

1 ROB BONTA
Attorney General of California
2 THOMAS L. RINALDI
Supervising Deputy Attorney General
3 DIONNE MOCHON
Deputy Attorney General
4 HEATHER VO
Deputy Attorney General
5 State Bar No. 223418
300 So. Spring Street, Suite 1702
6 Los Angeles, CA 90013
Telephone: (213) 269-6317
7 Facsimile: (916) 731-2126
Attorneys for Complainant
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9
10 **BEFORE THE**
DEPARTMENT OF CONSUMER AFFAIRS
11 **FOR THE BUREAU FOR PRIVATE POSTSECONDARY EDUCATION**
STATE OF CALIFORNIA
12

13 In the Matter of the Accusation Against:

Case No. BPPE22-352

14 **CALEDONIAN**

15 12631 Imperial Hwy Suite F-104 and F-106
Santa Fe Springs, CA 90670

16 Approval to Operate Institution Code Number
17 1939291

FIRST AMENDED ACCUSATION

18
19 Respondent.
20

21 **PARTIES**

22 1. Deborah Cochrane (Complainant) brings this First Amended Accusation solely in her
23 official capacity as the Chief of the Bureau for Private Postsecondary Education, Department of
24 Consumer Affairs.

25 2. On or about July 12, 2000, the Bureau for Private Postsecondary Education issued
26 Approval to Operate Number 1939291 to Caledonian, owned by Caledonian, Inc.; Guillermo
27 Frias, aka William Frias, as Owner and Director (Respondent). The Approval to Operate expired
28

1 on June 11, 2020; however, Respondent's renewal application has been denied and is pending
2 Administrative Hearing.

3 **JURISDICTION**

4 3. This First Amended Accusation is brought before the Director of the Department of
5 Consumer Affairs ("Director") for the Bureau, under the authority of the following laws. All
6 section references are to the Education Code unless otherwise indicated.

7 4. Section 118, subdivision (b) of the Business and Professions Code provides that the
8 suspension, expiration, surrender, cancellation of a license shall not deprive the Director of
9 jurisdiction to proceed with a disciplinary action during the period within which the license may
10 be renewed, restored, reissued or reinstated.

11 5. Section 94933 of the Code states:

12 The bureau shall provide an institution with the opportunity to remedy
13 noncompliance, impose fines, place the institution on probation, or suspend or revoke the
14 institution's approval to operate, in accordance with this article, as it deems appropriate
15 based on the severity of an institution's violations of this chapter, and the harm caused to
16 students.

16 6. Section 94937 of the Code states, in pertinent part:

17 (a) As a consequence of an investigation, which may incorporate any materials
18 obtained or produced in connection with a compliance inspection, and upon a finding that
19 an institution has committed a violation, the bureau may place an institution on probation or
20 may suspend or revoke an institution's approval to operate for:

21

22 (2) A material violation or repeated violations of this chapter or regulations adopted
23 pursuant to this chapter that have resulted, or may result, in harm to students. For purposes
24 of this paragraph, "material violation" includes, but is not limited to, misrepresentation,
25 fraud in the inducement of a contract, and false or misleading claims or advertising, upon
26 which a student reasonably relied in executing an enrollment agreement and that resulted,
27 or may result, in harm to the student.

28

25 7. California Code of Regulations, title 5, section 75100:

26 (a) The Bureau may suspend, revoke or place on probation with terms and conditions
27 an approval to operate.

1 (b) 'Material violation' as used in section 94937 of the Code includes committing any
2 act that would be grounds for denial under section 480 of the Business and Professions
Code.

3 (c) The proceedings under this section shall be conducted in accordance with Article
4 10 (commencing with Section 11445.10) of Chapter 4.5 or Chapter 5 (commencing with
5 Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code, as requested by
the institution.

