



**NAILAH K. BYRD**  
**CUYAHOGA COUNTY CLERK OF COURTS**  
1200 Ontario Street  
Cleveland, Ohio 44113

**Court of Common Pleas**

**New Case Electronically Filed: COMPLAINT**  
**March 12, 2021 07:32**

By: MICHAEL R. SLIWINSKI 0076728

Confirmation Nbr. 2202257

STATE OF OHIO EX REL DAVE YOST

CV 21 945004

vs.

LET'S DRIVE AUTO CREDIT LLC, ET AL

**Judge:** DEENA R. CALABRESE

**Pages Filed:** 6

**IN THE COURT OF COMMON PLEAS  
CUYAHOGA COUNTY, OHIO**

STATE OF OHIO, ex rel.	)	CASE NO.
DAVE YOST	)	
ATTORNEY GENERAL OF OHIO	)	
615 W. Superior Ave. 11 <sup>th</sup> Floor	)	JUDGE
Cleveland, Ohio 44113	)	
	)	
Plaintiff,	)	<b><u>COMPLAINT FOR DECLARATORY</u></b>
	)	<b><u>JUDGEMENT, INJUNCTIVE RELIEF,</u></b>
v.	)	<b><u>RESTITUTION, CIVIL PENALTIES,</u></b>
	)	<b><u>AND OTHER APPROPRIATE RELIEF</u></b>
LET'S DRIVE AUTO CREDIT LLC	)	
c/o Irene Alekseyev	)	
10267 Spinnaker Run Trail	)	
Reminderville, Ohio 44202	)	
	)	
and	)	
	)	
IRENE ALEKSEYEV	)	
10267 Spinnaker Run Trail	)	
Reminderville, Ohio 44202	)	
	)	
Defendants.	)	
	)	
	)	
	)	

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**JURISDICTION AND VENUE**

1. Plaintiff, State of Ohio, by and through the Attorney General of Ohio, Dave Yost, having reasonable cause to believe that violations of Ohio's consumer protection laws have occurred, brings this action in the public interest and on behalf of the State of Ohio under the authority vested in him by the Ohio Consumer Sales Practices Act ("CSPA"), R.C. 1345.01 *et seq.*, and the Certificate of Motor Vehicle Title Act, R.C. 4505.01 *et seq.*

2. The actions of Defendants, hereinafter described, have occurred in the State of Ohio and in Cuyahoga County and are in violation of the CSPA, R.C. 1345.01 *et seq.*, and the Certificate of Motor Vehicle Title Act, R.C. 4505.01 *et seq.*
3. Defendants, as described below, are “supplier[s]” as that term is defined in R.C. 1345.01(C), as Defendants were, at all times relevant herein, engaged in the business of effecting or soliciting “consumer transactions” as that term is defined in R.C. 1345.01(A).
4. Defendants, as described below, engaged in “consumer transactions” by offering for sale, selling or financing the purchase of used motor vehicles to individuals for purposes that were primarily personal, family or household within the meaning specified in R.C. 1345.01(A) and (D).
5. The actions of Defendants, hereinafter described, have occurred in the State of Ohio and Cuyahoga County.
6. This Court has jurisdiction over the subject matter of this action pursuant to R.C. 1345.04 of the CSPA.
7. This Court has venue to hear this case pursuant to Ohio Civ. R. 3(B)(1)-(3), in that Defendants reside in, operated their business from, and engaged in the transactions complained of herein in Cuyahoga County, Ohio.

#### **STATEMENT OF FACTS**

8. Defendant Let’s Drive Auto LLC (“Let’s Drive”) is a domestic limited liability corporation which conducted business in Cuyahoga County and in the State of Ohio from a dealership located at 4771 Pearl Rd. Cleveland, Ohio 44109.
9. Defendant Irene Alexseyev (“Alexseyev”) is the sole member and statutory agent for Let’s Drive. Defendant Alexseyev resides at 10267 Spinnaker Run Trail, Reminderville,

Ohio 44202. As Statutory Agent, Defendant Alexseyev also accepts service on behalf of Let's Drive at 10267 Spinnaker Run Trail, Reminderville, Ohio 44202.

