



Bureau for Private Postsecondary Education
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APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION MODIFIED

February 10, 2022

Advanced Security Concepts Corporation, Owner
Pacific West Academy
16117 Covello St
Van Nuys, CA 91406

Date of Issuance	Citation Number	Institution Code/Branch Code
February 10, 2022	2122085	25448535/42097084

On January 5, 2022, an informal [telephone] conference was held in the matter of Citation: Order of Abatement No. 2122085 (Citation) against Advanced Security Concepts Corporation, Owner of Pacific West Academy (Institution). In attendance were Jason Alley, Acting Enforcement Chief, Andrea Monnroy, Director, Donald Kuehner, Director of Training, and Yelena Karapetyan, Accounting Manager.

Pursuant to Business and Professions Code, section 125.9; California Education Code, section 94936; and Title 5 of the California Code of Regulations, section 75020 and section 75040, the Bureau for Private Postsecondary Education (Bureau) renders the following decision relative to your appeal of the Citation No. 2122085.

It is the decision of the Acting Enforcement Chief that on January 28, 2022, Citation No. 2122085 is modified and makes the following change(s):

VIOLATION CODE SECTIONS

#	Below you will find the California Education Code (CEC) and/or Title 5 of the California Code of Regulations (5, CCR code) section(s) of law you are charged with violating.
1.	<p>Violation: 5, CCR Section 74006(a) and (b) - Annual Fee <i>“(a) An institution's annual fee is due within 30 days of the date on which the institution originally receives its approval to operate and each year thereafter on the anniversary of the date of the original approval. (b) An institution shall pay its annual fee in addition to any other applicable fees.</i></p> <p>CEC Section 94930.5 (g)- Fee Schedule <i>(g) Notwithstanding subdivision (d), effective July 1, 2018, the annual fee for each campus described in subparagraphs (A) and (B) of paragraph (1) of subdivision (d) shall be in an amount equal to 0.55 percent of that campus’ total gross revenue derived from students in California, but not to be less than</i></p>

two thousand five hundred dollars (\$2,500) and not to exceed sixty thousand dollars (\$60,000) for each campus.

CEC Section 94931(b)- Late Payment

“(b) A fee that is not paid on or before the 90th calendar day after the due date for payment of the fee shall be subject to a 35 percent late payment penalty fee”

The Institution has failed to pay its annual fee for calendar year 2020 and 2021 for the Branch location.

On December 2, 2019, the Institution was notified, Invoice # 900346084, via mail at, 16027 Ventura Blvd, Suite 601, Encino, CA 91436, stating that the annual fee for calendar year 2020 was due on January 1, 2020.

On February 18, 2020, the Institution was notified, Invoice # 900347828, via mail at, 16027 Ventura Blvd, Suite 601, Encino, CA 91436, stating that the annual fee for calendar year 2020 was due on January 1, 2020.

On April 15, 2020, the Institution was notified, Invoice # 900347828, via mail at, 16027 Ventura Blvd, Suite 601, Encino, CA 91436, stating that the annual fee for calendar year 2020 was due on January 1, 2020.

On December 1, 2020, the Institution was notified, Invoice # 900354078, via mail at, 16027 Ventura Blvd, Suite 601, Encino, CA 91436, stating that the annual fee for calendar year 2021 was due on January 1, 2021.

On February 16, 2021, the Institution was notified, Invoice # 900355863, via mail at, 16027 Ventura Blvd, Suite 601, Encino, CA 91436, stating that the annual fee for calendar year 2021 was due on January 1, 2021.

On April 15, 2021, the Institution was notified, Invoice # 900355863, via mail at, 16027 Ventura Blvd, Suite 601, Encino, CA 91436, stating that the annual fee for calendar year 2021 was due on January 1, 2021.

As of November 17, 2021, the Bureau has not received the annual fee from the Institution for the Branch location.

Order of Abatement:

The Bureau orders the Institution to submit its annual fees for calendar year 2020 and 2021 for the Branch location in accordance with 5, CCR section 74006(a)(b) and CEC section 94930.5(g). In addition, the Institution must pay all late payment penalty fees.

Reason for modification: New substantive facts were presented at the conference. Additional documentation required to determine compliance.

New Order of Abatement:

The Bureau orders the Institution to submit the annual fees forms for calendar year 2020 and 2021 for the Branch and Main locations as well as any financial statements used to calculate the fees.

	Assessment of Fine: The fine for this violation is <u>\$00.00</u>
	TOTAL MODIFIED ADMINISTRATIVE FINE DUE: <u>\$00.00</u>

ORDER OF ABATEMENT

The Bureau orders that you comply with the orders described in the ‘Violation Code Sections’ of this document and submit evidence of compliance within 30 days from the date of this decision.

APPEAL OF CITATION

You *do not* have the right to request another Informal Conference to appeal this modified Citation. If you did not initially request an Administrative Hearing within 30 days from when the original citation was issued, you can no longer request one.

EFFECTIVE DATE OF CITATION

This modified Citation is effective on February 10, 2022. The Order of Abatement is due by **March 12, 2022**.

Failure to abate the violation within the time allowed is grounds for denial of an application for an approval to operate or discipline. The Bureau will promptly take all appropriate action to enforce the Modified Citation and recover the civil penalties prescribed therein or found to be due after a hearing.

CONTACT INFORMATION

If you have any questions regarding this decision or desire further information, please contact Tessa Barron, Citation Analyst, at (916) 574-7791 or at Tessa.Barron@dca.ca.gov.

“Original signature on file”

“2/10/2022”

Christina Villanueva
Discipline Manager

Date

Enclosures

- Waiver of Appeal Rights
- Declaration of Service by Certified and First-Class Mail