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## **Auto Repair Shop in Pickering Fined for Failing to Comply with Orders to Pay Wages**

June 6, 2016 4:55 P.M.

WHITBY, ON - Pickering Performance Tire & Automotive Inc., an auto repair shop, pleaded guilty and was fined \$3,000 for failing to comply with orders to pay wages.

The Ministry of Labour received claims from three employees of Pickering Performance Tire & Automotive Inc. for unpaid wages and vacation pay. An employment standards officer determined that the employees were owed a total of \$2,724.02 and issued three orders to pay. The company did not comply with the orders.

The defendant pleaded guilty to failing to comply with an order to pay. Prior to pleading guilty, the defendant paid the outstanding orders.

Justice of the Peace Martha De Gannes fined the company \$3,000 in Whitby court on June 1, 2016.

In addition to the fine, the court imposed a 25-per-cent victim fine surcharge as required by the Provincial Offences Act. The surcharge is credited to a special provincial government fund to assist victims of crime.

A person who contravenes the ESA or its regulations, or fails to comply with an order under the act, is guilty of an offence. An individual convicted under the ESA may be fined up to \$50,000 or imprisonment of up to 12 months, or both. A corporation can be fined up to \$100,000 for a first conviction, \$250,000 for a second conviction, and \$500,000 for a third or more convictions.

### **Court Information at a Glance**

#### **Location:**

Provincial Offences Court/Ontario Court of Justice

605 Rossland Road East

Whitby, Ontario

**Judge:**

Justice Martha De Gannes

**Date of Sentencing:**

June 1, 2016

**Defendant:**

Pickering Performance Tire and Automotive Inc.

1199 Kingston Road, Unit 1

Pickering, Ontario

**Matter:**

Employment standards

**Conviction:**

Employment Standards Act

Section 103 (8)

Section 132

**Student-at-Law:**

Aneesha Lewis

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