



APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION MODIFIED

May 8, 2019

Sterling Schools, L.L.C., Owner
 Lu Ross Academy
 470 East Thompson Blvd.
 Ventura, CA 93001

Date of Issuance	Citation Number	Institution Code
May 8, 2019	1819138	5600751

On April 18, 2019, an informal telephone conference was held in the matter of Citation: Assessment of Fine and Order of Abatement No. 1819138 (Citation) against Sterling Schools, L.L.C., Owner of Lu Ross Academy. In attendance were Beth Scott, Enforcement Chief; Ken Boyle, Owner, Sherri Silva, Placement Coordinator; and Alma Moreno, School Director.

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. 1819138.

It is the decision of the Enforcement Chief that on April 29, 2019, Citation No. 1819138 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><u>Violation:</u> 5, CCR Section 74112(m)(2)(3)(7)(9)- Uniform Data - Annual Report, Performance Fact Sheet <i>(m) Documentation supporting all data reported shall be maintained electronically by the institution for at least five years from the last time the data was included in either an Annual Report or a Performance Fact Sheet, and shall be provided to the Bureau upon request; and the data for each program shall include at a minimum:</i> <i>(2) student name(s), address, phone number, email address, program completed, program start date, scheduled completion date, and actual completion dates;</i> <i>(3) graduate's place of employment and position, date employment began, date employment ended, if applicable, actual salary, hours per week, and the date employment was verified;</i> <i>(7) any and all documentation used to provide data regarding license examinations and examination results</i> <i>(9) the name, email address, phone number, and position or title of the institution's representative who was primarily responsible for obtaining the students' completion, placement, licensing, and salary and wage data, the date that the information was gathered, and copies of notes, letters or</i></p>

emails through which the information was requested and gathered.

The Institution failed to provide all of the required data on the supporting documentation as required by 5, CCR section 74112(m)(1-9). Specifically, Bureau staff identified the following:

Missing data:

- Student address
- Phone number
- Email address
- Graduates employment position
- Graduates salary
- Graduates hours per week
- Date employment was verified
- Any and all documentation used to provide data regarding license examinations and results
- Name, email address, phone number, position or title of the institution's representative who was primarily responsible for obtaining the students' completion, placement, licensing, and salary and wage data, the date that the information was gathered, and copies of notes, letters or emails through which the information was requested and gathered.

Order of Abatement:

The Bureau orders the Institution to provide the Bureau with a policy and procedure of how the Institution will maintain supporting documentation, per 5, CCR section 74112 (m).

Reason for modification: New substantive facts were presented at the conference.

Assessment of Fine

The fine for this violation is \$5,000.00

The administrative fine for this violation has been modified from \$5,000.00 to \$100.00.

TOTAL MODIFIED ADMINISTRATIVE FINE DUE: \$100.00

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.

PENALTY - ASSESSMENT OF A FINE

Payment of the administrative fine is due within 30 days from the date of this decision. Please complete the Payment of Fine form. Payment must be made to the Bureau by check, or money order. Please include the citation number on the payment of the fine assessment. Payment of the administrative fine shall not constitute an admission of the violation(s) charged and shall be represented as satisfactory resolution of the matter for purposes of public disclosure. Payments may be mailed to:

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

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 AND FINE ASSESSMENT

This modified Citation is effective on May 8, 2019. The order of abatement and payment are due by **June 7, 2019**.


Failure to abate the violation or to pay the administrative fine 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 Cheryl Lardizabal, Discipline Analyst, at (916) 621-2591 or at Cheryl.Lardizabal@dca.ca.gov.



Christina Villanueva
Discipline Manager



Date

Enclosures

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