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

In the Matter of the Accusation Against:

Case No. BPPE22-122

**JOHN WESLEY INTERNATIONAL
BARBER AND BEAUTY COLLEGE**
920 Atlantic Avenue, Suite 200
Long Beach, CA 90813

ACCUSATION

Institution Code No. 1921371

Respondent.

PARTIES

1. Deborah Cochrane (Complainant) brings this Accusation solely in her official capacity as the Chief of the Bureau for Private Postsecondary Education (Bureau), Department of Consumer Affairs.

2. On April 29, 1992, the Bureau issued an Approval to Operate Institution Code Number 1921371 to John Wesley International Barber and Beauty College (Respondent). Respondent is owned by John Wesley International Beauty College, Inc. (Arouni Blount). Respondent was initially issued a full approval to operate in 1992 and was subsequently issued an approval to operate an accredited institution on June 13, 2012, which has since been maintained.

JURISDICTION

3. This Accusation is brought before the Director of the Department of Consumer Affairs (Director) for the Bureau for Private Postsecondary Education, under the authority of the following laws. All section references are to the Education Code (Code) unless otherwise indicated.

4. Section 118, subdivision (b), of the Business and Professions Code provides that the suspension, expiration, surrender, or cancellation of a license shall not deprive the Director of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

5. Section 94932 of the Education Code states:

The bureau shall determine an institution's compliance with the requirements of this chapter. The bureau shall have the power to require reports that institutions shall file with the bureau in addition to the annual report, to send staff to an institution's sites, and to require documents and responses from an institution to monitor compliance. When the bureau has reason to believe that an institution may be out of compliance, it shall conduct an investigation of the institution. If the bureau determines, after completing an investigation, that an institution has violated any applicable law or regulation, the bureau shall take appropriate action pursuant to this article.

6. Section 94937 of the Code states:

(a) As a consequence of an investigation, which may incorporate any materials obtained or produced in connection with a compliance inspection, and upon a finding that an institution has committed a violation, the bureau may place an institution on probation or may suspend or revoke an institution's approval to operate for:

(1) Obtaining an approval to operate by fraud.

(2) A material violation or repeated violations of this chapter or regulations adopted pursuant to this chapter that have resulted in harm to students. For purposes of this paragraph, “material violation” includes, but is not limited to, misrepresentation, fraud in the inducement of a contract, and false or misleading claims or advertising, upon which a student reasonably relied in executing an enrollment agreement and that resulted in harm to the student.

(b) The bureau shall adopt regulations, within one year of the enactment of this chapter, governing probation and suspension of an approval to operate.

(c) The bureau may seek reimbursement pursuant to Section 125.3 of the Business and Professions Code.

(d) An institution shall not be required to pay the cost of investigation to more than one agency.

STATUTORY PROVISIONS

7. Section 94897 states, in pertinent part:

An institution shall not do any of the following:

• • •

(j) In any manner make an untrue or misleading change in, or untrue or misleading statement related to, a test score, grade or record of grades, attendance record, record indicating student completion, placement, employment, salaries, or financial information, including any of the following:

(1) A financial report filed with the bureau.

(2) Information or records relating to the student's eligibility for student financial aid at the institution.

(3) Any other record or document required by this chapter or by the bureau.

8. Section 94919 states, in pertinent part:

(a) An institution that participates in the federal student financial aid programs complies with this article by complying with applicable regulations of the federal student financial aid programs under Title IV of the federal Higher Education Act of 1965.

1

HIGHER EDUCATION ACT OF 1965 (HEA)

9. HEA section 484B states:

(a) RETURN OF TITLE IV FUNDS.—

(1) IN GENERAL.—If a recipient of assistance under this title withdraws from an institution during a payment period or period of enrollment in which the recipient began attendance, the amount of grant or loan assistance (other than assistance received under part C) to be returned to the title IV programs is calculated according to paragraph (3) and returned in accordance with subsection (b).

(2) LEAVE OF ABSENCE.—

(A) LEAVE NOT TREATED AS WITHDRAWAL.—In the case of a student who takes 1 or more leaves of absence from an institution for not more than a total of 180 days in any 12-month period, the institution may consider the student as not having withdrawn from the institution during the leave of absence, and not calculate the amount of grant and loan assistance provided under this title that is to be returned in accordance with this section if— (i) the institution has a formal policy regarding leaves of absence; (ii) the student followed the institution’s policy in requesting a leave of absence; and (iii) the

1 institution approved the student's request in accordance with the institution's
2 policy.

3 (B) CONSEQUENCES OF FAILURE TO RETURN.—If a student does
4 not return to the institution at the expiration of an approved leave of absence
5 that meets the requirements of subparagraph (A), the institution shall calculate
6 the amount of grant and loan assistance provided under this title that is to be
7 returned in accordance with this section based on the day the student withdrew
(as determined under subsection (c)).

