



Bureau for Private Postsecondary Education
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APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION AFFIRMED

October 15, 2020

Carmen Junqueira-Gomide, Owner
International Academy of English Newport Beach
2855 Michelle Drive, Suite 308
Irvine, CA 92606

Date of Issuance	Citation Number	Institution Code
October 15, 2020	2021034	93236024

On October 1, 2020, an informal telephone conference was held in the matter of Citation: Order of Abatement No. 2021034 (Citation) against Carmen Junqueira-Gomide, Owner of International Academy of English Newport Beach (Institution). In attendance were Beth Scott, Enforcement Chief, Carmen Junqueira-Gomide, Owner, and Denise Mastro, Director of Admissions/Financial Aid.

Pursuant to Business and Professions Code, section 125.9; California Education Code, section 94936; and Title 5 of the California Code of Regulations, section 75020 and section 75040, the Bureau for Private Postsecondary Education (Bureau) renders the following decision relative to your appeal of the Citation No. 2021034.

It is the decision of the Enforcement Chief, that on October 6, 2020, Citation No. 2021034 is affirmed for the following reason(s):

- No new substantive facts were presented at the conference.

VIOLATION CODE SECTIONS

#	Below you will find the California Education Code (CEC) and/or Title 5 of the California Code of Regulations (5, CCR code) section(s) of law you are charged with violating.
1.	<p>Violation: 5, CCR Section 74006(a) and (b) - Annual Fee <i>“(a) An institution's annual fee is due within 30 days of the date on which the institution originally receives its approval to operate and each year thereafter on the anniversary of the date of the original approval. (b) An institution shall pay its annual fee in addition to any other applicable fees.</i></p> <p>CEC Section 94930.5 (g)- Fee Schedule <i>“(g) Notwithstanding subdivision (d), effective July 1, 2018, the annual fee for each campus described in subparagraphs (A) and (B) of paragraph (1) of subdivision (d) shall be in an amount equal to 0.55 percent of that campus' total gross revenue derived from students in California, but not to be less than two thousand five hundred dollars (\$2,500) and not to exceed sixty thousand dollars (\$60,000) for</i></p>

each campus.”

CEC Section 94931(a) and (b)- Late Payment

“(a) A fee that is not paid on or before the 30th calendar day after the due date for the payment of the fee shall be subject to a 25 percent late payment penalty fee.

(b) A fee that is not paid on or before the 90th calendar day after the due date for payment of the fee shall be subject to a 35 percent late payment penalty fee.”

2019 Annual Fee and Late Payment

The Institution has failed to pay its annual fee for calendar year 2019.

On June 25, 2019, the Institution was notified, Invoice # 900343385, via mail at 1729 5th Avenue, 3rd Floor, San Diego, CA 92101, stating that the annual fee for calendar year 2019 was due on June 1, 2019.

On July 15, 2019, the Institution was notified, Invoice # 900343696, via mail at 1729 5th Avenue, 3rd Floor, San Diego, CA 92101, stating that the annual fee for calendar year 2019 was due on June 1, 2019.

On September 16, 2019, the Institution was notified, Invoice # 900343696, via mail at 1729 5th Avenue, 3rd Floor, San Diego, CA 92101, stating that the annual fee for calendar year 2019 was due on June 1, 2019.

On June 12, 2019, the Bureau received partial payment for the 2019 annual fee in the amount of \$969.40, however the minimum amount due is \$2,500.00.

As of August 5, 2020, the Bureau has not received the remaining amount for the annual fee or late payment penalty fee from the Institution.

2020 Annual Fee and Late Payment

On July 15, 2020, the Institution was notified Invoice # 900351675, via mail at 1729 5th Avenue, 3rd Floor, San Diego, CA 92101, stating that the annual fee for calendar year 2020 was due on June 1, 2020.

As of August 5, 2020, the Bureau has not received the annual fee or late payment penalty fee from the Institution.

Order of Abatement:

The Bureau orders the Institution to submit its annual fees for calendar year 2019 and 2020 in accordance with 5, CCR section 74006(a)(b) and CEC section 94930.5(g). In addition, the Institution must pay all late payment penalty fees.

On September 18, 2020, the Bureau received evidence of compliance with the Order of Abatement. The Order of Abatement has been satisfied.

Assessment of Fine

	The fine for this violation is <u>\$00.00</u>
TOTAL AFFIRMED ADMINISTRATIVE FINE DUE: <u>\$00.00</u>	

APPEAL OF CITATION

You *do not* have the right to request another Informal Conference to appeal this affirmed Citation. If you did not initially request an Administrative Hearing within 30 days from when the original citation was issued, you can no longer request one.

EFFECTIVE DATE OF CITATION

This affirmed Citation is effective on **October 15, 2020**.

CONTACT INFORMATION

If you have any questions regarding this decision or desire further information, please contact Gabriella Perez, Citation Analyst, at (916) 574-8969 or at Gabriella.Perez@dca.ca.gov.

Christina Villanueva
Discipline Manager

Date

Enclosures

- Declaration of Service by Certified and First-Class Mail