District Attorney Marc Bennett 18<sup>th</sup> Judicial District of Kansas



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## For Immediate Release, January 24, 2020

**WICHITA, KAN.** - A used car dealership, its owners and a salesperson have entered into a consent judgment with the Office of the District Attorney. The District Attorney's Consumer Protection Division investigated Rafmen, LLC, 3020 S. Old Lawrence Road in Wichita, after receiving a consumer complaint regarding undisclosed damage and possible safety issues on a car that the consumer purchased.

The District Attorney's Office inquired with several other mechanics, reviewed safety recall information, licensing, and advertisements. After the investigation the District Attorney's Office concluded that Rafmen, LLC, owners Wasihi Subair & Abiodun Afodunrinbi and salesperson Abiodun Subair had violated the Kansas Consumer Protection Act (KCPA). Specifically, they had failed to disclose safety issues and Abiodun Subair was unlicensed. Additionally, they advertised vehicles on Facebook Marketplace but failed to disclose the sales were being offered by a dealership. Rafmen, LLC, Wasihi Subair, Abiodun Afodunrinbi and Abiodun Subair admitted the violations and agreed to refund the consumer \$2,621.00.

The consent judgment calls for Rafmen, LLC, Wasihi Subair, Abiodun Afodunrinbi and Abiodun Subair to pay \$20,000 in civil penalties in addition to other costs and expenses. The consent judgment also calls for an injunction from engaging in deceptive or unconscionable acts and cooperation with any future complaints.

The District reminds residents check for recalls Attorney to at https://www.safercar.gov/vin before purchasing. Recalls and repairs are free and covered by the manufacturer. Dealerships selling cars for normal ("merchantable") use must be in a reasonably safe condition, substantially free of defects that could render them inoperable, and they must perform up to the level reasonably expected of cars of the same age, mileage, and price. Dealerships must also disclose that the vehicle is being sold by a dealer, as opposed to a private individual, because dealerships must provide certain disclosures and warranties to consumers.

The consent judgment was signed by Judge Eric Commer and filed January 15, 2020.

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