



**Bureau for Private Postsecondary Education**  
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**CITATION: ASSESSMENT OF FINE AND ORDER OF ABATEMENT**

To: Angie Suh  
 ABC Vocational College, Inc. dba CET- Nursing  
 639 S. New Hampshire Ave., #301  
 Los Angeles, CA 90005

**INSTITUTION CODE: 1942311**  
**CITATION NUMBER: 1516062**  
**CITATION ISSUANCE/SERVICE DATE: January 22, 2016**  
**DUE DATE: February 21, 2016**  
**FINE AMOUNT: \$5,002.00**  
**ORDER OF ABATEMENT INCLUDED: YES**

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

CITATION

A Citation is hereby issued to Angie Suh, Owner of ABC Vocational College, Inc. dba CET- Nursing (CET-Nursing) located at 639 S. New Hampshire Ave. # 301 Los Angeles CA 90005 pursuant to Business and Professions Code section 125.9; California Education Code (CEC) section 94936; and Title 5 of the California Code of Regulations (5 CCR) section 75020 for the violations described below.

VIOLATION

#	The California Education Code (CEC) and the California Code of Regulations (CCR). Below you will find the code section(s) of law you are charged with violating.
1.	<p>CEC 94904(a) - Ability to Benefit Students</p> <p><i>"(a) Before an ability-to-benefit student may execute an enrollment agreement, the institution shall have the student take an independently administered examination from the list of examinations prescribed as of July 1, 2012, by the United States Department of Education pursuant to Section 484(d) of the federal Higher Education Act of 1965 (20 U.S.C. Sec. 1070a et seq.). The student shall not enroll unless the student achieves a score, as specified by the United States Department of Education, demonstrating that the student may benefit from the education and training being offered."</i></p> <p><b>On 2/25/15, CET- Nursing administered a Wonderlic SLE Entrance Exam to T.R. that was not approved by the Bureau. This exam was used solely for the school's admission requirements. CET-</b></p>

Nursing enrolled T.R. into the CNA program with knowledge that T.R. did not have a high school diploma or a GED and failed to administer an ATB exam approved by the Bureau.

On 4/17/15, the Bureau received a complaint from T.R. alleging that CET-Nursing enrolled her into the Certified Nursing Assistant (CNA) Program with knowledge that she did not have a high school diploma, GED, or pass an ATB exam approved by the Bureau.

**Order of Abatement:**

The Bureau orders that the institution administer an ATB exam approved by the Bureau for prospective students without a high school diploma or GED, as required by CEC 94904 (a) (b). Ensure that the institution is following their admissions policy per 5, CCR 71770 (a) (1). Submit the Bureau written proof of ATB exam to be used. Refund student T. R.'s tuition of \$2,065.00 and submit proof of payment to the Bureau.

**Assessment of Fine**

The fine for this violation is \$2,501.00

2. **Violation:**

5, CCR 71770 (a) (1)– Admissions Standards and Transferred credits Policy

*“(a) The institution shall establish specific written standards for student admissions for each educational program. These standards shall be related to the particular educational program. An institution shall not admit any student who is obviously unqualified or who does not appear to have a reasonable prospect of completing the program. In addition to any specific standards for an educational program, the admissions standards must specify as applicable that:*

*(1) Each student admitted to an undergraduate degree program, or a diploma program, shall possess a high school diploma or its equivalent, or otherwise successfully take and pass the relevant examination as required by section 94904 of the Code.”*

On 3/16/15, CET- Nursing admitted T.R. into its CNA Program despite T.R. indicating on her Admissions Questionnaire that she does not have a high school diploma. CET- Nursing owner, Angie Suh, admitted to Bureau staff that the school enrolled T.R. based on a signed acknowledgement stating T.R.'s GED was in the process and that T.R. would complete her GED prior to completion of the program. CET- Nursing admitted T.R. with the knowledge that she did not possess a high school diploma or its equivalent.

