



IN THE MATTER OF: THE REAL ESTATE SERVICES ACT

-and-

IN THE MATTER OF: 7136448 MANITOBA LTD. O/A MIRZA
PROPERTIES AND DEVELOPMENTS,
RAHIM OMAR MIRZA and SOFIA MIRZA

**AMENDED STATEMENT OF ALLEGATIONS OF STAFF OF
THE MANITOBA SECURITIES COMMISSION**

STAFF OF THE MANITOBA SECURITIES COMMISSION ALLEGE, AMONG OTHER THINGS, THAT:

A. REGISTRATION

1. Rahim Omar Mirza ("**Rahim**") is a resident of the City of Winnipeg, in the Province of Manitoba.
2. From October 6, 2015, to January 1, 2022, Rahim was registered as a salesperson under *The Real Estate Brokers Act* ("REBA") with 4395612 Manitoba Ltd. o/a Royal LePage Dynamic Real Estate and Broke Rage Ltd. operating as Re/Max One Group.
3. From January 1, 2022, to October 5, 2022, Rahim was registered as a salesperson under *The Real Estate Services Act* ("RESA" or "Act") with 4395612 Manitoba Ltd. operating as Royal LePage Dynamic Real Estate and Broke Rage Ltd. operating as Re/Max One Group.
4. From October 12, 2022, to January 2, 2025, Rahim was registered as a real estate salesperson under RESA with Broke Rage Ltd. operating as Re/Max One Group.
5. From January 3, 2025, to February 3, 2025, Rahim's registration was suspended pursuant to Manitoba Securities Commission ("**Commission**") Order No. 2848.

6. Rahim is currently registered as a real estate salesperson under RESA with Ember Realty Group Ltd. operating as Ember Realty Group.
7. At all material times, Rahim is not, and has never been, registered with the Commission to provide property management services.
8. Sofia Mirza ("**Sofia**") is a resident of the City of Winnipeg, in the Province of Manitoba.
9. At all material times, Sofia is not, and has never been, registered with the Commission in any capacity, including to provide property management services.
10. 7136448 Manitoba Ltd. operating as Mirza Properties & Development ("**Mirza Properties**") is a company incorporated and registered under the laws of Manitoba on June 3, 2015, which expired June 3, 2021.
11. Rahim and Sofia jointly own Mirza Properties as 50/50 shareholders and are the only two directors for Mirza Properties.
12. Rahim is listed as the President for Mirza Properties.
13. Sofia is listed as the Vice-President for Mirza Properties.
14. At all material times, Mirza Properties is not, and has never been, registered with the Commission in any capacity, including to provide property management services.

B. DETAILS

15. On or about January 23, 2024, Staff of the Commission received a telephone call from an investigator with the Public Safety Investigations Branch of the Province of Manitoba ("**PSIB**"). The investigator advised Staff that members of the PSIB have, in recent years, had numerous dealings with Rahim who represented himself as the property manager for several properties.

16. Rahim had previously inquired if he could conduct third party property management and was advised by the Registrar that he was not allowed to.

The Arnold Properties

17. The properties listed at 346, 348, 350, and 352 Arnold Street, in Winnipeg (the "**Arnold Properties**") are the subject of an Order dated March 27, 2023 issued by the Chief of Enforcement, Development and Inspections Divisions, Planning, Property and

Development Department due to the contravention of The City of Winnipeg Building By-law No. 4555/87 regarding 'hazardous conditions' (the "City Order").

18. Alen Planincic ("Planincic") appealed the City Order and indicated the following key points during the hearing:

- a) "Since 2020, I have had Rahim act as property manager and oversee the issues with this property, dealing with any items as they arise."
- b) There is a Letter of Authorization (the "LOA") on file with the City of Winnipeg so they could deal with Rahim directly for the issues related to the Arnold Properties.
- c) On numerous occasions throughout his testimony, Planincic repeatedly referred to Rahim as his property manager for the Arnold Properties.
- d) Rahim also appeared via Zoom at this hearing on behalf of Planincic, attempting to refute the conditions in the City Order.

19. Title and tax searches confirmed that Planincic was the registered owner of the Arnold Properties and tax correspondences were being sent to Planincic c/o Mirza Properties, A-113 Bryce Street, Winnipeg.

20. Planincic's mother, Tina Planincic ("Tina"), holds a small interest in unit 352 Arnold, with respect to the Arnold Properties.

21. On February 5, 2024, Rahim advised staff of the Commission that he was not engaged in third-party property management. Rahim further stated Planincic was the landlord for the Arnold Properties, and he was helping Planincic, a family friend, with general maintenance and tenancy matters.

22. Contrary to Rahim's claim, EIHS confirmed that they have been and/or are continuing to pay rent directly to Mirza Properties on behalf of clients residing in the Arnold Properties.