6 **STATUTORY PROVISIONS**

7 8. Section 94893 of the Code states:

8 If an institution intends to make a substantive change to its approval to operate, the
9 institution shall receive prior authorization from the bureau. Except as provided in
10 subdivision (a) of Section 94896, if the institution makes the substantive change without
prior bureau authorization, the institution's approval to operate may be suspended or
11 revoked.

12 9. Section 94894 of the Code states, in pertinent part:

13 The following changes to an approval to operate are considered substantive changes
14 and require prior authorization:

15 (a) A change in educational objectives, including an addition of a new diploma or a
16 degree educational program unrelated to the approved educational programs offered by the
institution.

17

(e) A change of location.

18

(g) A significant change in the method of instructional delivery.

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20 10. Section 94897 of the Code states, in pertinent part:

21 An institution shall not do any of the following:

22

23 (j) In any manner make an untrue or misleading change in, or untrue or misleading
statement related to, a test score, grade or record of grades, attendance record, record
24 indicating student completion, placement, employment, salaries, or financial information,
including any of the following:

25

(3) Any other record or document required by this chapter or by the bureau.

26 (k) Willfully falsify, destroy, or conceal any document of record while that document
27 of record is required to be maintained by this chapter.

28

(q) In any manner commit fraud against, or make a material untrue or misleading statement to, a student or prospective student under the institution's authority or the pretense or appearance of the institution's authority.

....

(u) Fail to maintain policies related to compliance with this chapter or adhere to the institution's stated policies.

....

11. Section 94899.5 of the Code states, in pertinent part:

....

(e) At the student's option, an institution may accept payment in full for tuition and fees, including any funds received through institutional loans, after the student has been accepted and enrolled and the date of the first class session is disclosed on the enrollment agreement.

12. Section 94900 of the Code states, in pertinent part:

....

(b) An institution shall maintain, for each student granted a degree or certificate by that institution, permanent records of all of the following:

(1) The degree or certificate granted and the date on which that degree or certificate was granted.

....

13. Section 94900.5 of the Code states, in pertinent part:

....

(c) Any other records required to be maintained by this chapter, including, but not limited to, records maintained pursuant to Article 16 (commencing with Section 94928).

14. Section 94902 of the Code states, in pertinent part:

(a) A student shall enroll solely by means of executing an enrollment agreement. The enrollment agreement shall be signed by the student and by an authorized employee of the institution.

(b) An enrollment agreement is not enforceable unless all of the following requirements are met:

....

(3) Prior to the execution of the enrollment agreement, the student and the institution have signed and dated the information required to be disclosed in the School Performance Fact Sheet pursuant to subdivisions (a) to (d), inclusive, of Section 94910. Each of these items in the School Performance Fact Sheet shall include a line for the student to initial and shall be initialed and dated by the student.

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15. Section 94929 of the Code states, in pertinent part:

(a) An institution shall annually report to the bureau, as part of the annual report, and publish in its School Performance Fact Sheet, the completion rate for each program. Except as provided in subdivision (b), the completion rate shall be calculated by dividing the number of on-time graduates by the number of students available for graduation.

REGULATORY PROVISIONS

16. California Code of Regulations, title 5, section 71230 states:

If the institution offers an educational program, or a portion of it, in a language other than English, the Form Application 94886 shall contain a description of all of the following for each educational program or portion thereof.

(a) The language in which each educational program will be offered.

(b) A statement that the institution has contracted with sufficient duly qualified faculty who will teach each language group of students.

(c) The language of the textbooks and other written materials to be used by each language group of students.

17. California Code of Regulations, title 5, section 71600 states, in pertinent part:

(a) An institution seeking to make a significant change in its method of instructional delivery shall complete the "Significant Change in Method of Instructional Delivery" form (INS rev. 2/10) to obtain prior authorization. For the purposes of this section a "significant change in instructional delivery" is any change that alters the way students interact with faculty or access significant equipment. The form shall be submitted to the Bureau along with the appropriate fee as provided in Section 94930.5(c) of the Code. For an institution approved under section 94885 of the Code, it shall be signed and dated by the signatory(ies) required by section 71380, and for an institution approved under section 94890 of the Code, it shall be signed and dated by the signatory(ies) required by section 71390, and each fact stated therein and each attachment thereto shall be declared to be true under penalty of perjury, in the following form:

I declare under penalty of perjury under the laws of the State of California that the foregoing and all attachments are true and correct.

