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

To: Katherine Cho, Owner
ATI College
12440 Firestone Blvd, Suite 2001
Norwalk, CA 90650

INSTITUTION CODE: 1937261
CITATION NUMBER: 1718039
CITATION ISSUANCE/SERVICE DATE: May 15, 2018
DUE DATE: June 14, 2018
FINE AMOUNT: $10,000.00
ORDER OF ABATEMENT INCLUDED: YES

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

CITATION

A Citation is hereby issued to Katherine Cho, Owner of ATI College located at 12440 Firestone Blvd, Suite 2001, Norwalk, CA 90650 pursuant to Business and Professions Code section 125.9; California Education Code (CEC) sections 94936 and 94932; and Title 5 of the California Code of Regulations (5, CCR) section 75020 for the violations described below.

BACKGROUND

During the course of the Bureau's investigation, Bureau staff located language on ATI's website at http://www.ati.edu/medical-program/ultrasound-technology.html that states "Registration with American Registry for Diagnostic Medical Sonography (ARDMS) requires passing a general physical principles and instrumentation examination "(upon completion of Physics module at ATI college will be eligible to sit for the Sonography Principles & Instrumentation (SPI) exam immediately)". As of May 9, 2018, the Institution's website is still in violation. The statement is misleading regarding a student's ability to take the SPI exam upon graduating from ATI College. The statement is fraudulent as ATI is not accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP). Non CAAHEP graduates must have twelve months of full time clinical experience to take the examination. Therefore, ATI is in violation of California Education Code section 94897, Prohibited Business Practices.

VIOLATION

#	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.	**Violation:** **CEC section 94897(c)(e)- Prohibited Business Practices** *An Institution shall not do any of the following:* *(c)Advertise concerning job availability, degree of skill, or length of time required to learn a trade or skill unless the information is accurate and not misleading.* *(e)Advertise, or indicate in promotional material, that the institution is accredited, unless the institution has been accredited by an accrediting agency.* ATI advertised misleading information on their website regarding a student's ability to take the Sonography Principles & Instrumentation (SPI) exam upon graduating from ATI College. ATI states on their website, at http://www.ati.edu/medical-program/ultrasound-technology.html, that "Registration with American Registry for Diagnostic Medical Sonography (ARDMS) requires passing a general physical principles and instrumentation examination (upon completion of Physics module at ATI college will be eligible to sit for the SPI exam immediately). The statement is fraudulent as ATI is not accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP). Non CAAHEP graduates must have twelve months of full time clinical experience to take the examination. ATI is not accredited by CAAHEP and its graduates do not have twelve months of full time clinical experience. Therefore, ATI is in violation of California Education Code section 94897, Prohibited Business Practices. **Order of Abatement:** The Bureau orders the Institution to submit evidence that the Institution has removed the accreditation information and the misleading information about the ability of students being able to take the SPI exam. **Assessment of Fine** The fine for this violation is $10,000.00
	TOTAL ADMINISTRATIVE FINE DUE: $10,000.00

ASSESSMENT OF 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 **$5,000.00** for the violations described above. **Payment must be made, to the Bureau, within 30 days from the date of service of the Citation.**

COMPLIANCE WITH 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.

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 **June 14, 2018**, 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 **May 15, 2018.** Payment of the administrative fine and evidence of compliance with the order(s) of abatement shall be due by **June 14, 2018**. 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:

Gurinder Sandhu, 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 Gurinder Sandhu, Citation Analyst, at 916-431-6940 or Gurinder.Sandhu@dca.ca.gov.

OAS

Christina Villanueva
Discipline Manager

5/15/18

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