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8 **BEFORE THE**
DEPARTMENT OF CONSUMER AFFAIRS
9 **FOR THE BUREAU FOR PRIVATE POSTSECONDARY EDUCATION**
STATE OF CALIFORNIA

10
11 In the Matter of the Statement of Issues
Against:
12 **EMS TRAINING INSTITUTE, INC.;**
13 **MARK KOMINS, 50% OWNER; RONA**
14 **KOMINS, 50% OWNER**
15 **45 W. Easy Street, Ste. #2**
Simi Valley, CA 93065
16 **Approval to Operate an Institution Non-**
Accredited
17 **Institution Code: 41500904**
18 Respondent.

Case No. 1000959
OAH No. 2016050288
NOTICE OF WITHDRAWAL OF
STATEMENT OF ISSUES

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20 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
21 entitled proceedings that the following matters are true:

22 **PARTIES**

23 1. Joanne Wenzel (Complainant) is the Chief of the Bureau for Private Postsecondary
24 Education (Bureau). She brought this action solely in her official capacity and is represented in
25 this matter by Kamala D. Harris, Attorney General of the State of California, by Antonio Lopez,
26 Jr., Deputy Attorney General.
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1 2. EMS Training Institute, Inc.; Mark Komins, 50% Owner; Rona Komins, 50% Owner
2 (Respondent) is represented in this proceeding by attorney Alexander Robertson, whose address
3 is 32121 Lindero Canyon Road, Suite 200, Westlake Village, CA 91361.

4 **APPLICANT’S LICENSE HISTORY**

5 3. On or about September 28, 2006, the Bureau for Private Postsecondary Education
6 (Bureau) issued approval to operate Institution Code No. 41500904 to EMS Training Institute,
7 Inc., Mark Komins, 50% owner, and Rona Komins, 50% owner (Respondent and/or the
8 Institution). Said approval to operate was in full force and effect at all times alleged herein and
9 was scheduled to expire on January 23, 2013, unless renewed.

10 4. On or about August 1, 2012, the Bureau sent Respondent a Renewal of An Approval
11 to Operate letter, informing the Institution that their approval will expire on January 23, 2012. On
12 or about August 31, 2012, the Bureau sent the Institution a receipt for the Application for
13 Renewal for Approval to Operate an Accredited Institution, Application No. 25292. The letter
14 also provided that the Institution must resubmit the Application for Renewal of Approval to
15 Operate an Institution Non-Accredited and the required fees to continue the application process.

16 5. On or about September 19, 2012, the Bureau received a letter from the Institution,
17 requesting that Application No. 25292, the Application for Renewal for An Approval to Operate
18 an Accredited Institution be withdrawn, and that the fees in the amount of \$500 be transferred to
19 the Application for Renewal for an Approval to Operate an Institution Non-Accredited. On or
20 about September 21, 2012, the Bureau received an Application for Renewal of Approval to
21 Operate an Institution Non-Accredited, Application No. 25368, from Respondent.

22 6. On or about October 17, 2012, the Bureau sent Respondent a deficiency letter. On or
23 about October 25, 2012, the Bureau received a response to the deficiency letter from Respondent.

24 7. On or about February 25, 2015, the Bureau sent a deficiency letter to Respondent. On
25 or about March 25, 2015, the Bureau received a response to the deficiency letter. On or about
26 June 18, 2015, the Bureau received another response to the deficiency letter.

27 8. On or about July 31, 2015, the Bureau sent Respondent a “Notice of Denial” letter.
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1 9. On or about August 17, 2015, Respondent sent the Bureau a letter requesting an
2 administrative hearing to appeal the denial of his application for a renewal of its license. On or
3 about August 31, 2015, the Bureau received additional documents from Respondent for review,
4 which were not reviewed by the Bureau.

5 10. On or about December 7, 2016, Respondent withdrew its appeal of the denial. A
6 copy of Respondent's Withdrawal of Appeal of Denial of Application for Renewal of Approval to
7 Operate as an Institution Non-Accredited is attached as Exhibit A.

8 WHEREFORE, IN THE INTEREST OF JUSTICE, Statement of Issues No. 1000959 is
9 hereby withdrawn without prejudice.

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DATED: 12/9/16


JOANNE WENZEL
Chief
Bureau for Private Postsecondary Education
Department of Consumer Affairs
State of California
Complainant

LA2015502288