10. At all times relevant herein, Defendant Alexseyev dominated, controlled and directed the business activities and sales conduct of Let's Drive and exercised the authority to establish, implement or alter the policies of Let's Drive, and committed, allowed, directed, ratified or otherwise caused the following unlawful acts to occur.
11. Defendants were at all times relevant to this action engaged in the business of soliciting, promoting, purchasing, selling, financing and collecting the proceeds of the sales of used motor vehicles from their location on 4771 Pearl Rd. in Cleveland to consumers residing in Cuyahoga and other Ohio counties.
12. Defendants, solicited individual consumers to enter into consumer transactions, specifically for the sale of used motor vehicles.
13. At all times relevant hereto, Defendants held and operated under a used motor vehicle dealer permit number license #UD020940 issued by the State of Ohio under R.C. 4517.01 *et seq.*, allowing them to engage in the business of displaying or selling used motor vehicles.
14. Defendants failed to file applications for certificates of title within thirty days after the assignment or delivery of motor vehicles.
15. Defendants failed to obtain certificates of title on or before the fortieth day after the sale of motor vehicles.
16. Title Defect Rescission ("TDR") consumer claims totaling \$35,820.92 have been paid thus far from the TDR Fund, administered by the Ohio Attorney General's Office, after Defendants failed to obtain certificates of title on or before the fortieth day after the sale

of motor vehicles.

**VIOLATIONS OF THE CERTIFICATE OF MOTOR  
VEHICLE TITLE ACT AND CSPA**

17. Plaintiff incorporates by reference, as if fully rewritten herein, the allegations set forth in paragraphs one through sixteen (1-16) of this Complaint.
18. Defendants engaged in unfair and deceptive acts and practices in violation of the CSPA, R.C. 1345.02 by failing to file applications for certificates of title within thirty days after the assignment of delivery of motor vehicles as required by R.C. 4505.06(A)(5)(b).
19. Defendants engaged in unfair and deceptive acts or practices in violation of the CSPA, R.C. 1345.02(A), by selling motor vehicles to consumers, in the ordinary course of business, and then failing to obtain certificates of title on or before the fortieth day of sale of the motor vehicles as required by R.C. 4505.181(B)(1).
20. Such acts or practices have been previously determined by Ohio courts to violate the CSPA, R.C. 1345.01 *et seq.* The Defendants committed said violations after such decisions were available for public inspection pursuant to R.C. 1345.05(A)(3).

**PRAYER FOR RELIEF**

**WHEREFORE**, Plaintiff respectfully requests that this Court:

- A. ISSUE A DECLARATORY JUDGMENT** declaring that each act or practice complained of herein violates the CSPA, R.C. 1345.01 *et seq.*, and the Certificate of Motor Vehicle Title Act, R.C. 4505.01 *et seq.* in the manner set forth in this Complaint;
- B. ISSUE PERMANENT INJUNCTIVE RELIEF** enjoining Defendants, under these or any other names, and their officers, agents, representatives, salespersons,

employees, members, successors and assigns and all persons acting in concert or participation with Defendants, directly or indirectly, from further violating the CSPA, R.C. 1345.01 *et seq.*, and the Certificate of Motor Vehicle Title Act, R.C. 4505.01 *et seq.*

- C. **ORDER** Defendants liable for reimbursement to all consumers found to have been damaged by Defendants' unfair and deceptive acts and practices, and motor vehicle title violations.
- D. **ORDER** Defendants jointly and severally liable for reimbursement to the TDR Fund for funds expended to resolve title defects caused by Defendants' motor vehicle title violations.
- E. **ASSESS, FINE AND IMPOSE** upon Defendants, jointly and severally, a civil penalty of Twenty-Five Thousand Dollars (\$25,000.00) for each appropriate unfair or deceptive act alleged in the Complaint, pursuant to R.C. 1345.07(D).
- F. **ORDER** that the Defendants be enjoined from engaging in consumer transactions as suppliers in the State of Ohio until they have satisfied all reimbursement, civil penalties, any Attorney General costs to investigate and prosecute this action, and any court costs ordered herein.
- G. **ORDER** that Defendant Irene Alexseyev be prohibited from maintaining, renewing or applying for an auto dealer or salesperson license under R.C. Chapter 4517 until such time as the reimbursement and penalties herein ordered are paid.
- H. **ORDER** Defendants, jointly and severally, to pay all court costs.
- I. **GRANT** Plaintiff his costs in bringing this action, including but not limited to, the cost of collecting on any judgment awarded, and such further relief as the

Court deems to be just, equitable and appropriate.

Respectfully submitted,

**DAVE YOST**  
OHIO ATTORNEY GENERAL

A handwritten signature in black ink, appearing to read "Mich R Sliwinski", with a long horizontal flourish extending to the right.

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