# Government of Alberta ■

Service Alberta

Consumer Services Branch Consumer Programs 3rd floor, Commerce Place 10155 - 102 Street Edmonton Alberta T5J 4L4

# GDG RENOVATIONS INC. GABRIEL DACIAN (DANNY) GEMANARIU, DIRECTOR

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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### DIRECTORS ORDER UNDER SECTION 157 OF THE FAIR TRADING ACT

TO

#### **GDG RENOVATIONS INC.**

and to

## **GABRIEL DACIAN (DANNY) GEMANARIU, Director**

and to

# ANY EMPLOYEE, REPRESENTATIVE, AGENT OR ASSOCIATE OF GDG RENOVATIONS INC. and GABRIEL DACIAN (DANNY) GEMANARIU

#### **ISSUES:**

Gabriel Dacian (Danny) Gemanariu, the sole director and shareholder of GDG Renovations Inc., solicited, negotiated or concluded in person a residential construction contract with a consumer on or about August 12, 2008 for the renovation of the consumer's master bathroom and basement and later amended to include work on the consumer's living room.

Prior to work starting, Mr. Gemanariu requested and received a \$3,000 deposit from the consumer. As the work progressed, Mr. Gemanariu requested a further payment of \$4000 which was paid. At the time the deposit and payment were paid to Mr. Gemanariu, all work as listed in the contract had not been completed.

This activity constitutes a Prepaid Contracting Business requiring either Gabriel Dacian (Danny) Gemanariu or GDG Renovations Inc. to be licensed as a prepaid contractor 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 be paid before all of the goods or services called for in the contract are provided. A Construction and Maintenance Contract means a contract for the purpose of constructing, altering, maintaining, repairing, adding to or improving a building that is used as the persons own private dwelling or a structure that is to be used in connection with a persons own private dwelling and is located on the same property or altering, maintaining or improving real property to be used with the persons own private dwelling/structure/building.

#### ORDER:

- Gabriel Dacian (Danny) Gemanariu and any employee, representative, agent or associate must immediately stop engaging in the activities of a "Prepaid Contracting Business" by soliciting, negotiating or concluding in person, at any place other than the seller's place of business, a prepaid contract until the license requirements have been met.
- GDG Renovations Inc. and any employee, representative, agent or associate must immediately stop engaging in the activities of a "Prepaid Contracting Business" by soliciting, negotiating or concluding in person, at any place other than the seller's place of business, a prepaid contract until the license 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.

Scott Hood

Director of Fair Trading (as delegated)

May 29, 2009