



Bureau for Private Postsecondary Education
2535 Capitol Oaks Drive, Suite 400, Sacramento, CA 95833
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AMENDED APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION MODIFIED

April 24, 2013

Naved Nizami, Owner
First Software USA dba Oxford Institute of Technology
5530 Corbin Avenue, Suite 120
Tarzana, CA 91356

Date of Issuance	Citation: Modified	Institution Code
04/24/13	# 1213010	Unapproved

On March 11, 2013, an informal conference was held in the matter of Citation: Assessment of Fine and Order of Abatement (Citation) #1213010 against Naved Nizami, owner of First Software USA dba Oxford Institute of Technology (Institution). In attendance were Laura Metune, Bureau Chief; Naved Nizami, owner of the Institution; and Lawrence M. Golda, School Consultant.

Pursuant to Business and Professions Code, Section 148; California Education Code, Section 94944; and California Code of Regulations, Section 75020, the Bureau for Private Postsecondary Education (Bureau) renders the following decision relative to your appeal of the Citation #1213010.

It is the decision of the Bureau Chief that on April 8, 2013, Citation #1213010 is modified and makes following changes:

VIOLATION CODE SECTIONS

#	Below you will find the section(s) of the California Education Code (CEC) and the California Code of Regulations (CCR) you are charged with violating and any modifications.
1.	<p>Modified</p> <p>Violation of CEC 94886 – Approval to Operate Required <i>The institution did not obtain an approval to operate a private postsecondary educational institution from the Bureau. This law prohibits a person from opening, conducting, or engaging in a business as a private postsecondary education institution in this State without obtaining an approval to operate from the Bureau.</i></p> <p>The Bureau orders that if the Institution, at any time, does not meet the exemptions as described in CEC §94874 and wishes to operate a private postsecondary educational institution, the Institution must obtain an approval to operate from the Bureau.</p> <p>The administrative fine for this violation has been modified from \$50,000.00 to <u>\$5,000.00</u>.</p> <p>Reason for modification: The Institution submitted evidence of compliance. Including, ceasing advertising as a non-exempt private postsecondary educational institution on their website (http://www.oxfordtraining.org).</p>
TOTAL MODIFIED ADMINISTRATIVE FINE DUE: <u>\$5,000.00</u>	

PENALTY – ASSESSMENT OF A FINE

In accordance with California Education Code section 94944; and California Code of Regulations Sections 75020(b), the Bureau hereby orders the issuance of a Citation and the assessment of a fine in the amount of **\$5,000.00** for the violation(s) described in the 'Violation Code Sections' of this document.

Please complete the Payment of Fine form and submit payment within **30 days** from the date of this modified Citation decision. Payment of the administrative fine must be made to the Bureau by check, or money order. Please include the citation number on the payment of the fine assessment. Payment of the administrative fine shall not constitute an admission of the violation(s) charged and shall be represented as satisfactory resolution of the matter for purposes of public disclosure. Payments may be mailed to:

Janel Quayle, Discipline Citation Program
Bureau for Private Postsecondary Education
2535 Capitol Oaks Drive, Suite 400
Sacramento, CA 95833

APPEAL OF CITATION

You *do not* have the right to request another Informal Conference to appeal this modified Citation. However, you did request within 30 days from the issuance of the original Citation, an appeal through an Administrative Hearing. A hearing before an Administrative Law Judge will be scheduled and you will be notified of the hearing date. The hearing will be held pursuant to Chapter 5 (commencing with section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

If you do not wish to appeal this modified Citation you must withdraw your request for an Administrative Hearing. Please complete and mail the enclosed Withdrawal – Request for Administrative Hearing within **30 Days** of the date of this decision.

EFFECTIVE DATE OF CITATION AND FINE ASSESSMENT

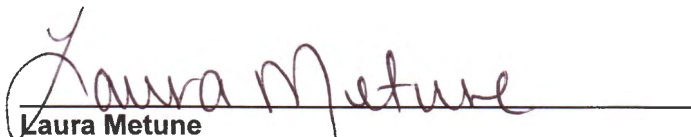
If you withdraw your request for an appeal through administrative hearing, this modified Citation is effective on **April 24, 2013** and payment of fine due by **May 24, 2013**.

If an administrative hearing was requested, you will not be required to comply with this affirmed Citation until 30 days after a final order is entered against you.

Failure to abate the violation or to pay the administrative fine within the time allowed is grounds for denial of an application for an approval to operate or discipline. The Bureau will promptly take all appropriate action to enforce the 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 decision or desire further information, please contact Janel Quayle, Enforcement Analyst, at (916) 431-6940 or at Janel.Quayle@dca.ca.gov.



Laura Metune
Bureau Chief



Date

Enclosures

- Payment of Fine
- Withdrawal – Request for Administrative Hearing
- Copy of Citation: Assessment of Fine and Order of Abatement #1213010
- Declaration of Service by Certified and First Class Mail