
TORONTO LICENSING TRIBUNAL: April 25, 2013
Summary of Decisions
D. Hall / L. Miskin / D. Peacock

1. **Gurdarshan Singh** (*Report No. 5935*)
Applicant for Renewal of Taxicab Driver's Licence No. D01-3725259.

DECISION:

The Tribunal approved the following pre-hearing agreement:

Gurdarshan Singh's taxicab driver's licence will be renewed, effective immediately, subject to the following conditions:

- (1) Mr. Singh must provide to Municipal Licensing and Standards proof of payment of all or any outstanding fines;
- (2) immediately upon being renewed, the licence will be placed on probation for a period of three (3) years to commence on April 25, 2013;
- (3) prior to each of the next three renewals of the licence, Mr. Singh must provide to Municipal Licensing and Standards, at his own expense, an updated abstract of his driving record;
- (4) during the probationary period, if Mr. Singh incurs any new charges or convictions under the *Toronto Municipal Code* or the *Highway Traffic Act*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (5) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 5935, and any updating material, shall be brought back before the Tribunal for a full hearing.

With the consent of all parties, the Tribunal ordered an amendment to the wording in Item No. 1 of the Pre-hearing Settlement: Mr. Singh must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;

The Tribunal approved the pre-hearing settlement, ***as amended.***

2. **Back Alley Customs Inc.** (*Report No. 6042*)
o/a Back Alley Customs
Paulo E. Cabral, President
Applicant for a Public Garage Licence (Application No. B296266).

DECISION:

The Tribunal approved the following pre-hearing agreement:

Back Alley Customs Inc.'s application for a public garage licence will be granted, effective immediately, subject to the following conditions:

- (1) Back Alley Customs Inc. must provide to Municipal Licensing and Standards proof of payment of all or any outstanding fines;
- (2) immediately upon being issued, the licence will be placed on probation for a period of one (1) year to commence on April 25, 2013;
- (3) during the probationary period, if Back Alley Customs Inc. incurs any new charges or convictions under the *Toronto Municipal Code*, they must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (4) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6042, and any updating material, shall be brought back before the Tribunal for a full hearing.

With the consent of all parties, the Tribunal ordered an amendment to the wording in Item No. 1 of the Pre-hearing Settlement: Back Alley Customs Inc. must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;

The Tribunal approved the pre-hearing settlement, *as amended*.

3. **Thiruchelvan Dharumachanthiran** (*Report No. 6008*)
Applicant for Renewal of Taxicab Driver's Licence No. D01-2902441.

DECISION:

The Tribunal approved the following pre-hearing agreement:

Thiruchelvan Dharumachanthiran's taxicab driver's licence will be renewed, effective immediately, subject to the following conditions:

- (1) Mr. Dharumachanthiran must provide to Municipal Licensing and Standards proof of payment of all or any outstanding fines;
- (2) the licence will be suspended for a period of three (3) days;

- (3) immediately upon being reinstated, the licence will be placed on probation for a period of three (3) years;
- (4) prior to each of the next three renewals of the licence, Mr. Dharumachanthiran must provide to Municipal Licensing and Standards, at his own expense, updated abstracts of his driving and criminal records;
- (5) during the probationary period, if Thiruchelvan Dharumachanthiran incurs any new charges or convictions under the *Toronto Municipal Code*, the *Criminal Code* or the *Highway Traffic Act*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (6) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6008, and any updating material, shall be brought back before the Tribunal for a full hearing.

With the consent of all parties, the Tribunal ordered an amendment to the wording in Item No. 1 of the Pre-hearing Settlement: Mr. Dharumachanthiran must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;

The Tribunal approved the pre-hearing settlement, *as amended*.

4. **1504268 Ontario Inc.** (*Report No. 5159*)
o/a Ho Long Supermarket
Ms. Meiyong Yu, President
Applicant for Renewal of Retail Store Licence No. B50-3246161.

DECISION:

The Tribunal approved the following pre-hearing agreement:

1504268 Ontario Inc.'s retail store licence will be renewed, effective immediately, subject to the following conditions:

- (1) 1504268 Ontario Inc. must provide to Municipal Licensing and Standards proof of payment of all or any outstanding fines;
- (2) immediately upon being renewed, the licence will be placed on probation for a period of two (2) years to commence on April 25, 2013;
- (3) during the probationary period, if 1504268 Ontario Inc. or Ms. Meiyong Yu incurs any new charges or convictions under the *Toronto Municipal Code* or the *Health Protection and Promotion Act*, they must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (4) during the probationary period, if Municipal Licensing and Standards has

concerns with any new charges or convictions, those matters and report No. 5159, and any updating material, shall be brought back before the Tribunal for a full hearing.

The Tribunal ordered an amendment to the wording in Item No. 1 of the Pre-hearing Settlement: 1504268 Ontario Inc. must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;

The Tribunal approved the pre-hearing settlement, *as amended*.

