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

In the Matter of the Accusation Against:

STOCKTON BARBER COLLEGE; DANIEL THAI, OWNER

410 E. Weber Avenue

Stockton, CA 95202

Case No. 1003209

Respondent.

DECISION AND ORDER

The attached Stipulated Surrender of Approval to Operate and Order is hereby accepted and adopted by the Director of the Department of Consumer Affairs as the Decision in the above-entitled matter.

This Decision shall become effective on "March 17, 2021."

It is so ORDERED "March 9, 2021."

"Original signature on file"

RYAN MARCROFT

DEPUTY DIRECTOR, LEGAL AFFAIRS DIVISION

DEPARTMENT OF CONSUMER AFFAIRS

1	XAVIER BECERRA		
2	Attorney General of California DAVID E. BRICE		
3	Supervising Deputy Attorney General JEFF STONE		
	Deputy Attorney General		
4	State Bar No. 155190 1300 I Street, Suite 125		
5	P.O. Box 944255 Sacramento, CA 94244-2550		
6	Telephone: (916) 210-7726 Facsimile: (916) 327-8643		
7	E-mail: Jeff.Stone@doj.ca.gov Attorneys for Complainant		
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9	BEFORE THE DEPARTMENT OF CONSUMER AFFAIRS		
10	FOR THE BUREAU FOR PRIVATE		
11	STATE OF CALIFORNIA		
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13	In the Matter of the Accusation Against:	Case No. 1003209	
14	STOCKTON BARBER COLLEGE;		
15	DANIEL THAI, OWNER 410 E. Weber Avenue	STIPULATED SURRENDER OF	
16	Stockton, CA 95202	APPROVAL TO OPERATE AND ORDER	
17	Approval to Operate No. 3900121		
18	Respondent.		
19			
20	IT IS HEREBY STIPULATED AND AGRI	EED by and between the parties to the above-	
21	IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above- entitled proceedings that the following matters are true:		
22	PARTIES		
23	1. Dr. Michael Marion, Jr. (Complainant) is the Chief of the Bureau for Private		
24	Postsecondary Education (Bureau). He brought this action solely in his official capacity and is		
25	represented in this matter by Xavier Becerra, Attorney General of the State of California, by Jeff		
26	Stone, Deputy Attorney General.		
27	2. Daniel Thai, as Owner of Stockton Barber College (Respondent) is representing		
28	himself in this proceeding and has chosen not to exercise his right to be represented by counsel.		

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9. Respondent understands that by signing this stipulation, he enables the Director to issue an order accepting the surrender of Respondent's approval to operate without further process.

CONTINGENCY

- 10. This stipulation shall be subject to approval by the Director or the Director's designee. Respondent understands and agrees that counsel for Complainant and the staff of the Bureau for Private Postsecondary Education may communicate directly with the Director and staffregarding this stipulation and surrender, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the Director considers and acts upon it. If the Director fails to adopt this stipulation as the Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Director shall not be disqualified from further action by having considered this matter.
- 11. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Surrender of Approval to Operate and Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.
- 12. This Stipulated Surrender of Approval to Operate and Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Surrender of Approval to Operate and Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.
- 13. In consideration of the foregoing admissions and stipulations, the parties agree that the Director may, without further notice or formal proceeding, issue and enter the following Order:

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ORDER

IT IS HEREBY ORDERED that approval to operate No. 3900121, issued to Respondent Stockton Barber College; Daniel Thai, Owner, is surrendered and accepted by the Director.

- 1. The surrender of Respondent's approval to operate and the acceptance of the surrendered approval to operate by the Director shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Bureau.
- 2. Respondent shall lose all rights and privileges as a private post-secondary institution in California as of the effective date of the Director's Decision and Order.
- 3. If Respondent ever files an application for an approval to operate in the State of California, the Bureau shall treat it as a new application. All of the charges and allegations contained in Accusation No. 1003209 shall be deemed to be true, correct and admitted by Respondent when the Bureau determines whether to approve or deny the application.
- 4. Respondent shall pay the agency its costs of investigation and enforcement pursuant to Business and Professions Code section 125.3 in the amount of \$12,645.54 prior to issuance of a new approval to operate.
- 5. Respondent shall comply with the required school closure plan and procedures set forth in Exhibit B, attached hereto.

ACCEPTANCE

I have carefully read the Stipulated Surrender of Approval to Operate and Order. I understand the stipulation and the effect it will have on my Approval to Operate. I enter into this Stipulated Surrender of Approval to Operate and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Director of the Department of Consumer Affairs.

DATED:	<u>"1/19/2021"</u>	"Original signature on file"
		DANIEL THAI, OWNER
		STOCKTON BARBER COLLEGE;
		Respondent

1	<u>ENDORSEMENT</u>	
2	The foregoing Stipulated Surrender of Approval to Operate and Order is hereby respectful	
3	submitted for consideration by the Director of the Department of Consumer Affairs.	
4		
5	DATED: <u>"1/21/2021"</u> Respectfully submitted,	
6	XAVIER BECERRA Attorney General of California DAVID E. BRICE	
7	DAVID É. BRICE Supervising Deputy Attorney General	
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9	"Original signature on file" JEFF STONE	
10	Deputy Attorney General Attorneys for Complainant	
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