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

In the Matter of the Accusation Against:

CALIFORNIA VOCATIONAL ACADEMY
3509 W. Beverly Boulevard
Montebello, CA 90640

**Approval to Operate Institution Code
No. 41462892**

Respondent.

Case No. BPPE22-043

DEFAULT DECISION AND ORDER

[Gov. Code, §11520]

FINDINGS OF FACT

1. On or about July 14, 2022, Complainant Deborah Cochrane, in her official capacity as the Chief of the Bureau for Private Postsecondary Education, Department of Consumer Affairs, filed Accusation No. BPPE22-043 against California Vocational Academy (“Respondent”), owned by Blasted Corp., Javier Ibarra-Resa as Chief Executive Officer before the Director of the Department of Consumer Affairs. (Accusation attached as Exhibit A.)

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1 2. On or about August 7, 2020, the Bureau for Private Postsecondary Education
2 (“Bureau”) issued Approval to Operate Institution Code No. 41462892 to Respondent. The
3 Approval to Operate was in full force and effect at all times relevant to the charges brought in
4 Accusation No. BPPE22-043 and will expire on August 7, 2025, unless renewed.

5 3. On or about July 15, 2022, Respondent was served by Certified and First Class Mail
6 copies of the Accusation No. BPPE22-043, Statement to Respondent, Notice of Defense, Request
7 for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and
8 11507.7) at Respondent's address of record which is required to be reported and maintained with
9 the Bureau. Respondent's address of record was and is: 3509 W. Beverly Boulevard
10 Montebello, CA 90640.

11 4. On or about August 19, 2022, the same Accusation and related documents were also
12 served by Certified and First Class Mail at Respondent’s agent for process on file with the Bureau
13 at: 901 6th Ave., Space #441, Hacienda Heights, CA 91745.

14 5. Service of the Accusation was effective as a matter of law under the provisions of
15 Government Code section 11505(c) and/or Business and Professions Code section 124.

16 6. Government Code section 11506(c) states, in pertinent part:

17 (c) The respondent shall be entitled to a hearing on the merits if the respondent
18 files a notice of defense . . . and the notice shall be deemed a specific denial of all
19 parts of the accusation . . . not expressly admitted. Failure to file a notice of defense
20 . . . shall constitute a waiver of respondent's right to a hearing, but the agency in its
21 discretion may nevertheless grant a hearing.

22 7. The Bureau takes official notice of its records and the fact that Respondent failed to
23 file a Notice of Defense within 15 days after service upon them of the Accusation, and therefore
24 waived their right to a hearing on the merits of Accusation No. BPPE22-043.

25 8. California Government Code section 11520(a) states, in pertinent part:

26 (a) If the respondent either fails to file a notice of defense . . . or to appear at
27 the hearing, the agency may take action based upon the respondent's express
28 admissions or upon other evidence and affidavits may be used as evidence without
any notice to respondent

 9. Pursuant to its authority under Government Code section 11520, the Director finds
Respondent is in default. The Director will take action without further hearing and, based on the

1 relevant evidence contained in the Default Decision Investigatory Evidence Packet in this matter,
2 finds that the charges and allegations in Accusation No. BPPE22-043, are separately and
3 severally, found to be true and correct by clear and convincing evidence.

4 10. The Director finds that the actual costs for Investigation and Enforcement are
5 \$2,852.50 as of September 7, 2022.

6 **DETERMINATION OF ISSUES**

7 1. Based on the foregoing findings of fact, Respondent California Vocational Academy
8 has subjected its Approval to Operate Institution Code No. 41462892 to discipline.

9 2. The agency has jurisdiction to adjudicate this case by default.

10 3. The Director of the Department of Consumer Affairs is authorized to revoke
11 Respondent's Approval to Operate Institution Code No. 41462892 based upon the following
12 violations alleged in the Accusation which are supported by the evidence contained in the Default
13 Decision Investigatory Evidence Packet in this case:

14 a. California code of Regulation, title 5, section 75050, subdivision (b) - Failure to
15 Comply with Orders of Abatement and Pay Administrative Fines.

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ORDER

IT IS SO ORDERED that Approval to Operate Institution Code No. 41462892, issued to Respondent California Vocational Academy, is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on 10/15/2022.

It is so ORDERED 9/14/2022.

“Original Signature on File”
RYAN MARCROFT
DEPUTY DIRECTOR
LEGAL AFFAIRS DIVISION
DEPARTMENT OF CONSUMER AFFAIRS

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DOJ Matter ID:LA2022601122

Attachment:
Exhibit A: Accusation