



**Bureau for Private Postsecondary Education**  
2535 Capitol Oaks Drive, Suite 400, Sacramento, CA 95833  
P.O. Box 980818, West Sacramento, CA 95798-0818  
P (916) 431-6959 F (916) 263-1897 [www.bppe.ca.gov](http://www.bppe.ca.gov)



## **CITATION: ASSESSMENT OF FINE AND ORDER OF ABATEMENT**

To: Aristotle University  
Thomas Gionis, Owner  
Xanthi Gionis, Owner  
61 Sparrowhawk Drive  
Irvine, CA 92604

**INSTITUTION CODE: None - Unapproved**

**CITATION NUMBER: 1213016**

**CITATION ISSUANCE DATE: 05/02/13**

**DUE DATE: 06/01/13**

**FINE AMOUNT: \$50,000.00**

Connie Bouvia issues this Citation: Assessment of Fine and Order of Abatement (Citation) in her official capacity as Enforcement Chief of the Bureau for Private Postsecondary Education (Bureau) of the California Department of Consumer Affairs.

### CITATION

A Citation is hereby issued to Thomas Gionis and Xanthi Gionis, owners of Aristotle University located at 6185 Paseo Del Norte #200, Carlsbad, California 92011; 701 Palomar Airport Road #240, Carlsbad, California 92011; and at all other Aristotle University locations in accordance with Section 148 and of the Business and Professions Code; Section 94944 of the California Education Code; and Section 75020 of the California Code of Regulations for the violation(s) described below.

### VIOLATION

#### **California Education Code § 94886 – Approval to Operate Required**

*“Except as exempted in Article 4 (commencing with Section 94874) or in compliance with the transition provisions in Article 2 (commencing with Section 94802), a person shall not open, conduct, or do business as a private postsecondary educational institution in this state without obtaining an approval to operate under this chapter.”*

**The institution did not obtain an approval to operate a private postsecondary educational institution from the Bureau.**

You are hereby notified that you have violated Section 94886 of the California Education Code and cause for issuance of a citation and assessment of an administrative fine exists.

### PENALTY – ASSESSMENT OF A FINE

In accordance with California Education Code section 94944; and California Code of Regulations section 75020(b), the Bureau hereby orders the issuance of a Citation, assessment of a fine in the amount of **\$50,000.00** for operating an institution without proper approval to operate issued by the Bureau.

### ORDER OF ABATEMENT

The Bureau orders that you cease operating as a private postsecondary educational institution at 6185 Paseo Del Norte #200, Carlsbad, California 92011; 701 Palomar Airport Road #240, Carlsbad, California 92011; and at all other Aristotle University locations. You must submit within 30 days of the date of this Citation, evidence of compliance that the violation has been complied with. This means you must stop enrolling students, and cease all instructional services, advertising (including Web sites), programs, and/or operations. You must also refund all monies (tuition and fees) to all students that were enrolled at Aristotle University after January 1, 2010.

You must also provide a complete list of all students who have been enrolled at Aristotle University after January 1, 2010 until present. The list shall include the names of the students, contact information, amount of tuition they paid, amount you refunded, and evidence that you refunded each student.

### APPEAL OF CITATION

You have the right to contest this Citation through an informal conference with the Bureau and/or through an administrative hearing in accordance with Chapter 5 (Commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

If you wish to contest this Citation, you must submit the enclosed 'Notice of Appeal of Citation – Request for Informal Conference and/or Administrative Hearing' form within 30 days from the date of service of the Citation. If you do not request an informal conference and/or an administrative hearing within 30 days from the date of service of the Citation, you will not be able to request one at a later time. Deliver or mail your written request to:

Janel Quayle, Discipline – Citation Program  
Bureau for Private Postsecondary Education  
2535 Capitol Oaks Drive, Suite 400  
Sacramento, CA 95833

Unless a written request for an informal conference and/or an administrative hearing is signed by you or on behalf of Aristotle University and delivered to the Bureau by **June 1, 2013** you will be deemed to have waived or forfeited your right to an administrative hearing in this matter.

### EFFECTIVE DATE OF CITATION AND FINE ASSESSMENT

If you do not request an informal conference and/or an administrative hearing, this Citation shall become effective on **May 2, 2013**. The order of abatement and payment are due by **June 1, 2013**. Your payment of the administrative fine shall not constitute an admission of the violation(s) charged.

If a hearing is requested, you will not be required to comply with this Citation until 30 days after a final order is entered against you.

### PAYMENT OF ADMINISTRATIVE FINE

Payment of the administrative fine must be made to the Bureau for Private Postsecondary Education by check or money order. Please include the Citation number on the payment of the fine assessment. Payments may be mailed to:

Janel Quayle, Discipline – Citation Program  
Bureau for Private Postsecondary Education  
2535 Capitol Oaks Drive, Suite 400  
Sacramento, CA 95833

CONTACT INFORMATION

If you have any questions regarding this Citation, or desire further information, please contact Janel Quayle, Enforcement Analyst, at (916) 431-6940 or Janel.Quayle@dca.ca.gov.

Connie Bouvia

**Connie Bouvia**  
**Enforcement Chief**

May 2, 2013

**Date**

Enclosures

- Applicable Laws
- Statement of Rights: Appeal Process Information Sheet
- Notice of Appeal of Citation: Request for Informal Conference and/or Administrative Hearing
- Payment of fine – Wavier of Appeal
- Declaration of Service by Certified and First Class Mail