

**BEFORE THE DIRECTOR
DEPARTMENT OF CONSUMER AFFAIRS
BUREAU FOR PRIVATE POSTSECONDARY EDUCATION
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

UNITED SCHOOL OF AMERICA, INC.,

721 East Ball Road, Suite 102

Anaheim, CA 92805

Case No. 1001103

OAH Case No.:2020060101

Respondent.

DECISION AND ORDER

The attached Stipulated Surrender of Approval to Operate and Order is hereby accepted and adopted by the Director of the Department of Consumer Affairs as the Decision in the above-entitled matter.

This Decision shall become effective on "2/6/2021" .

It is so ORDERED "December 29 ", 2020".

"Original signature on file"

RYAN MARCROFT
DEPUTY DIRECTOR, LEGAL AFFAIRS DIVISION
DEPARTMENT OF CONSUMER AFFAIRS

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Attorney General of California
2 MARICHELLE S. TAHIMIC
Supervising Deputy Attorney General
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8 *Attorneys for Complainant*

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10 **BEFORE THE**
11 **DEPARTMENT OF CONSUMER AFFAIRS**
FOR THE BUREAU FOR PRIVATE POSTSECONDARY EDUCATION
12 **STATE OF CALIFORNIA**

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14 In the Matter of the Accusation Against:

15 **UNITED SCHOOL OF AMERICA, INC.**
16 **721 East Ball Road, Suite 102**
Anaheim, CA 92805

17 **Approval to Operate Institution School**
Code 3014371

18 Respondent.

Case No. 1001103

OAH No. 2020060101

STIPULATED SURRENDER OF
APPROVAL TO OPERATE AND
ORDER

19
20 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
21 entitled proceedings that the following matters are true:

22 **PARTIES**

23 1. Dr. Michael Marion, Jr. (Complainant) is the Chief of the Bureau for Private
24 Postsecondary Education (Bureau). He brought this action solely in his official capacity and is
25 represented in this matter by Xavier Becerra, Attorney General of the State of California, by
26 Dionne Mochon, Deputy Attorney General.

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1 **CULPABILITY**

2 8. Respondent understands that the charges and allegations in Accusation No. 1001103,
3 if proven at a hearing, constitute cause for imposing discipline upon its Approval to Operate an
4 Institution.

5 9. Respondent understands that by signing this stipulation, it enables the Director to
6 issue his order accepting the surrender of their Approval to Operate an Institution without further
7 process.

8 **RESERVATION**

9 10. The admissions made by Respondent herein are only for the purposes of this
10 proceeding, or any other proceedings in which the Director or other professional licensing agency
11 is involved, and shall not be admissible in any other criminal or civil proceeding.

12 **CONTINGENCY**

13 11. This stipulation shall be subject to approval by the Director or the Director's designee.
14 Respondent understands and agrees that counsel for Complainant and the staff of the Bureau for
15 Private Postsecondary Education may communicate directly with the Director and staff regarding
16 this stipulation and surrender, without notice to or participation by Respondent or its counsel. By
17 signing the stipulation, Respondent understands and agrees that it may not withdraw its
18 agreement or seek to rescind the stipulation prior to the time the Director considers and acts upon
19 it. If the Director fails to adopt this stipulation as the Decision and Order, the Stipulated
20 Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall
21 be inadmissible in any legal action between the parties, and the Director shall not be disqualified
22 from further action by having considered this matter.

23 12. The parties understand and agree that Portable Document Format (PDF) and facsimile
24 copies of this Stipulated Surrender of Approval to Operate and Order, including PDF and
25 facsimile signatures thereto, shall have the same force and effect as the originals.

26 13. This Stipulated Surrender of Approval to Operate and Order is intended by the parties
27 to be an integrated writing representing the complete, final, and exclusive embodiment of their
28 agreement. It supersedes any and all prior or contemporaneous agreements, understandings,

1 discussions, negotiations, and commitments (written or oral). This Stipulated Surrender of
2 Approval to Operate and Order may not be altered, amended, modified, supplemented, or
3 otherwise changed except by a writing executed by an authorized representative of each of the
4 parties.

5 14. In consideration of the foregoing admissions and stipulations, the parties agree that
6 the Director may, without further notice or formal proceeding, issue and enter the following
7 Order:

8 **ORDER**

9 IT IS HEREBY ORDERED that Approval to Operate Institution School Code 3014371,
10 issued to Respondent United School of America, Inc., is surrendered and accepted by the Bureau.

11 1. The surrender of Respondent's Approval to Operate an Institution and the acceptance
12 of the surrendered Approval to Operate by the Bureau shall constitute the imposition of discipline
13 against Respondent. This stipulation constitutes a record of the discipline and shall become a part
14 of Respondent's Approval to Operate history with the Bureau.

15 2. If Respondent or any of Respondent's officers, agents, and/or administrative staff
16 applies for a new Approval to Operate in the State of California, the Bureau shall treat it as a new
17 application for Approval to Operate. Respondent or any of Respondent's officers, agents, and/or
18 administrative staff must comply with all the laws, regulations and procedures for Approval to
19 Operate in effect at the time the application is filed, and all of the charges and allegations
20 contained in Accusation No. 1001103 shall be deemed to be true, correct and admitted by
21 Respondent when the Bureau determines whether to grant or deny the application.

22 3. Within 30 days of the effective date of the Decision and Order, Respondent shall pay
23 to the Bureau costs associated with its investigation and enforcement pursuant to Business and
24 Professions Code section 125.3 in the amount of \$7,500.00 within thirty days of signing this
25 stipulation.

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ACCEPTANCE

I have carefully read the above Stipulated Surrender of Approval to Operate and Order and have fully discussed it with my attorney James C. Stevens. I understand the stipulation and the effect it will have on my Approval to Operate an Institution. I enter into this Stipulated Surrender of Approval to Operate and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Director of the Department of Consumer Affairs.

DATED: “9/29/2020” “Original signature on file”
Authorized agent for
UNITED SCHOOL OF AMERICA, INC.
Respondent

I have read and fully discussed with Respondent United School of America, Inc. the terms and conditions and other matters contained in this Stipulated Surrender of Approval to Operate and Order. I approve its form and content.

DATED: “9/29/2020” “Original signature on file”
JAMES C. STEVENS
Attorney for Respondent

ENDORSEMENT

The foregoing Stipulated Surrender of Approval to Operate and Order is hereby respectfully submitted for consideration by the Director of Consumer Affairs.

DATED: _____ Respectfully submitted,
XAVIER BECERRA
Attorney General of California
MARICHELLE S. TAHIMIC
Supervising Deputy Attorney General

DIONNE MOCHON
Deputy Attorney General
Attorneys for Complainant

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DATED: _____
Authorized agent for
UNITED SCHOOL OF AMERICA, INC.
Respondent

I have read and fully discussed with Respondent United School of America, Inc. the terms and conditions and other matters contained in this Stipulated Surrender of Approval to Operate and Order. I approve its form and content.

DATED: _____
JAMES C. STEVENS
Attorney for Respondent

ENDORSEMENT

The foregoing Stipulated Surrender of Approval to Operate and Order is hereby respectfully submitted for consideration by the Director of Consumer Affairs.

DATED: "9/30/2020"
Respectfully submitted,
XAVIER BECERRA
Attorney General of California
MARICHELLE S. TAHIMIC
Supervising Deputy Attorney General

"Original signature on file"

DIONNE MOCHON
Deputy Attorney General
Attorneys for Complainant