_____	_____
(Date)	(Signature)

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1 18. California Code of Regulations, title 5, section 71660 states, in pertinent part:

2 An institution shall notify the Bureau of a non-substantive change including: change
3 of location of less than 10 miles; addition of a program related to the approved programs
4 offered by the institution; addition of a new branch five miles or less from the main or
5 branch campus; addition of a satellite; and change of mailing address. All such notifications
shall be made within 30 days of the change and sent to the Bureau, in writing, to the address
listed in section 70020.

6 19. California Code of Regulations, title 5, section 71720 states, in pertinent part:

7

8 (b) Instructors in an Educational Program Not Leading to a Degree.

9 (1) An institution shall employ instructors who possess the academic, experiential and
10 professional qualifications to teach, including a minimum of three years of experience,
11 education and training in current practices of the subject area they are teaching. If an
12 instructor does not possess the required three years of experience, education and training in
the subject area they are teaching, the institution shall document the qualifications the
instructor possesses that are equivalent to the minimum qualifications.

13

14 20. California Code of Regulations, title 5, section 71730 states, in pertinent part:

15 (a) Each institution shall have a chief executive officer, a chief operating officer and
16 chief academic officer. One person may serve more than one function.

17 (b) The duties, responsibilities, and performance evaluation criteria for each
18 administrator shall be set forth in a personnel manual or other writing maintained by the
institution.

19

20 21. California Code of Regulations, title 5, section 71760 states:

21 Each institution shall develop and maintain adequate procedures used by the
22 institution to assure that it is maintained and operated in compliance with the Act and this
23 Division.

24 22. California Code of Regulations, title 5, section 71920 states, in pertinent part:

25

26 (b) In addition to the requirements of section 94900, the file shall contain all of the
following pertinent student records:

27

28 (3) Copies of all documents signed by the student, including contracts, instruments of
indebtedness, and documents relating to financial aid;”

1

2 23. California Code of Regulations, title 5, section 71930 states, in pertinent part:

3 (a) An institution shall maintain all records required by the Act and this chapter. The
4 records shall be maintained in this state.

5

6 (c) A record is considered current for three years following a student's completion or
7 withdrawal. A record may be stored on microfilm, microfiche, computer disk, or any other
8 method of record storage only if all of the following apply:

9

10 (3) The institution has personnel scheduled to be present at all times during normal
11 business hours who know how to operate the devices and can explain the operation of the
12 devices to any person authorized by the Act to inspect and copy records;[.]

13

14 (e) All records that the institution is required to maintain by the Act or this chapter
15 shall be made immediately available by the institution for inspection and copying during
16 normal business hours by the Bureau and any entity authorized to conduct investigations.

17 24. California Code of Regulations, title 5, section 74112 states, in pertinent part:

18

19 (d) In addition to the definitions contained in section 94928 of the Code:

20 (1) "Number of Students Who Began the Program" means the number of students
21 who began a program who were scheduled to complete the program within 100% of the
22 published program length within the reporting calendar year, and excludes all students who
23 cancelled during the cancellation period.

24 (2) "Number of On-time Graduates" means the number of students who completed
25 the program within 100% of the published program length within the reporting calendar
26 year.

27

28 (m) Documentation supporting all data reported shall be maintained electronically by
the institution for at least five years from the last time the data was included in either an
Annual Report or a Performance Fact Sheet and shall be provided to the Bureau upon
request; the data for each program shall include at a minimum:

(2) student name(s), address, phone number, email address, program completed,
program start date, scheduled completion date, and actual completion date;

.....

(8) for each student determined to be unavailable for graduation or unavailable for
employment, the identity of the student, the type of unavailability, the dates of
unavailability, and the documentation of the unavailability; and

.....