5. **1701128 Ontario Inc.** (*Report No. 5148*)
o/a Oriental Harvest
Mr. Guixian Li, President
Applicant for Renewal of Retail Store Licence No. B50-3612814.

DECISION:

The Tribunal approved the following joint settlement:

1701128 Ontario Inc.'s retail store licence will be renewed, effective immediately, subject to the following conditions:

- (1) 1701128 Ontario Inc. must provide to Municipal Licensing and Standards proof of payment of all or any outstanding fines;
- (2) immediately upon being renewed, the licence will be placed on probation for a period of two (2) years to commence on April 25, 2013;
- (3) during the probationary period, if 1701128 Ontario Inc. or Mr. Guixian Li incurs any new charges or convictions under the *Toronto Municipal Code* or the *Health Protection and Promotion Act*, they must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (4) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 5148, and any updating material, shall be brought back before the Tribunal for a full hearing.

The Tribunal ordered an amendment to the wording in Item No. 1 of the Pre-hearing Settlement: 1701128 Ontario Inc. must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;

The Tribunal approved the pre-hearing settlement, *as amended*.

6. **Malcolm Hassan Zoraik** (*Report No. 6041*)
Applicant for a Taxicab Driver's Licence (Application No. B203302).

DECISION:

The Tribunal approved the following pre-hearing agreement:

Malcolm Hassan Zoraik's taxicab driver's licence will be issued, effective immediately, subject to the following conditions:

- (1) Mr. Zoraik must provide to Municipal Licensing and Standards proof of payment of all or any outstanding fines;
- (2) immediately upon being issued, the licence will be placed on probation for a period of three (3) years to commence on April 25, 2013;
- (3) prior to each of the next three renewals of the licence, Mr. Zoraik must provide to Municipal Licensing and Standards, at his own expense, an updated abstract of his criminal record;
- (4) during the probationary period, if Mr. Zoraik incurs any new charges or convictions under the *Criminal Code*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (5) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6041, and any updating material, shall be brought back before the Tribunal for a full hearing.

The Tribunal ordered an amendment to the wording in Item No. 1 of the Pre-hearing Settlement: Mr. Zoraik must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;

The Tribunal approved the pre-hearing settlement, *as amended*.

7. **Ahmed Nawaz Khan** (*Report No. 5908*)
Applicant for Renewal of Taxicab Driver's Licence No. D01-3948809.

DECISION:

The Tribunal adjourned this matter to July 18, 2013, on consent of both parties, without prejudice to the City's right to seek a suspension of the licence on the adjournment date until any outstanding fines are paid.

8. **Estate of Myer Klein** (*Report No. 6033*)
Marsha Klein, Trustee
Holder of Taxicab Owner's Licence No. V02-0040358 for Taxicab Plate No. 2180.

DECISION:

The Tribunal extended taxicab owner's licence No. V02-0040358 for plate No. 2180 in the Estate of Myer Klein for a period of six (6) months, in order to facilitate the transfer of the licence to the new owner.

- 9. 1724640 Ontario Ltd.** (*Report No. 5912*)
o/a Studio 9
Mr. Duy H. Vu, President
Holder of Body Rub Parlour Owner Licence No. B38-3721115.

DECISION:

The Tribunal approved a joint settlement in this matter and the following conditions will be placed on 1724640 Ontario Ltd.'s licence No. B38-3721115:

- (1) 1724640 Ontario Ltd., operating as Studio 9, admits to the facts contained in Report No. 5912 dated February 14, 2013;
- (2) 1724640 Ontario Ltd. must provide to Municipal Licensing and Standards proof of payment of all outstanding fines prior to May 15, 2013;
- (3) the licence will be suspended for a period of five (5) days commencing May 15, 2013;
- (4) the licence will be placed on probation for a period of two (2) years to commence on April 25, 2013;
- (5) during the probationary period, if 1724640 Ontario Ltd. incurs any new charges or convictions under the *Toronto Municipal Code* or the *Criminal Code*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (6) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 5912, and any updating material, shall be brought back before the Tribunal for a full hearing.

- 10. 2124058 Ontario Inc.** (*Report No. 6020*)
o/a Platinum Spa
Mr. Duy H. Vu, President
Applicant for Renewal of Body Rub Parlour Licence No. B38-3720283.

DECISION:

The Tribunal approved the following pre-hearing agreement:

2124058 Ontario Inc.'s licence will be renewed, effective immediately, subject to the following conditions:

- (1) upon payment of all or any outstanding fines;
- (2) immediately upon being renewed, the licence will be placed on probation for a period of two (2) years;
- (3) during the probationary period, if 2124058 Ontario Inc. and Mr. Duy H. Vu incur any new charges or convictions under the *Toronto Municipal Code*, they must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (4) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6020, and any updating material, shall be brought back before the Tribunal for a full hearing.

The Tribunal ordered an amendment to the wording in Item No. 1 of the Pre-hearing Settlement: 2124058 Ontario Inc. must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;

The Tribunal approved the pre-hearing settlement, *as amended*.
