

TERRENCE (TERRY) WAYNE WILD
AND
JOHN PATRICK WILD aka JACK WILD
OPERATING AS
CANADA HOME SOLUTIONS
AND TO
ANY EMPLOYEE, REPRESENTATIVE, OR AGENT
OF
TERRENCE WAYNE WILD OR JOHN PATRICK WILD aka JACK WILD

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

TO

TERRENCE (TERRY) WAYNE WILD AND JOHN PATRICK WILD aka JACK WILD
OPERATING AS
CANADA HOME SOLUTIONS

AND TO

ANY EMPLOYEE, REPRESENTATIVE, OR AGENT
OF TERRENCE WAYNE WILD OR JOHN PATRICK WILD aka JACK WILD

ISSUES

After about June 17, 2011 Terry Wild and his brother Jack Wild began offering manufactured homes for sale in the Town of Slave Lake shortly after the May 2011 wildfires that damaged or destroyed approximately 800 homes. They were using various names including HomeSolutions Centre, Inc., Canadian Homes Solutions Centre, Canada Home Solutions Centre and Canada Home Solutions. They advertised "Move Into A New Custom Home in 90 DAYS or Less!". They are known to have entered into at least 6 consumer contracts.

Two consumers came forward filing complaints. Initially both were for non-delivery however one consumer did receive their home however took issue with the quality of its construction. The consumer who took delivery of his home had a number of contracts, signed and unsigned under various business names. The first 2 unsigned contracts are dated June 17, 2011 and another two signed contracts are dated July 15, 2011.

Terrence Wild o/a Canada Home Solutions became licensed on July 22, 2011 and that license expired on January 27, 2013 as the bonding company cancelled its bond coverage.

The second consumer signed his contract on September 29, 2011 but did not receive his home. After getting tired of hearing about promised delivery, he cancelled his contract. He was granted a Default Judgment on May 15, 2013.

Neither consumer received copies of contracts that met the legislative requirements. They did not include completion dates, if applicable, delivery dates, serial numbers and CSA label numbers.

LEGISLATION

This activity constitutes a "Retail Home Sales Business" requiring a person or business to be licensed as required under Section 104(1) of the *Fair Trading Act*.

A Retail Home Sales Business means the business of selling or the offering for sale of manufactured homes, mobile homes or package homes, or any of the units or materials constituting those homes, to an individual for use as a residence.

Section 8 of the *Retail Homes Sales Business Licensing Regulation* requires all contracts be in writing and sets out the contract requirements. A person who engages in a retail home sales business and who enters into a contract with a consumer must provide a copy of the signed contract to the consumer on or before the date work commences or within 10 days of the signing, whichever comes first.

It is an unfair practice under Section 6(4)(a) of the *Fair Trading Act* for a supplier to do or say anything that might reasonably deceive or mislead a consumer or potential consumer.

It is an unfair practice under Section 6(4)(n) of the *Fair Trading Act* for a supplier to represent that goods or services will be supplied within a stated period if the supplier knows or ought to know that they will not.

ORDER

Terrence Wild and John Patrick Wild must immediately:

1. Cease entering into retail home sales contracts until they have obtained a provincial license as a retail home sales business and their contracts meet legislative requirements and
2. Must stop engaging in unfair practices with consumers or potential consumers.

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*.



Karen Carruthers
Director of Fair Trading (as delegated)
December 19, 2013