



Bureau for Private Postsecondary Education
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APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION AFFIRMED

November 23, 2020

Institute of Healthcare, Inc., Owner
Institute of Healthcare, Inc.
2171 S. El Camino Real, Suite 100
Oceanside, CA 92054

Date of Issuance	Citation Number	Institution Code
November 23, 2020	2021084	81104893

On October 15, 2020, an informal telephone conference was held in the matter of Citation: Order of Abatement No. 2021084 (Citation) against Institute of Healthcare, Inc., Owner of Institute of Healthcare (Institution). In attendance were Beth Scott, Enforcement Chief, Jonathan Pinto, President, and Jessica Pinto, Chief Academic Officer.

Pursuant to Business and Professions Code, section 125.9; California Education Code, section 94936; and Title 5 of the California Code of Regulations, section 75020 and section 75040, the Bureau for Private Postsecondary Education (Bureau) renders the following decision relative to your appeal of the Citation No. 2021084.

It is the decision of the Enforcement Chief that on November 13, 2020, Citation No. 2021084 is affirmed for the following reason(s):

- No new substantive facts were presented at the conference.

VIOLATION CODE SECTIONS

#	Below you will find the California Education Code (CEC) and/or Title 5 of the California Code of Regulations (5, CCR code) section(s) of law you are charged with violating.
1.	<p>Violation: 5, CCR Section 74006(a) and (b) - Annual Fee <i>“(a) An institution's annual fee is due within 30 days of the date on which the institution originally receives its approval to operate and each year thereafter on the anniversary of the date of the original approval. (b) An institution shall pay its annual fee in addition to any other applicable fees.</i></p> <p>CEC Section 94930.5 (g)- Fee Schedule <i>“(g) Notwithstanding subdivision (d), effective July 1, 2018, the annual fee for each campus described in subparagraphs (A) and (B) of paragraph (1) of subdivision (d) shall be in an amount equal to 0.55</i></p>

percent of that campus' total gross revenue derived from students in California, but not to be less than two thousand five hundred dollars (\$2,500) and not to exceed sixty thousand dollars (\$60,000) for each campus."

CEC Section 94931(b)- Late Payment

"(b) A fee that is not paid on or before the 90th calendar day after the due date for payment of the fee shall be subject to a 35 percent late payment penalty fee."

The Institution has failed to pay its annual fee and late payment penalty for calendar year 2019.

On January 7, 2020, the Institution was notified, Invoice # 900347485, via mail at, 2292 Faraday Avenue, Suite 100, stating that the annual fee for calendar year 2019 was due on February 01, 2020.

On March 18, 2020, the 1st Delinquency Notice (Invoice # 900347485) was sent via mail at, 2292 Faraday Avenue, Suite 100, stating that the annual fee for calendar year 2019 was due on February 01, 2020.

On May 15, 2020, the 2nd Delinquency Notice (Invoice # 900348087) was sent via mail at, 2292 Faraday Avenue, Suite 100, stating that the annual fee for calendar year 2019 was due on February 01, 2020.

As of September 17, 2020, the Bureau has not received the annual fee nor the late payment penalty fee for calendar year 2019 from the Institution.

Order of Abatement:

The Bureau orders the Institution to submit its annual fees for calendar year 2019 in accordance with 5, CCR section 74006(a)(b) and CEC section 94930.5(g). In addition, the Institution must pay all late payment penalty fees.

Assessment of Fine

The fine for this violation is \$00.00

TOTAL MODIFIED ADMINISTRATIVE FINE DUE: \$00.00

ORDER OF ABATEMENT

The Bureau orders that you comply with the orders described in the 'Violation Code Sections' of this document and submit evidence of compliance within 30 days from the date of this decision.

APPEAL OF CITATION

You *do not* have the right to request another Informal Conference to appeal this affirmed Citation. If you did not initially request an Administrative Hearing within 30 days from when the original citation was issued, you can no longer request one.

EFFECTIVE DATE OF CITATION AND FINE ASSESSMENT

This affirmed Citation is effective on **November 23, 2020**. The order of abatement is due by **December 23, 2020**.

Failure to abate the violation within the time allowed is grounds for denial of an application for an approval to operate or discipline. The Bureau will promptly take all appropriate action to enforce the Affirmed 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 decision or desire further information, please contact Nicole Mitchell, Citation Analyst, at (916) 574-8995 or at Nicole.Mitchell@dca.ca.gov.

“Original Signature on File”

“11/23/2020”

Christina Villanueva
Discipline Manager

Date

Enclosures

- Declaration of Service by Certified and First-Class Mail