COST RECOVERY

25. Section 94937, subdivision (c), provides that the Bureau may seek reimbursement costs of investigation and enforcement pursuant Business and Professions Code section 125.3.

26. Business and Professions Code section 125.3 provides that the Bureau may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case, with failure of the licensee to comply subjecting the license to not being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be included in a stipulated settlement.

FACTUAL ALLEGATIONS

COMPLAINTS ON MAY 18, 2022, AUGUST 12, 2022, AND OCTOBER 12, 2023

Complaint on May 18, 2022 and August 12, 2022 – Students J.R. and J.M.

27. On or about May 18, 2022, the Bureau received a complaint alleging that Respondent submitted a request for, and received payment of, a Supplemental Job Displacement Benefit voucher (“voucher”)¹ for student J.R. without his consent or signature. Additionally, the complaint further alleges that the request for payment and enrollment agreement were not signed by J.R.

28. On or about August 12, 2022, the Bureau received another complaint that Respondent failed to refund a student’s Workers’ Compensation voucher after the student withdrew from the institution. During the course of this investigation, it was revealed that Respondent submitted a request for, and received payment of a voucher for another student J.M. without his consent or signature. Additionally, the complaint further alleges that the request for payment and enrollment agreement were not signed by student J.M.

29. Following receipt of the complaints, the Bureau opened an investigation. In 2022 and 2023, a Bureau investigator conducted several site visits to the institution. The investigator requested and reviewed documents, including student and instructor files, transcripts, School

¹ Vouchers can be used to pay for education-related retraining or skill enhancement, or both, at state-approved or state-accredited schools.

1 Performance Fact Sheet, and attendance sheets. During these visits, Respondent was unable to
2 produce multiple documents that were requested. Following the inspection, the Bureau
3 determined that Respondent was in violation of various provisions of the Education Code.

4 **Students B.B., G.S., and A.A.**

5 30. Following the investigations, the Bureau learned that in or around 2021, B.B. was
6 enrolled in a course provided by Caledonian despite his statements that he did not wish to enroll.
7 B.B.'s student file contains a letter from Caledonian dated December 31, 2021 requesting
8 payment be sent directly to B.B. B.B.'s file also contains a voucher in the amount of \$4,900.00
9 payable to Caledonian and dated February 17, 2022. B.B. was not provided with the funds
10 collected even though he did not receive education by Caledonian. G.S.'s student file contains an
11 enrollment agreement dated December 18, 2021 and proof of payment to Caledonian dated
12 January 7, 2022. Caledonian required G.S. purchase a computer for \$1,100.00 and refunded her
13 \$1,000.00 shortly thereafter. Prior to August 4, 2025, G.S. was not provided with courses through
14 Caledonian and has not been enrolled in any current courses. A.A. enrolled in Caledonian to take
15 four courses. At the conclusion of the first course, Caledonian stated they would contact her to
16 schedule the remaining courses. To date, Caledonian has not contacted A.A.

17 **Complaint on October 12, 2023 – Student R.G.**

18 31. On or about October 12, 2023, the Bureau received a complaint from R.G., a former
19 student at Caledonian, stating that Respondent used her voucher and failed to provide her with
20 classes and continuously told her that the institution did not have an instructor to teach her.

21 32. On or about February 12, 2024, a Bureau investigator interviewed student R.G., who
22 stated that she enrolled at Caledonian in 2022 and has been waiting for two years to attend classes
23 at Caledonian. Following this complaint, the Bureau determined that Respondent was in violation
24 of various provisions of the Education Code.

25 **FIRST CAUSE FOR DISCIPLINE**

26 **(Fraud)**

27 33. Respondent is subject to disciplinary action under sections 94897, subdivision (q),
28 94937, subdivision (a)(2), and California Code of Regulations, title 5, section 75100, in that

Respondent fraudulently enrolled students J.R., J.M., B.B., G.S. and A.A. by collecting their vouchers without providing education courses. Complainant refers to, and by this reference incorporates, the allegations set forth above in paragraphs 27-30, as though set forth fully herein.

