



## AFFIRMED CITATION ORDER

<b>Citation Issued To:</b> Cinta Aveda Institute 305 Kearny Street San Francisco, CA 94108  <b>Institution Code:</b> 87449475	<b>Citation Number:</b> 2324176
	<b>Total Fine Amount:</b> <b>\$4,502.00</b>
	<b>Order of Abatement Included:</b> Yes

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

### LICENSING HISTORY

- On or about April 6, 2012, the Bureau granted an Accredited Institution Approval to Operate a Private Postsecondary Institution to Cinta Aveda Institute (hereinafter referred to as the "Institution"). This Approval to Operate will expire on or about May 30, 2026, unless renewed.

### DISCIPLINE HISTORY

- The Institution has the following discipline history:
  - [Citation No. 1920243, Decision and Order, October 5, 2021](#)
    - Evidence of Compliance and Fine Paid: February 10, 2022
  - [Citation No. 2021209, issued on March 15, 2021](#)
    - Evidence of compliance; citation satisfied June 18, 2021
  - [Citation No. 2223022, issued on August 31, 2022](#)
    - Evidence of compliance; citation satisfied November 3, 2022
  - [Modified Citation No. 2324164, issued on February 29, 2024](#)
    - Evidence of compliance; citation satisfied March 19, 2024

### CITATION JURISDICTION

- This administrative citation is issued to the Institution pursuant to the statutory provisions of California Education Code (CEC) section 94936;

Citation Number: 2324176  
Institution: Cinta Aveda Institute  
Institution Code: 87449475

and Title 5 of the California Code of Regulations (5 CCR) section 75020 et seq. for the violation(s) described below.

### CITATION HISTORY

4. On or about April 11, 2024, the Bureau issued Citation No. 2324176. On or about April 15, 2024, the Bureau received an appeal with a request for an informal conference. The informal conference was held on May 13, 2024. No new substantive facts were presented during the informal conference; therefore, the Bureau affirms Citation No. 2324176.

### CAUSE FOR CITATION & ASSESMENT 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 Records**

**Cause for Citation:** On May 26, 2023, Bureau staff requested the Institution's 2020/2021 School Performance Fact Sheet (SPFS) substantiating data in electronic format. The Institution failed to provide the requested records upon request.

On or about May 30, 2023, the Bureau conducted an Announced Compliance Inspection pursuant to CEC 94932.5 (a). The Institution's Director stated the Institution does not have SPFS substantiating data in electronic format and was not able to provide the required data to the Bureau by the end of the inspection day.

The Institution failed to provide the records upon immediate request and failed to maintain the supporting data electronically.

**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.

**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 SPFS substantiating data, 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 maintained in electronic format and made immediately available to the Bureau for inspection. The statement of attestation must be dated and signed by an authorized representative of the Institution.

**Violation #2:**

**5 CCR section 76140 (a)(7-13),(b) – Record-Keeping Requirements and 5 CCR section 71930 (e) – Maintenance Records**

**Cause for Citation:** On May 11, 2023, Bureau staff requested the Institution's most recent Student Tuition Recovery Fund (STRF) substantiating data for the 1st quarter reporting period of 2023. On May 26, 2024, Bureau staff received the requested information. Bureau staff reviewed the substantiating data and found it was missing several of the required data points; specifically, the data points identified in 5 CCR section 76140 (a)(7-13) and (b).

On or about May 30, 2023, the Bureau conducted an Announced Compliance Inspection pursuant to CEC 94932.5 (a). During the inspection, Bureau staff asked the Director if the Institution had any additional STRF supporting data to provide. The Institution did not have any additional documentation to provide.

The institution failed to maintain record-keeping requirement for STRF.

**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.

**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 its STRF

substantiating documentation, for the Bureau to verify the Institution is collecting the required data points pursuant to 5 CCR section 76140.

In addition, the Institution must submit a statement of attestation they have corrected the violation and will ensure that the substantiating data for STRF is maintained in an electronic format and readily available to a Bureau representative upon request per 5 CCR 76140. The statement of attestation must be dated and signed by an authorized representative of the Institution.

**Violation #3:**

**5 CCR section 76130 – Collection and Submission of Assessments**

**Cause for Citation:** The Institution failed to submit the Student Tuition Recovery Fund (STRF) Assessment Reporting form and the collection of assessment fees as required for the 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup> quarter reporting period of 2023.

**Administrative Fine:** Pursuant to 5 CCR section 75030, the Bureau has determined this to be a “Class C” violation. The Institution is issued a fine of \$1,000.00.

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

The Bureau orders the Institution to submit the STRF Assessment Reporting form and the collection of assessment fees as required for the 2<sup>nd</sup>, 3<sup>rd</sup>, and 4<sup>th</sup> quarter reporting period of 2023.

**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 of this affirmed 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 – Tessa Barron  
1747 North Market, Blvd., Suite 225

Sacramento, CA 95834

- Email: [bppe.discipline@dca.ca.gov](mailto:bppe.discipline@dca.ca.gov)
  - 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 \$ 4,502.00 for the violations described above. Payment of the fines must be made to the Bureau within 30 days from the date of issuance of this affirmed 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 – Tessa Barron  
1747 North Market, Blvd., Suite 225  
Sacramento, CA 95834

### **NOTICE OF APPEAL RIGHTS**

8. Pursuant to 5 CCR section 75040(d), the affirmed 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. If the Institution has not requested to withdraw the hearing, a hearing will be set to hear the matter.

### **COMPLIANCE WITH FINE AND/OR ORDER OR ABATEMENT DISCLOSURE**

9. Pursuant to 5 CCR section 75050, payment of fine and/or compliance with any order of abatement does not constitute an admission of the 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 Number: 2324176  
Institution: Cinta Aveda Institute  
Institution Code: 87449475

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 Tessa Barron, Citation Analyst by email at [Tessa.Barron@dca.ca.gov](mailto:Tessa.Barron@dca.ca.gov) or by phone at (916) 574-7791.

“Original Signature on File”

5/17/2024

---

Elizabeth Elias  
Deputy Bureau Chief of Enforcement

---

Citation Date of Issuance

Enclosures:

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