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8 **BEFORE THE**
DEPARTMENT OF CONSUMER AFFAIRS
9 **FOR THE BUREAU FOR PRIVATE POSTSECONDARY EDUCATION**
STATE OF CALIFORNIA

10
11 In the Matter of the Statement of Issues
Against:

Case No. 998052

12 **JEFFERSON DENTAL TECH COLLEGE**
13 **dba JEFFERSON COLLEGE,**
14 **OOK KIM, Owner**

STATEMENT OF ISSUES

15 2140 W. Olympic Blvd., #310
Los Angeles, Ca 90006

16 Application for Approval to Operate for an
17 Institution Not Accredited Applicant

Respondent.

18
19 Complainant alleges:

20 **PARTIES**

21 1. Laura Metune (Complainant) brings this Statement of Issues solely in her official
22 capacity as the Chief of the Bureau for Private Postsecondary Education, Department of
23 Consumer Affairs (Bureau).

24 2. On or about July 27, 2010, the Bureau received an Application for Approval to
25 Operate for an institution Not Accredited (application) from Jefferson Dental Tech College dba
26 Jefferson College, Ook Kim, owner (Respondent). Subsequently, Respondent submitted
27 addendums or additional documentation to address the deficiencies. Four subsequent deficiencies
28 notices were sent each time the Respondent attempted to modify the deficient items on the

1 application. On or about July 20, 2010, Ook Kim certified under penalty of perjury to the
2 truthfulness of all statements, answers, and representations in the application. The Bureau denied
3 the application on January 31, 2012.

4 **JURISDICTION**

5 3. This Statement of Issues is brought before the Director of the Department of
6 Consumer Affairs (Director) for the Bureau under the authority of the following laws.

7 **STATUTORY PROVISIONS**

8 4. Business and Professions Code section 22 defines the term "board" to include
9 "bureau."

10 5. Business and Professions Code section 480 states, in pertinent part:

11 "(a) A board may deny a license regulated by this code on the grounds that the applicant
12 has one of the following:

13

14 "(3) (A) Done any act that if done by a licentiate of the business or profession in question,
15 would be grounds for suspension or revocation of license.

16 "(B) The board may deny a license pursuant to this subdivision only if the crime or act is
17 substantially related to the qualifications, functions, or duties of the business or profession for
18 which application is made. . . ."

19 6. Education Code section 94885¹ states:

20 "The bureau shall, by January 1, 2011, adopt by regulation minimum operating standards
21 for an institution that shall reasonably ensure that all of the following occur:

22 "(a) The content of each educational program can achieve its stated objective.

23 "(b) The institution maintains specific written standards for student admissions for each
24 educational program and those standards are related to the particular educational program.

25 "(c) The facilities, instructional equipment, and materials are sufficient to enable students
26 to achieve the educational program's goals.

27 _____
28 ¹ California Private Postsecondary Education Act of 2009, Ed. Code §§ 94800 et seq.

1 other than Approval to Operate by Accreditation pursuant to Section 94890(a)(1) of the Code,
2 shall complete the "Application for Approval to Operate for an Institution Not Accredited," Form
3 Application 94886 (rev. 2/10). An applicant seeking approval to operate by accreditation pursuant
4 to Section 94890(a)(1) of the Code shall comply with section 71390.

5 “(b) An applicant shall submit the completed form, the information or documentation,
6 required by this Article, the appropriate application fee as provided in Section 94930.5(a)(1) of
7 the Code, and any appropriate annual fee as required by Article 1 of Chapter 5 of this Division, to
8 the Bureau.

9 “(c) An application that fails to contain all of the information required by this article shall
10 render it incomplete.”

11 12. California Code of Regulations, title 5, division 7.5, section 71210 states:

12 “(a) The institution shall identify and describe the educational program it offers, or
13 proposes to offer. If the educational program is a degree program, the institution shall identify the
14 full title which it will place on each degree awarded.

15 “(b) In addition to the general title, such as "Bachelor of Arts" or "Master of Science,"
16 each degree title shall include the name of a specific major field of learning involved.

17 “(c) In addition, the institution shall list the following for each educational program
18 offered:

19 “(1) The admissions requirements, including minimum levels of prior education,
20 preparation, or training;

21 “(2) If applicable, information regarding the ability-to-benefit examination as required by
22 section 94904 of the Code;

23 “(3) The types and amount of general education required;

24 “(4) The title of the educational programs and other components of instruction offered,
25 including a description of the level of the courses (e.g., below college level, undergraduate level,
26 graduate level);

27 “(5) The method of instruction;

28 “(6) The graduation requirements; and

1 c. Instruction and Degrees Offered. Respondent failed to provide supporting
2 documentation as required by number 12 of the Form Application 94886 for each educational
3 program being offered by the institution, violating California Code of Regulations, title 5,
4 division 7.5, section 71210, subdivisions (a) – (c).

5 d. Financial Resources and Statements. Respondent failed to provide financial
6 statements sufficient for the Bureau's evaluation and / or to demonstrate that the institution is able
7 to maintain a ratio of current assets to current liabilities of 1.25 to 1.00 or greater, violating
8 California Code of Regulations, title 5, division 7.5, section 71745, subdivision (a)(6).

9 e. Catalog. Respondent failed to provide a catalog that meets the minimum statutory
10 and regulatory requirements, violating Education code section 94909 and California Code of
11 Regulations, title 5, division 7.5, section 71810.

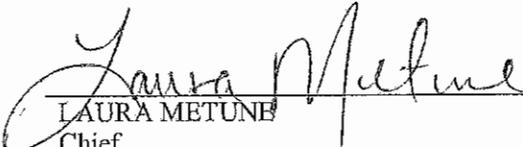
12 **PRAYER**

13 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged
14 and that following the hearing the Director issue a decision:

15 1. Denying the Application for Approval to Operate for an Institution Not Accredited
16 from Jefferson Dental Tech College dba Jefferson College, Ook Kim, sole proprietorship owner;
17 and

18 2. Taking such other and further action as deemed necessary and proper.

19 DATED: 11/9/12

20 
LAURA METUNE

21 Chief

22 Bureau for Private Postsecondary Education

23 Department of Consumer Affairs

24 State of California

25 Complainant

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