SECOND CAUSE FOR DISCIPLINE

(Violation of General Enrollment Requirements)

34. Respondent is subject to disciplinary action under sections 94902, subdivisions (a) and (b)(3), 94937, subdivision (a)(2), and California Code of Regulations, title 5, sections 75100 and 74112, subdivision (m)(8), in that student files did not contain a current enrollment agreement indicating the students' current status. Additionally, the School Performance Fact Sheets were not signed, initialed, and dated. Moreover, the student roster did not contain student information related to type, dates, or documentation of graduation status.

THIRD CAUSE FOR DISCIPLINE

(Engaging in Prohibited Business Practices)

35. Respondent is subject to disciplinary action under Code sections 94897, subdivisions (j)(3) and (k), 94929, subdivision (a), 94937, subdivision (a)(2), and California Code of Regulations, title 5, sections 75100 and 74112, subdivision (d), as follows:

a. Respondent failed to accurately calculate data in the School Performance Fact Sheet for student graduation rates for 2019-2020.

b. Respondent concealed four signed enrollment agreements that student R.G. had previously signed.

c. Respondent falsified the Student Change of Status Form for student R.G.

FOURTH CAUSE FOR DISCIPLINE

(Failure to Follow Policies/Procedure for Compliance with the Act)

36. Respondent is subject to disciplinary action under Code sections 94897, subdivision (u), 94937, subdivision (a)(2), and California Code of Regulations, title 5, sections 75100 and 71760, in that Respondent failed to follow its own Leave of Absence policy. Specifically, the school catalogs for 2018-2023 required a Leave of Absence request to be in writing and approved by the Academic Director. A review of student files revealed that Leave of Absence requests

1 were granted when they were not requested in writing from students and not approved/signed by
2 the Academic Director as required.

3 **FIFTH CAUSE FOR DISCIPLINE**

4 **(Violation of Administration Requirements)**

5 37. Respondent is subject to disciplinary action under Code section 94937, subdivision
6 (a)(2) and California Code of Regulations, title 5, sections 75100 and 71730, subdivisions (a) and
7 (b), in that on or around April 28, 2023 during the site visit, Bureau investigators were told by
8 staff that Mr. Guillermo Frias held the positions of chief operating officer, chief executive officer,
9 and chief financial officer of the institution. However, Respondent failed to maintain a file
10 stating the duties, responsibilities, and performance evaluation criteria for each function that Mr.
11 Guillermo Frias served as required.

12 **SIXTH CAUSE FOR DISCIPLINE**

13 **(Faculty)**

14 38. Respondent is subject to disciplinary action under Code section 94937, subdivision
15 (a)(2), and California Code of Regulations, title 5, sections 75100 and 71720, subdivision (b)(1),
16 in that Respondent's instructors do not possess the academic, experiential and professional
17 qualifications to teach, including a minimum of three years of experience, education and training
18 in current practices of the subject area that they are teaching. Specifically, Respondent's
19 instructor M.A. taught the course #053 for Computer Repairs when she does not have any
20 experience, education, or training in computer repair.

21 **SEVENTH CAUSE FOR DISCIPLINE**

22 **(Failure to Make Records Available Upon Request)**

23 39. Respondent is subject to disciplinary action under Code section 94937, subdivision
24 (a)(2) and California Code of Regulations, title 5, sections 75100, 71930, subsections (c)(3) and
25 (e), and 74112, subsection (m)(8) for failing to have records available to Bureau investigators for
26 inspection. The facts and circumstances are as follows:

27 a. On or around October 19, 2022, a site visit was conducted during which student
28 records were not available upon Bureau request.

1 b. On or around April 28, 2023, another site visit was conducted during which student
2 records were not available upon Bureau request. Mr. Guillermo Frias stated he did not have that
3 documentation available for inspection and would not be able to provide it.

