

VIRGILIO AVERION
HOME SOLUTIONS AND GENERAL CONTRACTING

This Director's Order was issued under s. 157 of the *Fair Trading Act* in response to, in the opinion of the Director, contraventions of the Act. As mandated by s. 157.1 of the *Fair Trading Act*, this Director's Order is part of the public record.

For more information on the Fair Trading Act, business licensing in Alberta or to search for a licensed business, please click here:

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[Tipsheets](#)

DIRECTORS'S ORDER UNDER SECTION 157 OF THE FAIR TRADING ACT

TO

VIRGILIO AVERION o/a
HOME SOLUTIONS AND GENERAL CONTRACTING

OR

ANY EMPLOYEE REPRESENTATIVE, AGENT OR ASSOCIATE OF AVERION
VIRGILIO o/a HOME SOLUTIONS AND VIRGILIO AVERION

Issues

On or about June 22, 2006, Virgilio AVERION operating as (o/a) Home Solutions & General Contracting entered into a home renovation contract worth \$21,500 with a consumer. The contract was solicited, negotiated or concluded in the home of the consumer. The contract required a complete basement development in the residence of the consumer. Virgilio AVERION o/a Home Solutions & General Contracting requested a deposit of \$10,750. On July 3, 2006, the consumer provided the requested deposit to Virgilio AVERION o/a Home Solutions & General Contracting before all the goods or services called for in the contract were provided.

The activity constitutes a "Prepaid Contracting Business" requiring Virgilio AVERION or Home Solutions and General Contracting to be licensed as a Prepaid Contracting Business as required under section 104(1) of the *Fair Trading Act*.

A "Prepaid contracting business" means the activities of soliciting, negotiating, or concluding in person, at any place other than the seller's place of business, a prepaid contract.

A "Prepaid contract" means a construction or maintenance contract in which all or part of the contract price is to paid before all the goods or services called for in the contract are provided.

A "Construction or Maintenance Contract" in part means a contract for the purpose of, construction, altering, maintaining, repairing, adding to or improving persons own private dwelling or structure/building located on the same property, used in connection with a person's own private dwelling/building/structure.

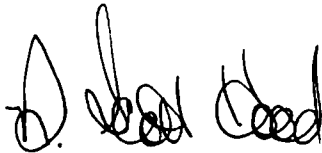
Order

Virgilio AVERION o/a Home Solutions and General Contracting individually or through any employee, representative, agent, or associate, must immediately;

- Cease entering into "Prepaid Contracts" (Taking down payments, deposits or progress payments before the work is fully completed) until the licensing requirements have been met.

NON COMPLIANCE WITH ORDER

ANY PERSON WHO FAILS TO COMPLY WITH AN ORDER OF THE DIRECTOR UNDER SECTION 157 OF THE *FAIR TRADING ACT* CONTRAVENES THIS ACT AND IS GUILTY OF AN OFFENCE AND MAY BE PROSECUTED PURSUANT TO SECTION 163 OF THE *FAIR TRADING ACT*.

A handwritten signature in black ink, appearing to read 'S. Hood', written in a cursive style.

Scott Hood
Director of Fair Trading (as delegated)
October 27, 2009