23. Contrary to Rahim's claim, Planincic provided Staff with evidence of Mirza Properties conducting third party property management for the Arnold Properties. This evidence included, among other items, tenant agreements and invoices on behalf of Mirza Properties, provided to Planincic, with respect to Mirza Properties' unregistered third-party property management.

24. Around April 2024, Rahim was interviewed by local media newspaper outlets. In his interviews, Rahim denied his role as the property manager for the Arnold Properties. Planincic questioned Rahim on these statements and Rahim assured Planincic that the local media misquoted him and that Rahim would address this.

25. Planincic subsequently, and repeatedly, followed up with Rahim to correct these alleged misquoted statements in the media.

26. One local media outlet confirmed to Staff that the comments made in their article were direct written statements provided by Rahim and, as such, were not misquoted based on their interview and communications with Rahim for the purposes of an article published around April 2024.

27. Rahim represented to Planincic that he had retained legal counsel from Taylor McCaffrey LLP to address and correct the alleged misquoted statements made in the local media news outlets.

28. Rahim provided to Planincic a legal correspondence letter on Taylor McCaffrey LLP's letterhead (the "TM Letter") and represented to Planincic that the lawyer he retained from Taylor McCaffrey, whose name was on the letterhead, had provided the letter to one of the media news outlets to correct the alleged misquoted statements Rahim made.

29. The lawyer named on the letterhead provided evidence to Staff which indicated that they were not the author of the TM Letter, nor did they send the TM Letter to any media news outlet.

30. Upon the realization that Planincic was cooperating with Staff by providing evidence, Sofia subsequently sent text message correspondence to Tina, expressing disappointment with respect to the harm that Planincic's cooperation with Staff will cause Rahim and his professional career as a registered real estate salesperson.

The Maryland Property

31. The LOA dated January 12, 2020, states that Planincic has retained 'Mirza Properties & Developments' to act as Landlord on Planincic's behalf for the Arnold Properties as well as 446 Maryland Street (the "**Maryland Property**").

32. Title and tax searches confirmed that Planincic was the registered owner of the Maryland Property and tax correspondences were being sent to Planincic c/o Mirza Properties, A-113 Bryce Street, Winnipeg.

33. Planincic provided evidence to Staff that Mirza Properties were in fact providing unregistered third-party property management services in relation to the Maryland Property.

34. From December 2020 to October 2023, Mirza Properties disbursed approximately \$104,254.30 to Planincic.

730 Beverley Street

35. PSIB further advised that Rahim was acting as property manager for 730 Beverley Street, Winnipeg MB (the "**Beverley Property**").

36. Title and tax searches revealed that the Beverley Property is owned by Mirza Properties.

37. The Beverley Property was placarded (condemned) in September 2023 by Public Health Inspectors for Manitoba Health. It was declared 'unfit for human habitation' and the occupants were ordered to vacate.

38. However, prior to the required repairs, inspections and subsequent clearance from the Health Department being completed, the placards were removed, and Mirza Properties had moved two new families into the Beverley Property.

39. These families were subsequently relocated by social services until this property was brought back into compliance by the Health Department.

The AM Properties

40. 305 Marjorie Street, 527 Borebank Street, and 2106 Gallagher Avenue, Winnipeg, MB (the "**AM Properties**") were having their annual property tax statements being forwarded to Mirza Properties.

41. Adnan Mirza ("Adnan") is the registered owner of the AM Properties and is not a director nor is he otherwise affiliated with Mirza Properties.

42. From December 2020 to February 2023, Mirza Properties disbursed approximately \$28,928.00 to Adnan.

The VM Properties

43. 203 Yale Avenue and 1315 Arlington Street, Winnipeg, MB (the "**VM Properties**") were having their tenancy issues forwarded to Mirza Properties.

44. Rahim's wife, Vanessa Malach ("Vanessa"), is the sole registered owner of the VM Properties.

45. On February 5, 2024, Rahim disclosed that he helps Vanessa with the maintenance of her properties, including the VM Properties, and that Mirza Properties is used to advertise all of her properties.

46. An advertising sign for Mirza Properties was posted outside the 203 Yale Avenue Property, providing their contact information for any rental inquiries.

47. The EIHS confirmed that they have or are paying rent directly to Mirza Properties on behalf of clients residing in the VM Properties

48. Vanessa is not a director or is otherwise affiliated with 7136448 and/or Mirza Properties.

49. From December 2020 to October 2022, Mirza Properties disbursed approximately \$103,574.49 to Vanessa.

Properties RM jointly owns

50. Rahim jointly owns 343 Salter Street, 937 Alfred Avenue, 745 Dufferin Avenue, 775 Mulvey Avenue, and 205 Spence Street in Winnipeg MB (the "**Joint Properties**").