4 **EIGHTH CAUSE FOR DISCIPLINE**

5 **(Improper Collection of Tuition Fees)**

6 40. Respondent is subject to disciplinary action under Code sections 94899.5, subdivision
7 (e), 94937, subdivision (a)(2), and California Code of Regulations, title 5, section 75100, for
8 improperly accepting student payments in full when the student files were not complete.
9 Specifically, student files did not contain enrollment agreements, updated enrollment agreements,
10 or completed School Performance Fact Sheets. Therefore, students were not properly accepted
11 and enrolled in the institution and therefore not required to pay tuition.

12 **NINTH CAUSE FOR DISCIPLINE**

13 **(Substantive Changes to Approval to Operate without Prior Authorization)**

14 41. Respondent is subject to disciplinary action under Code sections 94893, 94894,
15 subdivisions (e) and (g), 94937, subdivision (a)(2), and California Code of Regulations, title 5,
16 sections 75100, 71600, subdivision (a), and 71230 in that Respondent made substantive changes
17 to its approval to operate without obtaining prior authorization from the Bureau as required. The
18 facts and circumstances are as follows:

19 a. On or around October 19, 2022 and April 28, 2023, it was revealed to Bureau
20 investigators that Respondent made a change of location and a change in the method of
21 instructional delivery when students were taught on-line, in the students' homes, in local libraries,
22 or a library near the students' homes, without prior Bureau approval.

23 b. On or around April 4, 2023 and April 28, 2023, Bureau investigators discovered that
24 Respondent changed a method of instructional delivery when it offered English as a Second
25 Language (ESL) class, without prior Bureau approval to offer ESL programs.

26 **COMPLAINT ON DECEMBER 11, 2023 – STUDENT J.L.**

27 42. On or about December 11, 2023, the Bureau received a complaint from former
28 student J.L. alleging that Respondent failed to provide her with the correct certificate for a course

1 she completed, and failed to maintain student records, including homework or exams. In
2 addition, the complaint alleged that the textbook provided to student J.L. was outdated, and the
3 instructors taught classes without a lesson plan.

4 43. On or about February 12, 2024, a Bureau investigator interviewed student J.L., who
5 stated that on or around May 15, 2022, she enrolled at Caledonian for a Microsoft Office course
6 and later, on or around October 26, 2022, she enrolled in an Adobe Premier Pro course. After
7 completing the courses, she requested a copy of her certificates. After numerous requests, she
8 was told by Respondent that they did not have a record of her being a student. Student J.L.
9 eventually did receive the certificates; however, they were incorrect. Respondent sent her a
10 certificate for completing a course in Adobe Premier Element, which was a course she never took.
11 She did eventually receive the correct certificate for completing Adobe Premier Pro. However,
12 all three certificates, including the incorrect certificate, showed a completion date of March 10,
13 2023, when in fact, the course was completed on March 21, 2023.

14 44. As to the faculty, student J.L. stated that she was taught by two of Respondent's
15 instructors J.H. and E.O. who came to her home. Student J.L. stated that both instructors failed to
16 provide a syllabus, failed to have a lesson plan, and failed to have any documents or books
17 explaining the information she would be learning in the course. Student J.L. stated that instructor
18 J.H. provided sporadic instruction because he was absent due to vacation or had to take care of
19 personal business. When student J.L. requested a book for her Microsoft Office course,
20 Respondent sent her an outdated textbook that was five years old. Following this complaint, the
21 Bureau determined that Respondent was in violation of various provisions of the Education Code.

22 **TENTH CAUSE FOR DISCIPLINE**

23 **(Required Institutional Records, Student Records and Maintenance of Records)**

24 45. Respondent is subject to disciplinary action under Code sections 94900.5, subdivision
25 (c), 94937, subdivision (a)(2), and California Code of Regulations, title 5, sections 75100, 71920,
26 subdivision (b)(3), and 71930, subdivision (a), in that a review of student files revealed that the
27 School Performance Fact Sheet were not signed or initialed by student J.L. nor maintained in the
28

1 student's file. Complainant refers to, and by this reference incorporates, the allegations set forth
2 above in paragraphs 42-44, as though set forth fully herein.

