



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

CITATION MODIFIED

June 10, 2016

Sima Dermishya
 Sacramento Ultrasound Institute
 3490 Ponzi Court
 Rancho Cordova, CA 95670

Date of Issuance	Citation Number	Institution Code
May 5, 2016	1516093	3402661

On June 9, 2016, an informal conference was held in the matter of Citation: Assessment of Fine and Order of Abatement No. 1516093 (Citation) against Sima Dermishyan, Owner of Sacramento Ultrasound Institute. In attendance were Yvette Johnson, Enforcement Chief and Samuel Yarmagyan, Director.

Pursuant to Business and Professions Code, §148; California Education Code (CEC), §94944; and Title 5 of California Code of Regulations (5 CCR), §75020 and §75040, the Bureau for Private Postsecondary Education (Bureau) renders the following decision relative to your appeal of the Citation No. 1516093.

It is the decision of the Enforcement Chief that on June 10, 2016, Citation No. 1516093 is modified and makes the following change(s):

VIOLATION CODE SECTIONS

#	The California Education Code (CEC) and the California Code of Regulations (CCR). Below you will find the section(s) you are charged with violating.
1.	<p>MODIFIED</p> <p>Violation: CEC 94913(a)(5) - Required Web Site Information <i>“(a) An institution that maintains an Internet Web site shall provide on that Internet Web site all of the following: (5) The institution’s most recent annual report submitted to the bureau.”</i></p>

During the course of an investigation on November 18, 2015, Bureau Staff reviewed SUI's web site at <http://sui.edu/>. SUI did not provide an Annual Report on its web site. Bureau Staff reviewed SUI's web site again on April 25, 2016, and found that SUI's web site was still lacking SUI's most recent Annual Report submitted to the Bureau. As of May 4, 2016, SUI's web site still lacked the most recent Annual Report.

Order of Abatement:

The Bureau orders that SUI provide its most recent Annual Report to its web site.

Assessment of Fine

The fine for this violation is \$2,500.00

Reason for modification: The institution's website is now in compliance.

The administrative fine for this violation has been modified from \$2,500 to \$1,050.00

2. **MODIFIED**

Violation:

CEC 94913 (a)(4) – **Required Web Site Information**

"(a) An institution that maintains an Internet Web site shall provide on that Internet Web site all of the following:

(4) A link to the bureau's Internet Web site."

On November 18, 2015, Bureau Staff reviewed SUI's web site at <http://sui.edu/>. SUI did not have a link to the Bureau's web site on its web site. Bureau Staff reviewed SUI's web site again on April 25, 2016, and found that SUI's web site was still lacking a link to the Bureau's website. As of May 4, 2016, SUI's website continued to lack a link to the Bureau's web site.

Order of Abatement:

The Bureau orders that SUI update its web site to include a link to the Bureau's web site.

Assessment of Fine

The fine for this violation is \$2,500.00

Reason for modification: The institution's website is now in compliance.

The administrative fine for this violation has been modified from \$2,500 to \$1,050.00

3. **Violation:**

CEC 94913 (a)(2) – **Required Web Site Information**

"(a) An institution that maintains an Internet Web site shall provide on that Internet Web site all of the following:

(2) A School Performance Fact Sheet for each educational program offered by the institution"

On November 18, 2015, Bureau Staff reviewed SUI's web site. SUI had not attached School Performance Fact Sheets to its web site. However, upon reviewing SUI's web site again on April 25,

	<p>2016, Bureau Staff found that SUI has since updated its web site to include its School Performance Fact Sheets.</p> <p><u>Order of Abatement:</u> The Bureau orders that SUI maintain its web site to continue compliance with CEC 94913 (a)(2).</p> <p><u>Assessment of Fine</u> The fine for this violation is <u>\$0.00</u></p>
<p>TOTAL MODIFIED ADMINISTRATIVE FINE DUE: <u>\$2,100.00</u></p>	

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:

Jody Wright, 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. You *do*, however, have the right to appeal this modified Citation through an Administrative Hearing, *only if* you initially requested one within 30 days from the issuance date of the original citation. 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 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 June 10, 2016. The payment is due by **July 9, 2016.**

Failure 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 Jody Wright, Citation Analyst, at (916) 431-6940 or at Jody.Wright@dca.ca.gov.



YVETTE JOHNSON
ENFORCEMENT CHIEF

June 10, 2016

Enclosures

- Payment of Fine