsection 9(2), the Registrar may carry out the proposal to refuse/revoke/suspend the registration, without further notice to you.

Section 9 (5) of the Act provides that where an Applicant/Registrant requires a hearing, the Tribunal shall schedule a hearing. At that time, the Tribunal may order the Registrar to carry out, or refrain from carrying out this proposal, or may order that the Registrar take such action as the Tribunal considers appropriate, in accordance with the Act and the regulations.

Section 9 (5) of the Act also provides that the Tribunal may attach such terms and conditions to its Order or to the registration, as it considers proper to give effect to the purposes of the Act.

APPLICATION OF THE STATUTORY POWERS PROCEDURE ACT

The *Statutory Powers Procedure Act*, R.S.O. 1990, Chapter S.22, as amended, applies to the hearing to be held by this Tribunal. A party to a proceeding may be represented by counsel or an agent.

The Registrar states that the good character, propriety of conduct or competence of the Applicant/Registrant shall be an issue in any hearing before the Tribunal and the Registrar has, therefore, furnished herein reasonable information of allegations with respect thereto.

APPLICATION OF THE COMMON RULES OF PRACTICE AND PROCEDURE FOR THE LICENCE APPEAL TRIBUNAL, ANIMAL CARE REVIEW BOARD, and FIRE SAFETY COMMISSION

This is to serve as notice that the Registrar shall make application for its costs pursuant to Rule 19 of the Common Rules of Practice.

FURTHER PARTICULARS/SUPPLEMENTAL NOTICE

The Registrar may provide further and other particulars in respect of any other matters herein or in respect to any other matter including further grounds for refusal/revocation/suspension of registration.

DATED at Toronto, this 7th day of July, 2026.



Maureen Harquail, KC, MPA, ICD.D.
Registrar
Motor Vehicle Dealers Act, 2002