



Bureau for Private Postsecondary Education
2535 Capitol Oaks Drive, Suite 400, Sacramento, CA 95833
P.O. Box 980818, West Sacramento, CA 95798-0818
P (916) 431-6959 F (916) 263-1897 www.bppe.ca.gov



CITATION:
ASSESSMENT OF FINE AND ORDER OF ABATEMENT

To: Wendell Arnold, Owner
Dublin Beauty College
7305 Village Parkway
Dublin, CA 94562

INSTITUTION CODE: 0100371
CITATION NUMBER: 1213003
CITATION ISSUANCE DATE: 9/28/2012
DUE DATE: 10/28/2012
FINE AMOUNT: \$501.00

Connie Bouvia issues this Citation: Assessment of Fine and Order of Abatement (Citation) in her official capacity as Enforcement Chief of the Bureau for Private Postsecondary Education (Bureau) of the California Department of Consumer Affairs.

BACKGROUND

Dublin Beauty College (Institution), Institution Code 0100371, was issued a Notice to Comply #000358 (NTC) on May 3, 2012 as a result of minor violations that were detected during the desk and on-site inspection. A notice of disagreement was received by the Bureau and an informal conference was held. On June 13, 2012 a 'Notice to Comply Appeal – Informal Office Conference Decision' was issued affirming the NTC. Wendell Arnold, owner of the Institution failed to submit a declaration and evidence of compliance for the cited violations within 30 days from the date of the decision. The violations still remain outstanding.

CITATION

A Citation is hereby issued to Wendell Arnold, owner of Dublin Beauty College located at 7305 Village Parkway, Dublin, CA 94568 in accordance with Section 125.9 of the Business and Professions Code; Section 94936 of the California Education Code; and Section 75020 of the California Code of Regulations for the violation described in the 'Violation Code Sections' of this document.

PENALTY – ASSESSMENT OF A FINE

In accordance with California Education Code section 94936; and California Code of Regulations Sections 75020 and 75030, the Bureau hereby orders the issuance of a Citation and the assessment of a fine in the amount of **\$501.00** for the violations described in the 'Violation Code Sections' of this document.

You are hereby notified that you are in violation of the California Code of Regulations and cause for issuance of a citation and assessment of an administrative fine exists.

ORDER OF ABATEMENT

The Bureau orders that you comply with the order described in the 'Violation Code Sections' of this document and submit, under penalty of perjury, a declaration that the violation will be complied with. Submit the declaration to the Bureau within 30 days of the date of this Citation Order.

VIOLATION CODE SECTIONS

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| # | The Code of Regulations (CCR). Below you will find the section(s) you are charged with violating. |
| 1. | <p><u>Violation of CCR 71920(b)(1)(A) – Student Records.</u> <i>The Institution's student records did not contain student verification of high school diploma, equivalent nor other documentation establishing the student's ability to do college level work, such as successful completion of an ability-to-benefit test as described.</i></p> <p>The Bureau orders that you maintain student records of student's high school diploma, equivalent or other documentation such as successful completion of an ability-to-benefit test for any future students.</p> <p>The fine for this violation is <u>\$501.00</u></p> |
| TOTAL ADMINISTRATIVE FINE DUE: <u>\$501.00</u> | |

APPEAL OF CITATION

You have the right to contest this Citation through an informal conference with the Bureau; and/or through an administrative hearing in accordance with Chapter 5 (Commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

If you wish to contest this Citation, you must submit the enclosed 'Notice of Appeal of Citation – Request for Informal Conference and/or Administrative Hearing' form within 30 days from the service of the Citation. If you do not request an informal conference and/or an administrative hearing within 30 days from the service of the Citation, you will not be able to request one at a later time. Deliver or mail your written request to:

Janel Quayle, Discipline Citation Program
Bureau for Private Postsecondary Education
2535 Capitol Oaks Drive, Suite 400
Sacramento, CA 95833

Unless a written request for an informal conference and/or an administrative hearing is signed by you or on behalf of Dublin Beauty College and delivered to the Bureau by October 28, 2012, you will be deemed to have waived or forfeited your right to appeal this matter.

EFFECTIVE DATE OF CITATION AND FINE ASSESSMENT

If you do not request an informal conference and/or an administrative hearing, this Citation shall become effective on September 28, 2012. The order of abatement and payment are due by October 28, 2012. Your payment of the administrative fine shall not constitute an admission of the violation charged.

If a hearing is requested, you will not be required to comply with this Citation until 30 days after a final order is entered against you.

PAYMENT OF ADMINISTRATIVE FINE

Payment of the administrative fine must be made to the Bureau for Private Postsecondary Education by check or money order. Please include the Citation number on the payment of the fine assessment. Payments may be mailed to:

Janel Quayle, Discipline Citation Program
Bureau for Private Postsecondary Education
2535 Capitol Oaks Drive, Suite 400
Sacramento, CA 95833

CONTACT INFORMATION

If you have any questions regarding this Citation, or desire further information, please contact Janel Quayle, Enforcement Analyst, at (916) 431-6940 or Janel.Quayle@dca.ca.gov.

Connie Bouvia

Connie Bouvia
Enforcement Chief

September 28, 2012

Date

Enclosures

- Applicable Laws Violated
- Statement of Rights: Appeal Process Information Sheet
- Notice of Appeal of Citation: Request for Informal Conference and/or Administrative Hearing
- Payment of fine – Wavier of Appeal
- Declaration of Service by Certified and First Class Mail