



APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION MODIFIED

April 30, 2019

University of North Los Angeles DBA Tysons Education Corporation, Owner
 University of North Los Angeles
 1000 South Fremont Avenue, Bldg. A10 Suite 10425
 Alhambra, CA 91803

Date of Issuance	Citation Number	Institution Code
April 30, 2019	1819106	17834689

On March 11, 2019, an informal telephone conference was held in the matter of Citation: Assessment of Fine and Order of Abatement No. 1819106 (Citation) against University of North Los Angeles DBA Tysons Education Corporation, Owner of University of North Los Angeles. In attendance were Beth Scott, Enforcement Chief; and Mehdi Banai, Owner.

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. 1819106.

It is the decision of the Enforcement Chief that on March 15, 2019 Citation No. 1819106 is modified and makes the following change(s):

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: CEC Section 94934(a)(4) (a) As part of the compliance program, an institution shall submit an annual report to the bureau, under penalty of perjury, signed by a responsible corporate officer, by July 1 of each year, or another date designated by the bureau, and it shall include the following information for educational programs offered in the reporting period: (4) The Student Performance Fact Sheet, as required pursuant to Section 94910</p> <p>The Institution failed to submit 2015/2016 School Performance Fact Sheets for each approved program.</p>

Order of Abatement:

The Bureau orders that the Institution submit the 2015/2016 SPFS for each approved program in accordance with CEC section 94934(a)(4)

Modified Order of Abatement:

The Bureau orders that the Institution provide the Bureau with a statement or updated procedure stating how the School Performance Fact Sheet submission requirements will be met.

Reason for modification: New substantive facts were presented at the conference.

The administrative fine for this violation has been modified from \$5,000.00 to \$00.00.

2. **Violation:**

5, CCR Section 74110(d)

(d) The annual report shall be electronically filed by submitting the information required by section 94934 of the Code and this section via the online form provided on the Bureau's website, electronically attaching, as directed, the School Performance Fact Sheet, the enrollment agreement, and the school catalog.

On December 29, 2017, the Institution failed to submit to the Bureau a copy of the 2016 Enrollment Agreement via flash drive or CD.

Order of Abatement:

The Bureau orders that the Institution submit the 2016 Enrollment Agreement, via flash drive or CD.

Modified Order of Abatement:

The Bureau orders that the Institution provide the Bureau with a statement or updated procedure stating how the enrollment agreement submission requirements will be met.

Reason for modification: New substantive facts were presented at the conference.

The administrative fine for this violation has been modified from \$5,000.00 to \$00.00.

3. **Violation:**

CEC Section 94913(a)(1-5)

(a) An institution that maintains an Internet Web site shall provide on that Internet Web site all of the following:

- (1) The school catalog.
- (2) A School Performance Fact Sheet for each educational program offered by the institution.
- (3) Student brochures offered by the institution.
- (4) A link to the bureau's Internet Web site.
- (5) The institution's most recent annual report submitted to the bureau.

5, CCR Section 74117

In addition to the requirement in Section 94913(b) of the Code, an institution that maintains a website shall provide on the homepage of that website clear and conspicuous links to all the items required in Section 94913(a) of the Code.

The Institution failed to provide clear and conspicuous links to the catalog, School Performance Fact Sheet, brochure (if applicable), the most recent annual report, and a link to the Bureau's web site, on the Institution's homepage.

Order of Abatement:

The Bureau orders that the Institution update their website to include clear and conspicuous links to the catalog, School Performance Fact Sheet, the most recent annual report, and a link to the Bureau's web site, on the Institution's homepage. The Bureau orders that the Institution submit proof of compliance to the Bureau.

Modified Order of Abatement:

The Bureau orders that the Institution provide the Bureau with a statement or updated procedure stating how the Institution's website will provide clear and conspicuous links to the catalog, School Performance Fact Sheet, most recent annual report, and link to the Bureau's website.

Reason for modification: New substantive facts were presented at the conference.

The administrative fine for this violation has been modified from \$5,000.00 to \$00.00.

TOTAL MODIFIED ADMINISTRATIVE FINE DUE: \$00.00

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.

APPEAL OF CITATION

You *do not* have the right to request another Informal Conference to appeal this Modified Citation. You *do*, however, have the right to appeal this Modified Citation 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 initial 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

This Modified Citation is effective on April 30, 2019. The order of abatement is due by **May 30, 2019**.

Failure to abate the violation 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 Modified 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 Ray Delaney, Citation Analyst, at (916) 431-6946 or at Ray.Delaney@dca.ca.gov.



Christina Villanueva
Discipline Manager



Date

Enclosures

- Withdrawal- Request for Administrative Hearing
- Declaration of Service by Certified and First-Class Mail