On 4/17/15, the Bureau received a complaint from T.R. alleging that CET-Nursing enrolled her into the Certified Nursing Assistant (CNA) Program with knowledge that she did not have a high school diploma, GED, or pass an ATB exam approved by the Bureau.

**Order of Abatement:**

The Bureau orders that the institution maintain the admissions standards by verifying that prospective students possess a high school diploma, GED, or pass an ATB exam prior to admittance to the institution, as required by CCR 71770 (a)(1). Submit to the Bureau written evidence of compliance.

**Assessment of Fine**

The fine for this violation is \$2,501.00

**TOTAL ADMINISTRATIVE FINE DUE: \$5,002.00**

### ASSESSMENT OF A FINE

In accordance with CEC section 94936; and 5 CCR Sections 75020 and 75030, the Bureau hereby orders this assessment of fine in the amount of **\$5,002.00** for the violations described above. **Payment must be made, to the Bureau, within 30 days from the date of service of the Citation.**

### ORDER OF ABATEMENT

In accordance with the provisions of CEC Section 94936 and 5 CCR Section 75020 the Bureau hereby issues the order(s) of abatement described above. **Evidence of compliance with the order(s) of abatement must be submitted, to the Bureau, within 30 days from the date of service of the Citation.**

### BACKGROUND

On 2/25/15, CET- Nursing administered a Wonderlic SLE Entrance Exam to T.R. that was not approved by the Bureau. This exam was used solely for the school's admission requirements. CET- Nursing enrolled T.R. into the CNA program with knowledge that T.R. did not have a high school diploma or a GED and failed to administer an ATB exam approved by the Bureau.

On 3/16/15, CET- Nursing admitted T.R. into its CNA Program despite T.R. indicating on her Admissions Questionnaire that she does not have a high school diploma. CET- Nursing owner, Angie Suh, admitted to Bureau staff that the school enrolled T.R. based on a signed acknowledgement stating T.R.'s GED was in the process and that T.R. would complete her GED prior to completion of the program. CET- Nursing admitted T.R. with the knowledge that she did not possess a high school diploma or its equivalent.

On 4/17/15, the Bureau received a complaint from T.R. alleging that CET-Nursing enrolled her into the Certified Nursing Assistant (CNA) Program with knowledge that she did not have a high school diploma, GED, or pass an ATB exam approved by the Bureau. T.R. applied to take the state CNA exam; however CET-Nursing placed the application on hold due to the student not meeting the minimal enrollment requirements.

On 4/30/15, CET- Nursing provided T.R.'s student record to the Bureau. T.R.'s student record does not contain verification of high school completion. Further, on the Admissions Questionnaire that was in the Student record, T.R. indicated that she did not possess a high school diploma at the time of enrollment.

### 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 'Notice of Appeal of Citation - Request for Informal Conference and/or Administrative Hearing' form (enclosed) 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 service of the Citation, you will not be able to request one at a later time.*

Unless a written request for an informal conference and/or an administrative hearing is signed by you and delivered to the Bureau by **February 21, 2016**, you will be deemed to have waived or forfeited your right to appeal this matter.

EFFECTIVE DATE OF CITATION

If you do not request an informal conference and/or an administrative hearing, this Citation shall become effective on **January 22, 2016**. Payment of the administrative fine and evidence of compliance with the order(s) of abatement shall be due by **February 21, 2016**. 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 the administrative fine and/or written request for appeal must be mailed to:**

Jody Wright, Discipline Citation Program  
Bureau for Private Postsecondary Education  
2535 Capitol Oaks Drive, Suite 400  
Sacramento, CA 95833

Failure for an applicant or institution to abate the violation(s) listed above or to pay the administrative fine within the time allowed may result in denial of an application for an approval or renewal to operate; disciplinary action, and/or collection action. The Bureau will promptly take all appropriate action to enforce this 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 Citation, or desire further information, please contact Jody Wright, Enforcement Analyst, at 916-431-6940 or Jody.Wright@dca.ca.gov.

  
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**Elainea Shotwell**  
**Enforcement Manager**

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January 22, 2016  
**Date**

Enclosures

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