3 **ELEVENTH CAUSE FOR DISCIPLINE**

4 **(Faculty)**

5 46. Respondent is subject to disciplinary action under Code section 94937, subdivision
6 (a)(2) and California Code of Regulations, title 5, sections 75100 and 71720, subdivision (b)(1),
7 in that Respondent's instructors do not possess the academic, experiential and professional
8 qualifications to teach, including a minimum of three years of experience, education and training
9 in current practices of the subject area that they are teaching. Specifically, Respondent's
10 instructors J.H. and E.O. taught the course Computer Repair when their resumes do not show any
11 experience, education, or training in repairing computers. Complainant refers to, and by this
12 reference incorporates, the allegations set forth above in paragraphs 42-44, as though set forth
13 fully herein.

14 **TWELFTH CAUSE FOR DISCIPLINE**

15 **(Required Student Records, Required Institutional Records)**

16 47. Respondent is subject to disciplinary action under Code sections 94900, subdivisions
17 (b)(1), 94900.5, subdivision (c), and 94937, subdivision (a)(2), in that Respondent failed to
18 maintain a permanent student record of the certificate granted. Specifically, Respondent's student
19 record corresponding to J.L. failed to show her certificate of completion in an Adobe Premier Pro
20 course. Complainant refers to, and by this reference incorporates, the allegations set forth above
21 in paragraphs 42-44, as though set forth fully herein.

22 **THIRTEENTH CAUSE FOR DISCIPLINE**

23 **(Making Substantive Changes without Prior Authorization)**

24 48. Respondent is subject to disciplinary action under Code sections 94893, 94894,
25 subdivisions (a), (e), and (g), and 94937, subdivision (a)(2), in that Respondent made substantive
26 changes to its approval to operate without obtaining prior authorization as required. Specifically,
27 Respondent changed an educational objective when their instructors are teaching English as a
28 Second Language (ESL) classes and Adobe Premier Pro, without prior Bureau approval.

Respondent also failed to submit an application for a change in educational objective to add these classes. Complainant refers to, and by this reference incorporates, the allegations set forth above in paragraphs 42-44, as though set forth fully herein.

FOURTEENTH CAUSE FOR DISCIPLINE

(Notifications of Non-Substantive Changes)

49. Respondent is subject to disciplinary action under Code section 94937, subdivision (a)(2) and California Code of Regulations, title 5, sections 75100 and 71660, in that Respondent failed to notify the Bureau of a change of location of less than 10 miles within 30 days. Specifically, Respondent's instructors J.H. and E.O. taught student J.L. at her home, without prior Bureau approval. Complainant refers to, and by this reference incorporates, the allegations set forth above in paragraphs 42-44, as though set forth fully herein.

DISCIPLINARY CONSIDERATION

50. To determine the degree of discipline, if any, to be imposed on Respondent, Complainant alleges that Respondent was issued citation number 1415023 on April 27, 2015 for failure to timely submit an Annual Report. Respondent was issued a \$5,000.00 fine, which was paid on June 25, 2015. The citation is now final.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Director of the Department of Consumer Affairs issue a decision:

1. Revoking or suspending Approval to Operate Number 1939291, issued to Caledonian, owned by Caledonian, Inc.; Guillermo Frias as Owner and Director;

2. Ordering Caledonian, owned by Caledonian, Inc.; Guillermo Frias as Owner and Director to pay the Bureau for Private Postsecondary Education the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3; and,

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3. Taking such other and further action as deemed necessary and proper.

DATED: 8/26/2025

"Original Signature on File"
DEBORAH COCHRANE
Chief
Bureau for Private Postsecondary
Education
Department of Consumer Affairs
State of California
Complainant

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