

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

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# MODIFIED CITATION ORDER

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SOFTTECH (formally known as Progressive Computer Learning) 3150 Hilltop Mall Road, Suite 27 Richmond, CA 94806

**Institution Code:** 

0703001

Citation Number: 24250237

Total Fine Amount:

\$2,501.00

Order of Abatement

Included: Yes

Elizabeth Elias issues this modified citation in her official capacity as Deputy Bureau Chief of Enforcement at the Bureau for Private Postsecondary Education, California Department of Consumer Affairs (hereinafter referred to as the "Bureau").

#### LICENSING HISTORY

1. On or about August 10, 2021, the Bureau renewed an Approval to Operate a Private Postsecondary Institution, Institution Code 0703001, to SOFTTECH (formally known as Progressive Computer Learning), hereinafter referred to as the "Institution". This Approval to Operate will expire on or about August 10, 2026, unless renewed.

#### **DISCIPLINE HISTORY**

- 2. The Institution has the following discipline history:
  - Citation No. 1415086 issued May 26, 2015
    - o Evidence of compliance; citation satisfied August 13, 2015
  - Modified Citation No. 2122137 issued June 30, 2022
    - o Evidence of compliance; citation satisfied August 4, 2022

# CITATION JURISDICTION

3. This administrative citation is issued to the Institution pursuant to California Education Code (CEC) section 94936; and Title 5 of the California Code of Regulations (5 CCR) section 75020 et seq. for the violation(s) described below.

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#### CITATION HISTORY

4. On or about February 24, 2025, the Bureau issued Citation No. 24250237. On or about March 11, 2025, the Bureau received an appeal with a request for an informal conference. The informal conference was held on April 14, 2025. New substantive information was presented during the informal conference; therefore, the Bureau modifies the citation as follows:

# CAUSE FOR CITATION & MODIFIED ASSESSMENT OF FINE AND/OR ORDER OF ABATEMENT

5. The Institution is in violation of the following Bureau laws and regulations:

# Violation #1:

5 CCR section 74112(m)(1-9) - Uniform Data – Annual Report, Performance Fact Sheet and 5 CCR section 71930(e) – Maintenance of Records

**Cause for Citation:** On or about December 11, 2024, the Bureau conducted an unannounced compliance inspection pursuant to CEC section 94932.5(a). Bureau staff requested supporting documentation for information reported on the Institution's 2021/2022 School Performance Fact Sheet (SPFS). Bureau staff determined that the Institution failed to collect the required data in an electronic format pursuant to 5 CCR section 74112(m) and make the documentation immediately available for inspection.

**Administrative Fine:** Pursuant to 5 CCR section 75030, the Bureau has determined this to be a "Class A" violation. The Institution is issued a fine of \$2,501.00.

# Administrative Fine: Affirmed.

**Order of Abatement:** Pursuant to 5 CCR section 75020, the Bureau issues the following order of abatement:

The Bureau orders the Institution to correct the violation by providing an electronic copy of the template used by the Institution to document supporting data for SPFS, for the Bureau to verify the Institution is collecting the required data points pursuant to 5 CCR section 74112.

In addition, the Institution must submit a statement of attestation they have corrected the violation and will ensure that the supporting data for SPFS is

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maintained and immediately available during an inspection. The statement of attestation must be dated and signed by an authorized representative of the Institution.

Order of Abatement: Affirmed.

# Violation #2:

5 CCR section 71920(b)(10) – Student Records and 5 CCR section 71930(a) – Maintenance of Records

Cause for Citation: On or about December 11, 2024, the Bureau conducted an unannounced compliance inspection pursuant to CEC section 94932.5(a). Bureau staff reviewed one withdrawn student file and found that the student file failed to include a refund document consistent with 5 CCR section 71920(b)(10).

**Administrative Fine:** Pursuant to 5 CCR section 75030, the Bureau has determined this to be a "Class B" violation. The Institution is issued a fine of \$1,001.00.

# Administrative Fine: Dismissed.

**Order of Abatement:** Pursuant to 5 CCR section 75020, the Bureau issues the following order of abatement:

Pursuant to 5 CCR section 75020, the Bureau issues the following order of abatement:

The Bureau orders the Institution to submit a statement of attestation that they will maintain required student records pursuant to 5 CCR sections 71920 and 71930. The statement of attestation must be signed and dated by an authorized representative of the Institution.

Order of Abatement: Dismissed.

# **COMPLIANCE WITH ORDER OF ABATEMENT**

6. In accordance with the provisions of CEC section 94936 and 5 CCR sections 75020 and 75040, the Bureau issues the order(s) of abatement described above. Evidence of compliance with the order of abatement must be submitted to the Bureau within 30 days from the date of issuance

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of this modified citation. Evidence of compliance with the order of abatement may sent by mail or email to:

 Mail: Bureau for Private Postsecondary Education Attn: Discipline Unit – Aurzella Izmarai-Karimi 1747 North Market, Blvd., Suite 225 Sacramento, CA 95834

- Email: <u>bppe.discipline@dca.ca.gov</u>
  - In the subject line, please include the Institution name and citation number.

#### **COMPLIANCE WITH ASSESSMENT OF FINE**

7. In accordance with the provisions of CEC section 94936, and 5 CCR section 75020 et seq., the Bureau hereby orders this assessment of fines in the total amount of \$2,501.00 for the violations described above. Payment of the fines must be made to the Bureau within 30 days from the date of service of this modified citation. To assist the Bureau in processing the payment of fines, please submit the enclosed Payment of Fine – Waiver of Appeal form.

Payment must be sent to the Bureau by mail at:

 Bureau for Private Postsecondary Education Attn: Discipline Unit – Aurzella Izmarai-Karimi 1747 North Market, Blvd., Suite 225 Sacramento, CA 95834

#### NOTICE OF APPEAL RIGHTS

8. Pursuant to 5 CCR section 75040(d), the modified decision is considered final, unless a request for a hearing was filed timely.

If the Institution requested a hearing and no longer chooses to proceed with the hearing, the Institution may request to withdraw the request for a hearing.

# COMPLIANCE WITH FINE AND/OR ORDER OR ABATEMENT DISCLOSURE

9. Pursuant to 5 CCR section 75050, payment of the fine and/or compliance with any order of abatement does not constitute an admission of the

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violation charged and shall be represented as satisfactory resolution of the matter for the purposes of public disclosure.

Pursuant to 5 CCR section 75050, failure to comply with this citation order, its order of abatement, and/or administrative fine by the required due date is grounds for denial or discipline of an approval to operate. Where a citation is not contested and fine is not paid, the full amount of the assessed fine shall be added to the fee for renewal of the approval to operate. An approval to operate shall not be renewed without payment of the renewal fee and fine. The Bureau may also enforce the administrative fine as if it were a money judgment pursuant to CEC section 94936.

#### **BUREAU CONTACT INFORMATION**

10. If you have any questions regarding this Citation, please contact Aurzella Izmarai-Karimi, Citation Analyst by email at <a href="mailto:Aurzella.Izmarai@dca.ca.gov">Aurzella.Izmarai@dca.ca.gov</a> or by phone at (916) 574-7344.

"Original Signature on File"	5/14/2025
Elizabeth Elias Deputy Bureau Chief of Enforcement	Citation Date of Issuance

#### **Enclosures:**

- > Payment of Fine
- > Declaration of Service by Certified and First-Class Mail