BEFORE THE DIRECTOR DEPARTMENT OF CONSUMER AFFAIRS BUREAU FOR PRIVATE POSTSECONDARY EDUCATION STATE OF CALIFORNIA

In the Matter of the Accusation Against:

CURENTUR INSTITUTE dba AMERICAN UNIVERSITY OF COMPLEMENTARY MEDICINE

11543 Olympic Blvd.

Los Angeles, CA 90064

5908 Monterey Road

Los Angeles, CA 90042

Case No. 1005062

Institution Code 1926331

Respondent.

DECISION AND ORDER

The attached Stipulated Surrender of Approval to Operate an Accredited Institution and Order is hereby accepted and adopted by the Director of the Department of Consumer Affairs as the Decision in the above-entitled matter.

This Decision shall become effective on "April 2, 2021"

It is so ORDERED "March 30, 2021".

"Original signature on file"

RYAN MARCROFT

DEPUTY DIRECTOR, LEGAL AFFAIRS DIVISION

DEPARTMENT OF CONSUMER AFFAIRS

1	XAVIER BECERRA		
2	Attorney General of California THOMAS L. RINALDI		
3	Supervising Deputy Attorney General DIANN SOKOLOFF		
4	Supervising Deputy Attorney General MICHAEL YI		
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8	Attorneys for Complainant		
9	BEFORE THE		
10 11	DEPARTMENT OF CONSUMER AFFAIRS FOR THE BUREAU FOR PRIVATE POSTSECONDARY EDUCATION		
12	STATE OF CALIFORNIA		
12 13			
13	In the Matter of the Accusation Against:	Case No. 1005062	
15	CURENTUR INSTITUTE DBA AMERICAN UNIVERSITY OF	STIPULATED SURRENDER OF APPROVAL TO OPERATE AN	
16	COMPLEMENTARY MEDICINE 11543 Olympic Boulevard	ACCREDITED INSTITUTION AND ORDER	
17	Los Angeles, CA 90064	ORDER	
18	5908 Monterey Road Los Angeles, CA 90042		
19	Institution Code: 1926331		
20	Respondent.		
21			
22	IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-		
23	entitled proceedings that the following matters are true:		
24	<u>PARTIES</u>		
25	1. Dr. Michael Marion, Jr. (Complainant) is the Chief of the Bureau for Private		
26	Postsecondary Education (Bureau). He brought this action solely in his official capacity.		
27	Complainant is represented in this matter by Xavier Becerra, Attorney General of the State of		
28	California, by Michael Yi, Deputy Attorney General.		
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- 2. Curentur Institute doing business as American University of Complementary Medicine (Respondent) is representing itself in this proceeding and has chosen not to exercise its right to be represented by counsel.
- 3. On or about February 29, 1996, the Bureau issued Approval to Operate Institution Code 1926331 to Respondent. The Approval to Operate an Accredited Institution was in full force and effect at all times relevant to the charges brought in Accusation No. 1005062, and will expire on February 9, 2021, unless renewed.

JURISDICTION

4. Accusation No. 1005062 was filed before the Director of the Department of Consumer Affairs (Director) for the Bureau and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on October 7, 2020. Respondent timely filed its Notice of Defense contesting the Accusation. A copy of Accusation No. 1005062 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

- Respondent has carefully read, and understands the charges and allegations in
 Accusation No. 1005062. Respondent also has carefully read, and understands the effects of this
 Stipulated Surrender of Approval to Operate an Accredited Institution and Order.
- 6. Respondent is fully aware of its legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at its own expense; the right to confront and cross-examine the witnesses against them; the right to present evidence and to testify on its own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.
- 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

- 8. Respondent understands that the charges and allegations in Accusation No. 1005062, if proven at a hearing, constitute cause for imposing discipline upon its Approval to Operate an Accredited Institution.
- 9. For the purpose of resolving the Accusation without the expense and uncertainty of further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual basis for the charges in the Accusation and that those charges constitute cause for discipline. Respondent hereby gives up its right to contest that cause for discipline exists based on those charges.
- 10. Respondent understands that by signing this stipulation, it enables the Director to issue his order accepting the surrender of Respondent's Approval to Operate an Accredited Institution without further process.

