



BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY • GAVIN NEWSOM, GOVERNOR
 DEPARTMENT OF CONSUMER AFFAIRS • BUREAU FOR PRIVATE POSTSECONDARY EDUCATION
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APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION AFFIRMED

April 29, 2019

Oikos University, Owner
 Oikos University
 7901 Oakport Street, Suite 3000
 Oakland, CA 94621

Date of Issuance	Citation Number	Institution Code
April 29, 2019	1819092	93159648

On February 19, 2019, an informal telephone conference was held in the matter of Citation: Assessment of Fine and Order of Abatement No. 1819092 (Citation) against Oikos University, Owner of Oikos University. In attendance were Marina O'Connor, Licensing Chief; Meewon Sul, Administrator; and John Pyeon, Assistant to the President.

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. 1819092.

It is the decision of the Licensing Chief that on April 23, 2019, Citation No. 1819092 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><u>Violation:</u> CEC Section 94927 – Institutions in Default of Enrollment Agreement “An institution shall be considered in default of the enrollment agreement when an educational program is discontinued or canceled or the institution closes prior to completion of the educational program. When an institution is in default, student institutional charges may be refunded on a pro rata basis if the bureau determines that the school has made provision for students enrolled at the time of default to complete a comparable educational program at another institution at no additional charge to the students beyond the amount of the total charges in the original enrollment agreement. If</p>

the institution does not make that provision, a total refund of all institutional charges shall be made to students.”

The Institution failed to issue refunds of all institutional charges to all students affected by the closure of the Associate of Science in Nursing (LVN) program.

Order of Abatement:

The Bureau orders the Institution to issue refunds of all institutional charges to all students affected by the closure of the Associate of Science in Nursing (LVN) program within 45 days. The Institution must provide the Bureau with the roster of each student. The roster must include the name of the student, their contact information (including phone number, email address, and physical address) the date of enrollment, the amount paid for the program, the amount the student was refunded and proof of refund.

Assessment of Fine

The fine for this violation is \$5000.00

TOTAL ADMINISTRATIVE FINE DUE: \$5,000.00

ORDER OF ABATEMENT

The Bureau orders that you comply with the orders described in the ‘Violation Code Sections’ of this document and submit evidence of compliance within 30 days from the date of this decision.

PENALTY – ASSESSMENT OF A FINE

Payment of the administrative fine is due within 30 days from the date of this decision. Please complete the Payment of Fine form. Payment 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:

Ray Delaney, 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 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 AND FINE ASSESSMENT

This affirmed Citation is effective on April 29, 2019. The order of abatement and payment are due by **May 29, 2019**.

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 Affirmed Citation and recover the civil penalties prescribed therein or found to be due after a hearing.

CONTACT INFORMATION

Should you have any questions regarding this decision or desire further information, please contact Ray Delaney, Citation Analyst, at (916) 431-6946 or at Ray.Delaney@dca.ca.gov.



Christina Villanueva
Discipline Manager



Date

Enclosures

- Payment of Fine - Waiver of Appeal Rights
- Withdrawal- Request for Administrative Hearing
- Declaration of Service by Certified and First-Class Mail