



Bureau for Private Postsecondary Education
2535 Capitol Oaks Drive, Suite 400, Sacramento, CA 95833
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ORDER SUSPENDING APPROVAL TO OPERATE
DEGREE GRANTING PROGRAMS

To: Barry Ross, CEO
Newport Psychoanalytic Institute
250 West Main Street, Suite 202
Tustin, CA 92780

INSTITUTION CODE: 3008151

ORDER NUMBER: 1002817

ORDER MAILING DATE: July 24, 2017

ORDER EFFECTIVE DATE: July 29, 2017

DUE DATE TO REQUEST INFORMAL OFFICE CONFERENCE: August 28, 2017

Yvette Johnson, as the designee of the Bureau Chief of the Bureau for Private Postsecondary Education (Bureau), hereby issues an Order Suspending Approval to Operate Degree Granting Programs (Order) of the above institution.

This Order is hereby issued to Newport Psychoanalytic Institute AND The Newport Center for Psychoanalytic Studies, Owner of Newport Psychoanalytic Institute located at 250 West Main Street, Suite 202, Tustin, CA 92780, pursuant to California Education Code (CEC) section 94885.1(b)(2) and Title 5 of the California Code of Regulations (5 CCR) section 71410 for the violations described below.

Factual Basis

Bureau records indicate that you obtained an approval to operate from the Bureau on or before January 1, 2015, and that you are operating an approved, unaccredited institution that offers one or more degree programs.

Pursuant to CEC section 94885.1(b)(2), your institution was required to submit evidence of having achieved accreditation candidacy or pre-accreditation¹ by July 1, 2017 but failed to do so, despite being notified on January 30, 2015 of this requirement and the risk of automatic suspension.²

¹ As defined by 5 CCR section 70000(s), for this purpose, "pre-accreditation" or "candidacy" means that an institution has submitted a completed application for initial accreditation with the required fee, which was accepted by the accreditor.

² If you applied for an extension of time pursuant to CEC section 94885.1(d), the Bureau denied the request because the institution did not provide sufficient evidence to demonstrate that the institution is making strong progress toward obtaining accreditation.

ORDER

In accordance with the provisions of CEC section 94885.1(b)(2) and 5 CCR sections 71410 and 74250, the Bureau hereby orders the following:

1. The approval to operate, issued to Newport Psychoanalytic Institute and The Newport Center for Psychoanalytic Studies of Newport Psychoanalytic Institute, is automatically suspended as to all of the institution's degree programs. The Bureau will not lift the suspension until the institution complies with the requirements of CEC section 94885.1(b)(2) by submitting evidence to the Bureau of having achieved accreditation candidacy or pre-accreditation.
2. You must immediately **cease enrolling new students** in all of your degree programs.
3. Within 30 days of the effective date of this Order, you must submit a **degree program closure plan** to the Bureau with all of the following:
 - a. The date the institution stopped enrolling new students in the degree program(s).
 - b. A list of contact information for all students currently enrolled in each degree program.
 - c. A **teach-out plan** with information on the arrangements you have made for students to complete their educational programs at another institution. **The institution shall not teach-out its own students.** The teach-out plan must: (1) provide the name and location of the institution(s) providing the teach-out; (2) include a plan for the disposition of student records per CEC section 94927.5; (3) be compliant with the refund provisions of CEC section 94927; and (4) include a copy of the notification to be provided to students identified in item # 4 below.
4. The institution must notify, in writing, all currently enrolled students within five (5) business days of the effective date of this Order of the following:
 - a. That the institution has received a notice of suspension from the Bureau and may no longer offer degree programs.
 - b. The teach-out plan, which shall provide, at minimum, the following information: (1) the name and location of the institution(s) that is providing the teach-out, (2) the date upon which instruction at the teach-out institution(s) will begin, (3) how and when payments will be made to the new institution and any relevant financial information, and (4) a contact person at the new institution(s).
 - c. That the student has a right to choose not to participate in the teach-out, and instead seek a refund for any classes the student is currently enrolled in or has not yet completed.
5. Any student may seek a refund from the institution rather than participate in a proposed teach-out program. The school must provide refunds within 45 days of the request by a student.
6. Failure of any institution to comply with the requirements of this section will be considered a violation and subject to action by the Bureau.

APPEAL OF ORDER

You may request an appeal of this Order before the Director of the Department of Consumer Affairs, or his or her designee. (5 CCR section 71410.)

Because this suspension is automatic per CEC section 94885.1(e), the institution shall not operate its degree programs during any appeal.

If you wish to appeal this Order, you must do so within 30 days from the effective date of the Order. *Unless you sign a written request for an appeal and deliver it to the Bureau within 30 days from the effective date of the Order, you will be deemed to have waived your right to appeal this matter to the Department of Consumer Affairs.*

Upon timely receipt of your request for an appeal, an informal office conference will be arranged within 30 days, or as extended at your request or by the Bureau for good cause. Upon request and approval, the person approved to operate the institution or representative may participate in the office conference by telephone.

Please submit your request to:

Bureau for Private Postsecondary Education
Attn: Christina Villanueva, Discipline Analyst
2535 Capitol Oaks Drive, Ste. 400
Sacramento, CA 95833

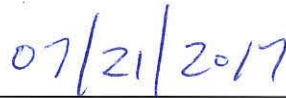
Failure by an institution to comply with the Order above may result in further enforcement action. The Bureau will promptly take all appropriate action to enforce this Order.

CONTACT INFORMATION

If you have any questions regarding this Order, or can verify that you submitted evidence to the Bureau of accreditation candidacy or pre-accreditation, please contact Christina Villanueva, Discipline Analyst, at 916-431-6958 or Christina.Villanueva@dca.ca.gov.



Yvette Johnson
Enforcement Chief



Date

Enclosures

- Declaration of Service by Certified and First Class Mail

DECLARATION OF SERVICE BY CERTIFIED AND FIRST CLASS MAIL

In the Matter of the Order Suspending Degree Granting Programs:

**Newport Psychoanalytic Institute
Barry Ross, CEO**

I, the undersigned, declare that I am over 18 years of age and not a party to the within cause; my business address is 2535 Capitol Oaks Drive, Suite 400, Sacramento, California 95833. I served a true copy of the attached:

Automatic Suspension

by mail on each of the following, by placing same in an envelope (or envelopes) addressed (respectively) as follows:

NAME AND ADDRESS

CERT NO.

Barry Ross, CEO
Newport Psychoanalytic Institute
250 West Main Street, Suite 202
Tustin, CA 92780

7017 0660 0001 0860 7106

Ray Calabrese
1439 E. Chapman Avenue
Orange, CA 92866

7017 0660 0001 0860 7090

Each said envelope was then, on July 24, 2017, sealed and deposited in the United States mail at Sacramento, California, the county in which I am employed, either as certified mail or first class U.S. mail with the postage thereon fully prepaid and return receipt requested for the certified mail.

Executed on July 24, 2017 at Sacramento, California

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Gurinder Sandhu, Declarant