BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY • GAVIN NEWSOM, GOVERNOR
DEPARTMENT OF CONSUMER AFFAIRS • BUREAU FOR PRIVATE POSTSECONDARY EDUCATION
1747 N. Market Blvd., Suite 225, Sacramento, CA 95834
P (916) 574-8900 | Toll-Free (888) 370-7589 | www.bppe.ca.gov

# NOTICE TO COMPLY

CA-20260715139-10272026

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|---|---|---|---|
| Institution Name: | Two Twenty Academy | Institution Telephone: | (209) 712-8508 |
| Street Address: | 1110 W Kettleman Ln, Suites 42-44, 45-46, Lodi, CA 95240 | Administrator Name: | John Phelan |
| Institution Code: | 20260715139 | School Code: | 20260715139 |
| Inspection Date: | October 27, 2026 | | |

The Bureau for Private Postsecondary Education (Bureau) issues this Notice to Comply pursuant to California Education Code (CEC) section 94935 and Title 5 of the California Code of Regulations (5 CCR) section 75010.

California Private Postsecondary Education Act: https://www.bppe.ca.gov/lawsregs/ppe_act.pdf
Title 5 of the California Code of Regulations: https://www.bppe.ca.gov/lawsregs/regs.pdf

| Violation | Code Section Violated | Description of the violation and required correction. |
|---|---|---|
| 1 | CEC § 94909 (a)(8)(B) in conjunction with CEC § 94920 (b) | **Violation Description:** The institution's 2026 catalog contains cancellation and refund policies that fail to comply with the Bureau's minimum requirements.<br><br>On pages 30, 32, 44, 45, 46 of the catalog, *"Textbooks or other learning media", "Uniforms – smock", "Student kit, "lab supplies", "special protective clothing"* are non-refundable.<br><br>**If these fees are paid directly to the institution, the fee is an institutional charge and cannot be non-refundable during the cancellation period.**<br><br>The Bureau's cancellation policy includes the first day of instruction, or the 7th day after signing the enrollment agreement, whichever is later. If students sign the enrollment agreement on the course start date, they have the right to cancel within 7 days. |

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| | | **Correction:** The institution shall update its catalog to specify the institution will NOT withhold institutional charges exceeding $250 if cancellation is made through the 1st class session or the 7th day after enrollment, whichever is later. |
| 2 | CEC § 94909 (a)(7) in conjunction with 5 CCR § 71720 (b)(1) | **Violation Description:** Page 43 of the institution's 2026 catalog provided information regarding faculty and their qualifications but failed to contain information regarding JC Phelan and their qualifications.<br><br>**Correction:** The institution shall update its catalog to contain information regarding JC Phelan and their qualifications. |
| 3 | CEC §94909 (a)(11) | **Violation Description:** The institution's 2026 catalog fails to correctly contain the required statement, "if a student obtains a loan to pay for an educational program, the student will have to repay the full amount of the loan plus interest, less the amount of any refund, and that, if the student receives federal student financial aid funds, the student is entitled to a refund of the moneys not paid from federal financial aid funds."<br><br>**Correction:** The institution shall update its catalog to contain the above-mentioned required statement. |
| 4 | CEC § 94913(a)(1) in conjunction with 5 CCR § 74117 | **Violation Description:** The institution's website (https://www.twotwentyacademy.com/) fails to contain a clear and conspicuous link to its catalog.<br><br>**Correction:** Once the institution's catalog has been updated to remedy the violations, the institution shall update its website to provide the current/updated school catalog pursuant to CEC § 94913 (a)(1). |
| 5 | CEC § 94913(a)(2) in conjunction with 5 CCR § 74117 | **Violation Description:** The institution's website (https://www.twotwentyacademy.com/) failed to have a clear and conspicuous link to their 2023-2024 School Performance Fact Sheet for all their approved programs.<br><br>**Correction:** The institution shall update its website to have a clear, and conspicuous link to their 2023-2024 School Performance Fact Sheet for their approved programs. |

| Violation | Code Section Violated | Description of the violation and required correction. |
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| 6 | CEC § 94911 (e)(1) in conjunction with CEC § 94920 (b) | **Violation Description:** On page 2 of the institution's Cosmetology and Esthetics enrollment agreement templates contains an unenforceable cancellation and refund policy that state *"Student Kit/Lab Supplies", "Textbooks/Curriculum", "Uniforms/Protective Clothing"* are nonrefundable.<br><br>**If these fees are paid directly to the institution, the fee is an institutional charge and cannot be non-refundable during the cancellation period.**<br><br>The Bureau's cancellation policy includes the first day of instruction, or the 7th day after signing the enrollment agreement, whichever is later. If students sign the enrollment agreement on the course start date, they have the right to cancel within 7 days.<br><br>The Bureau's cancellation and refund policy also states that the institution can only withhold a "reasonable deposit or application fee" not to exceed two hundred fifty dollars.<br><br>**Correction:** The institution shall update the refund and cancellation policy in its enrollment agreement templates. The policy must demonstrate compliance with CEC § 94911 (e)(1) in conjunction with CEC § 94920 (b) by clarifying these charges are non-refundable after the cancellation period or get rid of the non-refundable statement altogether. |
| 7 | CEC § 94911 (b) | **Violation Description:** On page 2 of the institution's Cosmetology and Esthetics enrollment agreement templates, the institution failed to indicate the STRF Assessment fee as a non-refundable charge.<br><br>**Correction:** The institution shall update their enrollment agreement templates to indicate the STRF Assessment fee as a non-refundable charge. |