51. Individuals named as joint owner of the Joint Properties are not a director or otherwise affiliated with Mirza Properties.

52. Three of these properties being 343 Salter Street, 745 Dufferin Avenue and 775 Mulvey Avenue were having their tenancy issues forwarded to Mirza Properties.

53. The EIHS confirmed that they have or are paying rent directly to Mirza Properties on behalf of clients residing in 343 Salter Street, 937 Alfred Avenue, 775 Mulvey Avenue and 205 Spence Street.

Self-Dealing

54. On August 12, 2020, Rahim and Vanessa purchased a property located at 937 Alfred Avenue, Winnipeg, MB (the "**Alfred Property**") during an estate sale.

55. The purchase of the Alfred Property was completed as a private sale, outside of Rahim's brokerage.

56. Rahim did not disclose that he was a registered real estate salesperson, nor did Rahim identify his brokerage in any way on the offer to purchase the Alfred Property.

A-113 Bryce Street

57. Tax searches conducted on the above properties show the address for Mirza Properties being listed as A-113 Bryce Street, Winnipeg, MB. (the "**Bryce Property**").

58. Rehana Mirza, who passed away in 2020, was the registered owner.

59. An Application for Probate dated August 19, 2020, for the Estate of Rehana Mirza showed that The Last Will and Testament of Rehana Mirza appointed Sofia as the sole Executor and Trustee of the Estate. The will further instructed that the Bryce Property was left to Sofia and her brother, Saleem Mirza, jointly.

60. An advertising sign for Mirza Properties was posted outside the Bryce Property, providing their contact information for any rental inquiries.

61. EIHS confirmed that they have or are paying rent directly to Mirza Properties on behalf of clients residing in the Bryce Property.

62. The Bryce Property is owned by the estate of Rehana Mirza with Sofia and Saleem Mirza being equal beneficiaries.

63. Saleem is not a director or is otherwise affiliated with Mirza Properties.

Financial Records

64. From December 2020 to October 2023, Mirza Properties disbursed approximately \$236,756.79 to third-party property owners from their business accounts.

65. Rahim has continuously denied to Staff that he has been conducting any third-property management himself or through Mirza Properties. Sofia has indicated to Staff that she is responsible for the day-to-day financials for Mirza Properties.

C. ALLEGATIONS

1. Staff of the Commission allege that Rahim:

- (a) Failed to make proper disclosure to his brokerage and the Commission when engaging in a trade on his own behalf in accordance with section 30(1) of the Act;
- (b) demonstrated conduct unbecoming a registrant under section 46(2) of the Act by undermining public confidence in the real estate industry when disregarding the City Order and exposing the public to hazardous conditions

while engaging in real estate services thereby demonstrating conduct unbecoming of a registrant in accordance with section 46(2) of the Act;

- (c) demonstrated conduct unbecoming a registrant under section 46(2) of the Act by providing false and misleading information to media news outlets with respect to the true nature of Mirza Properties' involvement with conducting unregistered third-party property management services; and
- (d) demonstrated conduct unbecoming a registrant under section 46(2) of the Act by falsifying legal correspondence to mislead Planincic in relation to correcting Rahim's statements made to local media news outlets;

Staff of the Commission allege that Rahim and Sofia:

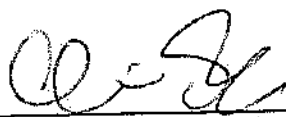
- (e) operated Mirza Properties as an unregistered property management firm, contrary to section 3 of the Act;
- (f) failed to comply with the Act and regulations, contrary to section 24(1) of the Act;
- (g) failed to maintain a trust account in relation to the third-party property management services, contrary to section 38 of the Act;
- (h) committed "deceptive dealing" within the meaning of RESA under section 44 of the Act by intentionally misrepresenting Mirza Properties' authority to provide the Services, omitting required disclosures, making false statement in a document and profiting through means contrary to law or dishonest dealings;
- (i) committed "deceptive dealing" within the meaning of RESA under section 44 of the Act by intentionally providing false or misleading statements to Staff regarding the activities of Mirza Properties; and
- (j) engaged in conduct, as set out above, that was contrary to the public interest.

and that due to these allegations, pursuant to subsection 59(1) of RESA that it is in the public interest that the registration of Rahim under the Act be cancelled. Furthermore, Rahim and Sofia should pay a penalty, the costs for the investigation of matters referred to herein, and the costs of the hearing.

2. Such further and other matters as counsel may advise and the Commission may permit.

DATED at Winnipeg, Manitoba this 21st day of November, 2025

Amended this 13th day of April, 2026.



Director

**TO: 7136448 MANITOBA LTD. O/A MIRZA
PROPERTIES AND DEVELOPMENTS,
RAHIM MIRZA and SOFIA MIRZA**