CONTINGENCY

- 11. This stipulation shall be subject to approval by the Director or the Director's designee. Respondent understands and agrees that counsel for Complainant and Bureau staff may communicate directly with the Director and staff regarding this stipulation and surrender, without notice to, or participation by Respondent or its counsel. By signing the stipulation, Respondent understands and agrees that it may not withdraw its agreement or seek to rescind the stipulation prior to the time the Director considers and acts upon it. If the Director fails to adopt this stipulation as the Decision and Order, the Stipulated Surrender of Approval to Operate an Accredited Institution and Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Director shall not be disqualified from further action by having considered this matter.
- 12. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Surrender of Approval to Operate an Accredited Institution and Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.

- 13. This Stipulated Surrender of Approval to Operate an Accredited Institution and Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Surrender of Approval to Operate an Accredited Institution and Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.
- 14. In consideration of the foregoing admissions and stipulations, the parties agree that the Director may, without further notice or formal proceeding, issue and enter the following Order:

<u>ORDER</u>

IT IS HEREBY ORDERED that Approval to Operate an Accredited Institution, Code Number 1926331, issued to Respondent Curentur Institute doing business as American University of Complementary Medicine, is surrendered and accepted by the Bureau.

- 1. The surrender of Respondent's Approval to Operate an Accredited Institution and the acceptance of the surrendered Approval to Operate by the Bureau shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's approval history with the Bureau. The acceptance of the Stipulated Surrender of Approval to Operate an Accredited Institution shall not preclude the filing of any civil claims against Respondent related to the allegations in Accusation No. 1005062.
- 2. Respondent shall lose all rights and privileges as an approved school in California as of the effective date of the Director's Decision and Order.
- 3. If Respondent ever files an application for school approval in the State of California, the Bureau shall treat it as a new application. Respondent must comply with all the laws, regulations and procedures of a surrendered approval to operate in effect at the time the application is filed, and all of the charges and allegations contained in Accusation No. 1005062 shall be deemed to be true, correct and admitted by Respondent when the Bureau determines whether to grant or deny the application.

1	4. Respondent shall pay the Bureau the costs of investigation and enforcement in this	
2	matter in the amount of \$4,278.75 prior to issuance of any new approval to operate.	
3	<u>ACCEPTANCE</u>	
4	I have carefully read the above Stipulated Surrender of Approval to Operate an Accredited	
5	Institution and Order. I understand the stipulation and the effect it will have on Approval to	
6	Operate an Accredited Institution, Number 1926331. I enter into this Stipulated Surrender of	
7	Approval to Operate an Accredited Institution and Order on behalf of Curentur Institute doing	
8	business as American University of Complementary Medicine, voluntarily, knowingly, and	
9	intelligently, and agree to be bound by the Decision and Order of the Director of the Department	
10	of Consumer Affairs.	
11		
12	DATED: "1/11/2021" "Original signature on file"	
13	JOSEPH CHAI Authorized Agent on Behalf of	
14	CURENTUR INSTITUTE DBA	
15	AMERICAN UNIVERSITY OF COMPLEMENTARY MEDICINE	
16	Respondent	
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ENDORSEMENT The foregoing Stipulated Surrender of Approval to Operate an Accredited Institution and Order is hereby respectfully submitted for consideration by the Director of the Department of Consumer Affairs. **DATED:** "January 5, 2021" Respectfully submitted, XAVIER BECERRA Attorney General of California THOMAS L. RINALDI Supervising Deputy Attorney General DIANN SOKOLOFF Supervising Deputy Attorney General "Original signature on file" MICHAEL YI Deputy Attorney General Attorneys for Complainant LA2020602178 63762357.docx