8 (3) CALCULATION OF AMOUNT OF TITLE IV ASSISTANCE
9 EARNED.—

10 (A) IN GENERAL.—The amount of grant or loan assistance under this
11 title that is earned by the recipient for purposes of this section is calculated
12 by—(i) determining the percentage of grant and loan assistance under this title
13 that has been earned by the student, as described in subparagraph (B); and (ii)
14 applying such percentage to the total amount of such grant and loan assistance
15 that was disbursed (and that could have been disbursed) to the student, or on
16 the student's behalf, for the payment period or period of enrollment for which
17 the assistance was awarded, as of the day the student withdrew.

18 (B) PERCENTAGE EARNED.—For purposes of subparagraph (A)(i),
19 the percentage of grant or loan assistance under this title that has been earned
20 by the student is—(i) equal to the percentage of the payment period or period
21 of enrollment for which assistance was awarded that was completed (as
22 determined in accordance with subsection (d)) as of the day the student
23 withdrew, provided that such date occurs on or before the completion of 60
24 percent of the payment period or period of enrollment; or (ii) 100 percent, if the
25 day the student withdrew occurs after the student has completed (as determined
26 in accordance with subsection (d)) 60 percent of the payment period or period
27 of enrollment.

28 (C) PERCENTAGE AND AMOUNT NOT EARNED.—For purposes of
29 subsection (b), the amount of grant and loan assistance awarded under this title
30 that has not been earned by the student shall be calculated by—(i) determining
31 the complement of the percentage of grant assistance under subparts 1 and 3 of
32 part A, or loan assistance under parts B, D, and E, that has been earned by the
33 student described in subparagraph (B); and (ii) applying the percentage
34 determined under clause (i) to the total amount of such grant and loan
35 assistance that was disbursed (and that could have been disbursed) to the
36 student, or on the student's behalf, for the payment period or period of
37 enrollment, as of the day the student withdrew.

38 (20 U.S.C. 1091b.)

39 **REGULATORY PROVISIONS**

40 10. California Code of Regulations, title 5, section 71920 states, in pertinent part:

(a) The institution shall maintain a file for each student who enrolls in the institution whether or not the student completes the educational service.

(b) In addition to the requirements of section 94900, the file shall contain all of the following pertinent student records:

• • •

(3) Copies of all documents signed by the student, including contracts, instruments of indebtedness, and documents relating to financial aid;

• • •

(5) In addition to the requirements of section 94900(b) of the Code, a transcript showing all of the following: (A) The courses or other educational programs that were completed, or were attempted but not completed, and the dates of completion or withdrawal;

• • •

(9) A document showing the total amount of money received from or on behalf of the student and the date or dates on which the money was received:

•

11. California Code of Regulations, title 5, section 75100 states:

(a) The Bureau may suspend, revoke or place on probation with terms and conditions an approval to operate.

(b) "Material violation" as used in section 94937 of the Code includes committing any act that would be grounds for denial under section 480 of the Business and Professions Code.

(c) The proceedings under this section shall be conducted in accordance with Article 10 (commencing with Section 11445.10) of Chapter 4.5 or Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code, as requested by the institution.

12. Federal Code of Regulations, title 34, section 668.22 states, in pertinent part:

(a) General.

(1) When a recipient of title IV grant or loan assistance withdraws from an institution during a payment period or period of enrollment in which the recipient began attendance, the institution must determine the amount of title IV grant or loan assistance that the student earned as of the student's withdrawal date in accordance with paragraph (e) of this section.

1 ...

2 (e) Calculation of the amount of title IV assistance earned by the student —

3 (1) General. The amount of title IV grant or loan assistance that is earned

4 by the student is calculated by—

5 (i) Determining the percentage of title IV grant or loan assistance that

6 has been earned by the student, as described in paragraph (e)(2) of this

7 section; and

8 (ii) Applying this percentage to the total amount of title IV grant or loan

9 assistance that was disbursed (and that could have been disbursed, as

10 defined in paragraph (l)(1) of this section) to the student, or on the student's

11 behalf, for the payment period or period of enrollment as of the student's

12 withdrawal date.

13 (2) Percentage earned. The percentage of title IV grant or loan assistance

14 that has been earned by the student is—

15 (i) Equal to the percentage of the payment period or period of

16 enrollment that the student completed (as determined in accordance with

17 paragraph (f) of this section) as of the student's withdrawal date, if this date

18 occurs on or before—

19 (A) Completion of 60 percent of the payment period or period of

20 enrollment for a program that is measured in credit hours; or

21 (B) Sixty percent of the clock hours scheduled to be completed for

22 the payment period or period of enrollment for a program that is

23 measured in clock hours; or

24 (ii) 100 percent, if the student's withdrawal date occurs after—

25 (A) Completion of 60 percent of the payment period or period of

26 enrollment for a program that is measured in credit hours; or

27 (B) Sixty percent of the clock hours scheduled to be completed for

28 the payment period or period of enrollment for a program measured in

 clock hours.

1 ...

2 (f) Percentage of payment period or period of enrollment completed.

