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

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

13 **THOMAS AHERN, JR.**
14 **AHERN'S MASSAGE THERAPY**
SCHOOL

15 **Applicant for Renewal of Approval to**
16 **Operate and Offer Educational Programs**
17 **for Non-Accredited Institutions**

18 Respondent.

Case No. 1000335

OAH No. 2015080133

WITHDRAWAL OF
STATEMENT OF ISSUES WITHOUT
PREJUDICE

19 **TO ALL INTERESTED PARTIES:**

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21 1. On or about June 26, 2015, Joanne Wenzel, Chief of the Bureau for Private
22 Postsecondary Education, Department of Consumer Affairs (Bureau), filed Statement of Issues
23 No. 1000335 solely in her official capacity.

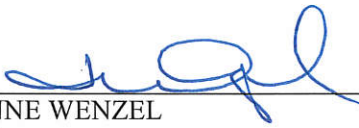
24 2. On or about February 27, 2012, the Bureau for Private Postsecondary Education
25 received an Application for Renewal of Approval to Operate and Offer Educational Programs for
26 Non-Accredited Institutions from Ahern's Massage Therapy School, Dr. Thomas F. Ahern, Jr.
27 (Respondent). On or about March 8, 2012, the Bureau issued a deficiency letter. On or about
28 April 9, 2012, the Bureau received a response from Respondent. On April 29, 2012, the Bureau

1 sent a second deficiency letter to Respondent. On or about August 1, 2012, the Bureau received a
2 response from Respondent to the second deficiency letter. On January 17, 2013, a third
3 deficiency letter was sent to Respondent. There was no response to the third deficiency letter.
4 On February 6, 2015, the Bureau sent Respondent a "Notice of Denial" letter. On or about
5 February 20, 2015, Respondent sent the Bureau a letter requesting an administrative hearing.

6 3. The basis for withdrawing the pending Statement of Issues No. 1000335 is that on
7 November 23, 2015, Respondent surrendered his approval to operate under section 75080 of title
8 5 of the California Code of Regulations.

9 4. WHEREFORE, IN THE INTERESTS OF JUSTICE, Statement of Issues No.
10 1000335 is hereby withdrawn without prejudice.

11
12 DATED: 12-1-15


13 JOANNE WENZEL
14 Chief
15 Bureau for Private Postsecondary Education
16 Department of Consumer Affairs
17 State of California
18 *Complainant*

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