



BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY • GAVIN NEWSOM, GOVERNOR  
DEPARTMENT OF CONSUMER AFFAIRS • BUREAU FOR PRIVATE POSTSECONDARY EDUCATION  
2535 Capitol Oaks Drive, Suite 400, Sacramento, CA 95833  
P.O. Box 980818, West Sacramento, CA 95798-0818  
P (916) 431-6959 | Toll-Free (888) 370-7589 | www.bppe.ca.gov



**ORDER SUSPENDING APPROVAL TO OPERATE  
DEGREE GRANTING PROGRAMS**

To: USA WahTai Educational Consulting Services Inc., Owner  
Virscend University  
16490 Bake Parkway  
Irvine, CA 92618

**INSTITUTION CODE:** 24813837

**ORDER NUMBER:** 1004380

**ORDER MAILING DATE:** April 12, 2019

**ORDER EFFECTIVE DATE:** April 17, 2019

**DUE DATE TO REQUEST INFORMAL OFFICE CONFERENCE:** May 17, 2019

Beth Scott, as the designee of the Bureau Chief of the Bureau for Private Postsecondary Education (Bureau), hereby issues an Order Suspending Approval to Operate Degree Granting Programs (Order) of the above institution.

This Order is hereby issued to USA WahTai Educational Consulting Services Inc., Owner of Virscend University located at 16490 Bake Parkway, Irvine, CA 92618, pursuant to California Education Code (CEC) section 94885.5 and Title 5 of the California Code of Regulations (5, CCR) section 71410 for the violations described below.

**Factual Basis**

On November 18, 2016, Virscend University, an unaccredited degree granting institution, received a provisional approval to operate two (2) degree programs. The provisional approval was granted in accordance with CEC section 94885.5 (a).

Pursuant to CEC section 94885.5 (b)(1)(2)(3), your institution was required to submit evidence of having achieved accreditation candidacy or pre-accreditation<sup>1</sup> by November 18, 2018. On February 4, 2019, the Bureau notified Virscend University, in writing, that the Institution did not submit sufficient evidence to demonstrate that the institution is making strong progress toward obtaining accreditation, with an accrediting agency, which included showing active steps the Institution is taking to comply with CEC section 94885.5 and

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<sup>1</sup> As defined by 5, CCR section 70000(s), for this purpose, "pre-accreditation" or "candidacy" means that an institution has submitted a completed application for initial accreditation with the required fee, which was accepted by the accreditor.

providing documentation from an accrediting agency demonstrating the Institution's likely ability to meet the requirements of CEC section 94885.5.

### **ORDER**

In accordance with the provisions of CEC section 94885.5(d)(1) & (d)(2) and 5, CCR sections 71410 and 74250, the Bureau hereby orders the following:

1. The approval to operate, issued to Virscend University, is automatically suspended as to all of the institution's degree programs. The Bureau will not lift the suspension until the institution complies with the requirements of CEC section 94885.5(d)(1) & (d)(2) by submitting evidence to the Bureau of having achieved accreditation candidacy or pre-accreditation.
2. You must immediately **cease enrolling new students** in all of your degree programs.
3. Within 30 days of the effective date of this Order, you must submit a **degree program closure plan** to the Bureau with all of the following:
  - a. The date the institution stopped enrolling new students in the degree programs.
  - b. A list of contact information for all students currently enrolled in each degree program.
  - c. A **teach-out plan** with information on the arrangements you have made for students to complete their educational programs at another institution. **The institution shall not teach-out its own students.** The teach-out plan must: (1) provide the name and location of the institution(s) providing the teach-out; (2) include a plan for the disposition of student records per CEC section 94927.5; (3) be compliant with the refund provisions of CEC section 94927; and (4) include a copy of the notification to be provided to students identified in item # 4 below.
4. The institution must notify, in writing, all currently enrolled students within five (5) business days of the effective date of this Order of the following:
  - a. That the institution has received a notice of suspension from the Bureau and may no longer offer degree programs.
  - b. The teach-out plan, which shall provide, at minimum, the following information: (1) the name and location of the institution(s) that is providing the teach-out, (2) the date upon which instruction at the teach-out institution(s) will begin, (3) how and when payments will be made to the new institution and any relevant financial information, and (4) a contact person at the new institution(s).
  - c. That the student has a right to choose not to participate in the teach-out, and instead seek a refund for any classes the student is currently enrolled in or has not yet completed.

5. Any student may seek a refund from the institution rather than participate in a proposed teach-out program. The school must provide refunds within 45 days of the request by a student.
6. Failure of any institution to comply with the requirements of this section will be considered a violation and subject to action by the Bureau.

### APPEAL OF ORDER

You may request an appeal of this Order before the Director of the Department of Consumer Affairs, or his or her designee. (5, CCR section 71410.)

Because this suspension is automatic per CEC section 94885.5 (c), the institution shall not operate its degree programs during any appeal.

If you wish to appeal this Order, you must do so within 30 days from the effective date of the Order. *Unless you sign a written request for an appeal and deliver it to the Bureau within 30 days from the effective date of the Order, you will be deemed to have waived your right to appeal this matter to the Department of Consumer Affairs.*

Upon timely receipt of your request for an appeal, an informal office conference will be arranged within 30 days, or as extended at your request or by the Bureau for good cause. Upon request and approval, the person approved to operate the institution or representative may participate in the office conference by telephone.

Please submit your request to:

Bureau for Private Postsecondary Education  
Attn: Cheryl Lardizabal, Discipline Analyst  
2535 Capitol Oaks Drive, Ste. 400  
Sacramento, CA 95833

Failure by an institution to comply with the Order above may result in further enforcement action. The Bureau will promptly take all appropriate action to enforce this Order.

### CONTACT INFORMATION

If you have any questions regarding this Order or can verify that you submitted evidence to the Bureau of accreditation candidacy or pre-accreditation, please contact Cheryl Lardizabal, Discipline Analyst, at 916-621-2591 or Cheryl.Lardizabal@dca.ca.gov.

*Beth Scott*

**Beth Scott**  
**Enforcement Chief**

*4-12-19*

**Date**

**Enclosures**

- **Declaration of Service by Certified and First-Class Mail**

**DECLARATION OF SERVICE BY CERTIFIED AND FIRST-CLASS MAIL**

In the Matter of the Order Suspending Approval to Operate Degree Granting Programs:

**Virscend University**

I, the undersigned, declare that I am over 18 years of age and not a party to the within cause; my business address is 2535 Capitol Oaks Drive, Suite 400, Sacramento, California 95833. I served a true copy of the attached:

**Automatic Suspension**


by mail on each of the following, by placing same in an envelope (or envelopes) addressed (respectively) as follows:

<b>NAME AND ADDRESS</b>	<b>CERT NO.</b>
USA WahTai Educational Consulting Services Inc., Owner Virscend University 16490 Bake Parkway Irvine, CA 92618	7018 0680 0002 1946 5155
Robert Chi, Agent for Process 333 E Imperial Hwy Fullerton, CA 92835	7018 0680 0002 1946 5162
USA WahTai Educational Consulting Services Inc Virscend University 4530 E. Cerro Vista Drive Anaheim, CA 92807	7018 0680 0002 1946 5179

Each said envelope was then, on April 12, 2019, sealed and deposited in the United States mail at Sacramento, California, the county in which I am employed, either as certified mail or first-class U.S. mail with the postage thereon fully prepaid and return receipt requested for the certified mail.

Executed on April 12, 2019 at Sacramento, California

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

  
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Hene Dawson, Declarant