



APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION AFFIRMED

April 21, 2022

Urban Cutz, LLC, Owner
Urban Barber College
1809 Willow Pass Road
Concord, CA 94520

Date of Issuance	Citation Number	Institution Code
April 21, 2022	2122116	51315891

On April 1, 2022, an informal telephone conference was held in the matter of Citation: Order of Abatement No. 2122116 (Citation) against Urban Cutz, LLC., Owner of Urban Barber College (Institution). In attendance were Ebony Santee, Licensing Chief, and Alejandro Cuadra, Chief Executive Officer.

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. 2122116.

It is the decision of the Licensing Chief that on April 11, 2022, Citation No. 2122116 is affirmed for the following reason(s):

- No new substantive facts were presented at the conference.

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(a)- Late Payment

“(a) A fee that is not paid on or before the 30th calendar day after the due date for payment of the fee shall be subject to a 25 percent late payment penalty fee.”

The Institution has failed to pay the 30-day late payment penalty fee for calendar year 2021 for the main and branch location.

Main Location

On September 1, 2021, the Institution was notified, Invoice # 900359783, via mail at 1809 Willow Pass Road, Concord, CA 94520, stating that the annual fee for calendar year 2021 was due on October 1, 2021.

On November 15, 2021, the Institution was notified, Invoice # 900361383, via mail at 1809 Willow Pass Road, Concord, CA 94520, stating that the annual fee for calendar year 2021 was due on October 1, 2021.

On December 2, 2021, the Bureau received payment for the 2021 annual fee in the amount of \$6,282.71.

As of January 20, 2022, the Bureau has not received the 30-day late payment penalty fee for the Main location.

Branch Location

On September 1, 2021, the Branch was notified, Invoice # 900359788, via mail at 1809 Willow Pass Road, Concord, CA 94520, stating that the annual fee for calendar year 2021 was due on October 1, 2021.

On November 15, 2021, the Branch was notified, Invoice # 900361384, via mail at 1809 Willow Pass Road, Concord, CA 94520, stating that the annual fee for calendar year 2021 was due on October 1.

On December 2, 2021, the Bureau received payment for the 2021 annual fee in the amount of \$2,715.42.

As of January 20, 2022, the Bureau has not received the 30-day late payment penalty fee for the Branch location.

Order of Abatement:

The Bureau orders the Institution to pay its 30-day late payment penalty fees for the 2021 Annual Fee for the Main and Branch locations in accordance with 5, CCR Section 74006 and CEC Sections 94930.5 and 94931.

	<u>Assessment of Fine</u> The fine for this violation is <u>\$00.00</u>
TOTAL AFFIRMED 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 affirmed Citation. You *do*, however, have the right to appeal this affirmed Citation through an Administrative Hearing. A hearing before an Administrative Law Judge will be scheduled and you will be notified of the hearing date. The hearing will be held pursuant to Chapter 5 (commencing with section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

If you do not wish to appeal this affirmed Citation you must withdraw your initial request for an Administrative Hearing, if one was made. Please complete and mail the enclosed Withdrawal – Request for Administrative Hearing within **30 Days** of the date of this decision.

EFFECTIVE DATE OF CITATION AND FINE ASSESSMENT

This affirmed Citation is effective on **April 21, 2022**. The order of abatement is due by **May 21, 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 Affirmed 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 Gabriella Perez, Citation Analyst, at (916) 574-7429 or at Gabriella.Perez@dca.ca.gov.

“Original Signature on File”

“4/21/2022”

Christina Villanueva
Discipline Manager

Date

Enclosures

- Withdrawal- Request for Administrative Hearing
- Declaration of Service by Certified and First-Class Mail