

# **UNDERTAKING**

**Pursuant to Section 154 of the *Business Practices and Consumer Protection Act* (“BPCPA”)**

THIS UNDERTAKING is made with an effective date of March 10, 2020

Between

Hayden Peddie (the “Respondent”)

And

The Director, Consumer Protection BC (the “Director”)

WHEREAS:

- A. The Respondent is currently located at 2120 Church Road, Suite 401, Sooke, BC V9Z 0W7.
- B. The Director asserts that the Respondent:
  - (I) Entered into a future performance contract with JL (“the consumer”) on November 22, 2018 that called for painting services to be performed on August 18, 2019, and for which the consumer paid a deposit in the amount of \$1,670.00 on December 12, 2018.
  - (II) Failed to refund the deposit paid by the consumer within 15 days of the notice of cancellation being given on September 11, 2019, under section 23(5) of the BPCPA, contrary to section 27 of the BPCPA.

NOW THEREFORE the Respondent undertakes, acknowledges, and agrees with the Director:

- 1. To repay, by electronic funds transfer directly to the consumer, the full amount of \$1,670 across three consecutive monthly transactions on the 15<sup>th</sup> of each month, with the first payment to be made on March 15, 2020.
- 2. The March 15, 2020 payment will be in the amount of \$500 and thereafter the final two payments will make up the remaining \$1,170.00 with no payment being less than \$500.
- 3. That this Undertaking is binding on the Respondent until it is either terminated in writing by the Director or terminated by Order of the Supreme Court of British Columbia.
- 4. That the Director may, upon breach of any part of this Undertaking by the Respondent, initiate proceedings rendering the Respondent liable to further actions and penalties under the BPCPA. In addition, it is an offence under the BPCPA to fail to comply with any part of this Undertaking.
- 5. That any communication with the Director relating to this Undertaking shall be made to the following:

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Shahid Noorani, Vice President, Regulatory Services  
Consumer Protection BC  
200 – 4946 Canada Way  
Burnaby, British Columbia V5G 4H7  
Fax: (604) 320-1663

And in the case of the Respondent to the following address:

2120 Church Road, Suite 400  
Sooke, BC V9Z 0W7  
Electronic mail: [ohhayden@gmail.com](mailto:ohhayden@gmail.com)

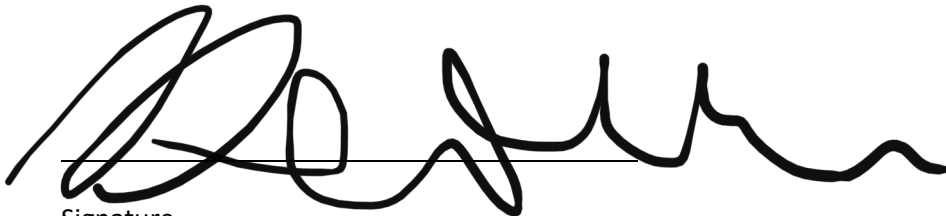
unless another address for delivery is given to the other party, in writing, by either the Director or the Respondent.

Accepted and entered into this 10<sup>th</sup> day of March 2020.



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Signature  
Shahid Noorani, Vice President, Regulatory Services



Signature  
Hayden Peddie (Respondent)