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| 8 | 5 CCR § 76215 (a) | **Violation Description:** Page 8 of the institution's Cosmetology and Esthetics enrollment agreement templates failed to contain the correct required language related to the Student Tuition Recovery Fund (STRF).<br><br>"The State of California established the Student Tuition Recovery Fund (STRF) to relieve or mitigate economic loss suffered by a student in an educational program at a qualifying institution, who is or was a California resident while enrolled, or was enrolled in a residency program, if the student enrolled in the institution, prepaid tuition, and suffered an economic loss. Unless relieved of the obligation to do so, you must pay the state-imposed assessment for the STRF, or it must be paid on your behalf, if you are a student in an educational program, who is a California resident, or are enrolled in a residency program, and prepay all or part of your tuition.<br><br>You are not eligible for protection from the STRF and you are not required to pay the STRF assessment, if you are not a California resident, or are not enrolled in a residency program."<br><br>**Correction:** The institution shall update their enrollment agreement templates to contain the above-mentioned required statement. |
| 9 | CEC § 94911 (e)(1) | **Violation Description:** Page 6 of the institution's Cosmetology and Esthetics enrollment agreement templates failed to contain a clear and conspicuous caption, "STUDENT'S RIGHT TO CANCEL" above the explanation that the student has the right to cancel and obtain a refund of charges paid through attendance at the first class session, or the seventh day after enrollment, whichever is later.<br><br>**Correction:** The institution shall update their enrollment agreement templates to contain the above-mentioned required caption. |

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|---|---|---|
| 10 | CEC § 94911 (e)(2) | **Violation Description:** The institution's Cosmetology and Esthetics enrollment agreement templates failed to contain the required statement, "if the student has received federal student financial aid funds, the student is entitled to a refund of moneys not paid from federal student financial aid program funds."<br><br>**Correction:** The institution shall update their enrollment agreement templates to contain the above-mentioned required statement. |
| 11 | CEC § 94911 (h) in conjunction with § 94909 (a)(15) | **Violation Description:** The institution's Cosmetology and Esthetics enrollment agreement templates failed to contain the correct transferability disclosure:<br><br>"NOTICE CONCERNING TRANSFERABILITY OF CREDITS AND CREDENTIALS EARNED AT OUR INSTITUTION"<br><br>"The transferability of credits you earn at (insert name of institution) is at the complete discretion of an institution to which you may seek to transfer. Acceptance of the (insert degree, diploma, or certificate) you earn in (insert name of educational program*) is also at the complete discretion of the institution to which you may seek to transfer. If the (insert credits or degree, diploma, or certificate) that you earn at this institution are not accepted at the institution to which you seek to transfer, you may be required to repeat some or all of your coursework at that institution. For this reason you should make certain that your attendance at this institution will meet your educational goals. This may include contacting an institution to which you may seek to transfer after attending (insert name of institution) to determine if your (insert credits or degree, diploma or certificate) will transfer."<br><br>**Correction:** The institution shall update their enrollment agreement templates to contain the above-mentioned required statement. |

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| 12 | CEC § 94911 (i)(1) | **Violation Description:** Page 9 of the institution's Cosmetology and Esthetics enrollment agreement templates failed to contain the correct required verbatim statement, "Prior to signing this enrollment agreement, you must be given a catalog or brochure and a School Performance Fact Sheet, which you are encouraged to review prior to signing this agreement. These documents contain important policies and performance data for this institution. This institution is required to have you sign and date the information included in the School Performance Fact Sheet relating to completion rates, placement rates, license examination passage rates, and salaries or wages, and the most recent three-year cohort default rate, if applicable, prior to signing this agreement."<br><br>**Correction:** The institution shall update their enrollment agreement templates to contain the correct version of the above-mentioned required statement. |

Pursuant to 5 CCR section 75010(d), the Institution may do either of the following:

(1) Within 30 days from the date of the inspection, sign and return the notice to comply, declaring under penalty of perjury that the violation was corrected and describing how compliance was achieved; or

(2) Within 30 days from the date of the inspection, file with the Bureau a written notice of disagreement, specifying the minor violations described in the notice to comply with which the person approved to operate the institution disagrees, and appealing it by requesting an informal office conference. If a written notice of disagreement is not timely filed with the Bureau, the right to appeal is deemed to have been waived.

**Pursuant to CEC section 94935(h), failure to comply with the notice to comply will result in the Bureau taking appropriate administrative enforcement action.**

The Notice to Comply was given to the Institution's owner, person in control, chief academic officer, chief executive officer, chief operating officer, institution director, or any person delegated by any of the aforementioned persons to facilitate the inspection or accept such notice as set forth below.

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| Notice To Comply Given To Name & Title: | John Phelan, Owner |
| Bureau Compliance Manager Name: | Beverly Tjokrosoeharto |
| Bureau Compliance Manager Signature: | Beverly Tjokrosoeharto |

# NOTICE TO COMPLY DECLARATION

CA-20260715139-10272026

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I declare under penalty of perjury that each violation identified in this Notice to Comply has been corrected and attached with this declaration is evidence to support the correction of each violation identified.

_____ _____

Signature Date

_____

Print Name and Title