3 (1) For purposes of paragraph (e)(2)(i) of this section, the percentage of the

4 payment period or period of enrollment completed is determined—

5 (i) In the case of a program that is measured in credit hours, by dividing

6 the total number of calendar days in the payment period or period of

7 enrollment into the number of calendar days completed in that period as of

8 the student's withdrawal date; and

9 (ii)

10 (A) In the case of a program that is measured in clock hours, by

11 dividing the total number of clock hours in the payment period or

12 period of enrollment into the number of clock hours scheduled to be

13 completed as of the student's withdrawal date.

14 (B) The scheduled clock hours used must be those established by

15 the institution prior to the student's beginning class date for the payment

16 period or period of enrollment and must be consistent with the

published materials describing the institution's programs, unless the schedule was modified prior to the student's withdrawal.

(C) The schedule must have been established in accordance with requirements of the accrediting agency and the State licensing agency, if such standards exist.

COST RECOVERY

13. Code section 125.3 provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case, with failure of the licentiate to comply subjecting the license to not being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be included in a stipulated settlement.

FACTUAL ALLEGATIONS

14. Respondent is an institution that offers vocational barbering and cosmetology programs, located in Long Beach, California.

15. Between February 2022 and January 2023, the Bureau received complaints from three students regarding Respondent's operations. One of the complaints was made by student T.R., who alleged that Respondent knowingly prepared and made false or fraudulent written or oral statements as part of the financial aid documents for student T.R. T.R. discovered the false information and confronted Respondent. Thereafter, T.R. left the institution on or around June 14, 2022.

16. An investigation revealed the Respondent failed to properly calculate the amount of Title IV funds earned by T.R. Title IV refers to the financial aid programs for postsecondary students and the calculation determines the amount of federal financial aid a student has "earned" based on the percentage of the enrollment period they completed. T.R. was eligible to retain 100% of the Title IV funds disbursed in his final payment period prior to his withdrawal from Respondent's institution.

17. Despite T.R.'s eligibility to retain 100% of the Title IV funds, Respondent issued a Notification of Return of Title IV Funds letter to T.R. incorrectly stating that T.R. owed to

Respondent a balance of \$846.26 in Title IV funds. Respondent also recorded this incorrect balance on its Tuition Account record for T.R.

18. Respondent prepared and maintained attendance records stating that T.R. had attended a specific number of hours for the Technical Instruction and Physical Operations educational components within Respondent's barbering program. However, Respondent's attendance records contained multiple discrepancies regarding the total number of T.R.'s attendance hours for June 21, 2022 to June 24, 2022. Furthermore, on T.R.'s Proof of Training Document submitted to the Board of Barbering and Cosmetology, Respondent recorded that T.R. completed a total of 1280 instruction hours at the institution. However, the total number of instruction hours could not be substantiated because Respondent's attendance records contained multiple discrepancies regarding the total number of T.R.'s attendance hours.

19. Respondent prepared and maintained attendance records stating that T.R. had completed the Technical Instruction and Physical Operations educational components within Respondent's barbering program. However, T.R.'s academic transcript did not note the completion of any of the Technical Instruction or Physical Operations components.

FIRST CAUSE FOR DISCIPLINE

(Violation of the HEA)

20. Respondent is subject to disciplinary action under Code sections 94937 and 94919, subdivision (a), in conjunction with Higher Education Act (HEA) section 484B and Code of Federal Regulations (CFR), title 34, section 668.22, in that Respondent failed to properly calculate the amount of Title IV funds earned by student T.R. Complainant refers to, and by this reference incorporates, the allegations set forth in paragraphs 14 through 19, above, as though set forth fully herein.

SECOND CAUSE FOR DISCIPLINE

(Untrue or Misleading Statements)

21. Respondent is subject to disciplinary action under Code sections 94937 and 94897, subdivision (j), in conjunction with California Code of Regulations, title 5, section 71920, subdivision (b)(3), (b)(5), and (b)(9), in that Respondent made untrue or misleading statements:

1 related to the amount of Title IV funds earned by T.R. on the Notification of Return of Title IV
2 Funds letter and Tuition Account record; related to T.R.'s attendance and instructions hours on
3 Respondent's attendance records and T.R.'s Proof of Training document; and related to T.R.'s
4 completion of Technical Instruction and Physical Operations components on T.R.'s academic
5 transcript. Complainant refers to, and by this reference incorporates, the allegations set forth in
6 paragraphs 14 through 19, above, as though set forth fully herein.

7 **PRAYER**

8 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
9 and that following the hearing, the Director of the Department of Consumer Affairs issue a
10 decision:

11 1. Revoking or suspending Institution Code Number 1921371, issued to John
12 Wesley International Barber and Beauty College (Respondent), owned by John Wesley Beauty
13 College, Inc. (Arouni Blount);

14 2. Ordering John Wesley International Beauty College, Inc., dba John Wesley
15 International Barber and Beauty College to pay the Bureau for Private Postsecondary Education
16 the reasonable costs of the investigation and enforcement of this case, pursuant to Business and
17 Professions Code section 7403;

18 and,

19 3. Taking such other and further action as deemed necessary and proper.

20
21 DATED: 12/22/2025

"Original signature on file"

22
23 DEBORAH COCHRANE
24 Chief
Bureau for Private Postsecondary
Education
25 Department of Consumer Affairs
State of California
Complainant

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