

SENT VIA E-MAIL

DISCIPLINE TRIBUNAL OF THE ONTARIO MOTOR VEHICLE INDUSTRY COUNCIL

**IN THE MATTER BEFORE THE DISCIPLINE TRIBUNAL HELD PURSUANT TO THE
*MOTOR VEHICLE DEALERS ACT, 2002, S.O. 2002, c.30, Sch. B***

TO: Bill Houston Ford Ltd. o/a Leggat Stouffville Ford
5786 Main Street
Whitchurch-Stouffville, ON, L4A 2T1

AND TO: David Miller

AND TO: Paolo Deliberato

NOTICE OF REFERRAL TO DISCIPLINE TRIBUNAL

Take notice that pursuant to section 14(4) 4 of the *Motor Vehicle Dealers Act, 2002*, (the "Act"), the Registrar has referred the complaint(s) against Bill Houston Ford Ltd. o/a Leggat Stouffville Ford, David Miller and Paolo Deliberato to the Discipline Tribunal for alleged violations under the Code of Ethics, as set out in Ontario Regulation 332/08.

REASONS

Section 17 of the Act establishes a Discipline Tribunal and empowers the Discipline Tribunal to hear and determine issues concerning alleged breaches of the Code of Ethics. The Code of Ethics applies to all Registrants registered under the Act. Any Registrants that disregard or violate the Code of Ethics are subject to having their conduct reviewed by the Discipline Tribunal. The Code of Ethics requires that all Registrants conduct business with Integrity, Accountability, Compliance, Respect and Professionalism as well as ensuring that requirements are met when it comes to Disclosure and Marketing and the Disclosure of Information in Sale and Lease Contracts.

PARTICULARS

The reasons for this Notice are:

Background

1. Bill Houston Ford Ltd. o/a Leggat Stouffville Ford (“Dealer”) was first registered as a motor vehicle dealer under the Act on or about July 1985.
2. David Miller (“Miller”) was first registered as a motor vehicle salesperson under the Act on or about July 1992. At all material times to this matter, Miller has been the designated Person in Charge of the day-to-day activities of the Dealer.
3. Paolo Deliberato (“Deliberato”) was first registered as a motor vehicle salesperson under the Act on or about September 2007.

Educational Resources

4. Since the Act was proclaimed in 2010, OMVIC has issued various educational materials, including publications, webinars and guidelines, reminding registrants of their disclosure obligations. The dates of said publications are attached hereto as Schedule “A”. Educational resources continue to be available on OMVIC’s website.

Dealer’s Non-Compliance

5. On or before December 12, 2025, the Dealer published an advertisement for a 2025 Ford Maverick (VIN ***44261), Stock No. 25K3142, for sale. The Dealer advertised the vehicle’s odometer as “25 km” and indicated that the vehicle was a demo.
6. On or about December 20, 2025, Consumer A purchased the 2025 Ford Maverick. In the Bill of Sale, the Dealer disclosed the vehicle’s distance travelled as 32 km, left the field stating “on delivery date odometer reading will not exceed” blank, and marked the vehicle as “new.”
7. On December 20, 2025, prior to delivery, Consumer A emailed the Dealer requesting the exact mileage of the vehicle for insurance purposes. Although the Dealer responded to Consumer A’s email, the Dealer did not provide the requisite information.
8. On December 22, 2025, Consumer A again emailed the Dealer requesting the exact kilometre reading of the vehicle. The Dealer again replied but did not provide the kilometer information.
9. On December 23, 2025, the vehicle was delivered to Consumer A with an odometer reading of approximately 5,900 km.
10. By misrepresenting the vehicle’s odometer reading, the Dealer engaged in misleading advertising and contravened sections 4(1) and 9(3) of the Code of Ethics. By misrepresenting the vehicles odometer reading in the bill of sale, the Dealer contravened sections 7(1) and 9(3) Code of Ethics.

Deliberato’s Non-Compliance:

11. In regard to the above-noted vehicle, Deliberato engaged in the trade of a vehicle in a manner that is contrary to sections 7(1) and 9(3) of the Code of Ethics and also caused the Dealer to contravene the Act, its regulations, and the Code of Ethics and thus contravened sections 6(2) and 9(3) of the Code of Ethics.

Miller's Non-Compliance

12. Miller, as a Person in Charge, failed to ensure that the Dealer conducted its business in compliance with the Act, its regulations, and the Code of Ethics and thus contravened sections 6(2) and 9(3) of the Code of Ethics.

The Registrant(s) may provide a written response to the particulars set out above to OMVIC within 15 days of service of this Notice to: legal_dept@omvic.on.ca

If the Discipline Tribunal makes a determination that a registrant has failed to comply with the Code of Ethics, it may order one or more of the following:

- A fine up to \$25,000 per party;
- Require the registrant to take further educational courses;
- If the registrant is a motor vehicle dealer, require the dealer to arrange and fund educational courses for salespersons employed by the dealer;
- Award costs.

This Notice of Referral to Discipline ("NORD") and decisions of the Discipline Tribunal may be published. Hearings before the Discipline Tribunal may be recorded and are open to the public.

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

The good character, propriety of conduct or competence of the Registrant(s) shall be an issue in any hearing before the Discipline Tribunal and reasonable information of allegations with respect thereto has been furnished.

The Rules of Practice of the Discipline Tribunal will apply and are available on OMVIC's website. A Notice of Hearing and disclosure will be provided in accordance with the Rules of Practice of the Discipline Tribunal.

Take note that as per the Rules of Practice, failure to attend a hearing before the Discipline Tribunal may result in a decision being determined *ex parte* (in your absence).

APPLICATION OF THE RULES OF PRACTICE OF THE DISCIPLINE TRIBUNAL

This is to serve notice that OMVIC may make application for its costs, pursuant to Rule 13 of the 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 particulars of violations of the Code of Ethics.

DATED at Toronto, this 12 day of June, 2026



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

