



APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION MODIFIED

January 16, 2019

Wag My Tail, Inc., Owner
 Wag My Tail, Inc.
 8457 Foothill Boulevard
 Sunland, CA 91040

Date of Issuance	Citation Number	Institution Code
January 16, 2019	1819043	43106075

On January 10, 2019 an informal telephone conference was held in the matter of Citation: Assessment of Fine and Order of Abatement No. 1819043 (Citation) against Wag My Tail, Inc., Owner of Wag My Tail, Inc. In attendance were Beth Scott, Enforcement Chief; and Minou Ateal, 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. 1819043.

It is the decision of the Enforcement Chief that on January 10, 2019 Citation No. 1819043 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><u>MODIFIED</u> <u>Violation:</u> 5, CCR Section 76130 (a-e)- Collection and Submission of Assessments <i>“(a) A qualifying institution shall collect the assessment from each student in an educational program at the time it collects the first payment from or on behalf of the student at or after enrollment. The assessment shall be collected for the entire period of enrollment, regardless of whether the student pays the institutional charges in increments.</i> <i>(b) A qualifying institution shall complete the STRF Assessment Reporting Form (Rev. 2/10) and remit it with the STRF assessments collected from students to be received by the Bureau no later than the last day of the month following the close of the quarter as follows:</i> <i>(1) April 30 for the first quarter,</i> <i>(2) July 31 for the second quarter,</i> <i>(3) October 31 for the third quarter, and</i></p>

(4) January 31 for the fourth quarter. If the due date falls on a Saturday, Sunday or State or federal holiday, the due date shall be extended to the next regular business day for the Bureau.

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(c) The STRF Assessment Reporting Form shall contain the following information:

(1) Total number of students who signed enrollment agreements for educational programs during the reporting period; and

(2) Total number of students eligible for STRF who signed enrollment agreements for educational programs during the reporting period; and

(3) The total number of students who signed their enrollment agreement during the reporting period, were eligible for STRF, and who made their first payment during the reporting period; and

(4) The total number of students who signed their enrollment agreement in a previous reporting period, were eligible for STRF, and who made their first payment during the current reporting period; and

(5) Total amount of institutional charges after rounding each student's institutional charges to the nearest \$1,000, for all eligible STRF students whose STRF assessment was collected in the reporting period; and

(6) Current contact telephone number of the person preparing the form; and

(7) A declaration dated and signed under penalty of perjury by the person preparing the form that the form and any attachments are true and correct.

(d) In the event of a school closure, any collected assessments shall be remitted to the Bureau within seven days following the cessation of instruction.

(e) Submission of all prior reports and assessments required by this section is a condition of renewal."

The Institution has failed to submit STRF Assessment Reporting Forms for the following quarters: 1st, 2nd, 3rd and 4th quarters for 2015 and 1st, 2nd, 3rd and 4th quarters for 2016.

On April 1, 2015, the Institution was notified via mail at 8457 Foothills Blvd., Sunland, CA 91040, that the STRF Assessment Reporting Forms for the 1st quarter of 2015 was due. As of November 14, 2018, the Bureau has not received the STRF Assessment Reporting Form from the Institution.

On July 1, 2015, the Institution was notified via mail at 8457 Foothills Blvd., Sunland, CA 91040 that the STRF Assessment Reporting Forms for the 2nd quarter of 2015 was due. As of November 14, 2018, the Bureau has not received the STRF Assessment Reporting Form from the Institution.

On October 1, 2015, the Institution was notified via mail at 8457 Foothills Blvd., Sunland, CA 91040 that the STRF Assessment Reporting Forms for the 3rd quarter of 2015 was due. As of November 14, 2018, the Bureau has not received the STRF Assessment Reporting Form from the Institution.

On January 4, 2016, the Institution was notified via mail at 8457 Foothills Blvd., Sunland, CA 91040 that the STRF Assessment Reporting Forms for the 4th quarter of 2015 was due. As of November 14, 2018, the Bureau has not received the STRF Assessment Reporting Form from the Institution

On April 1, 2016, the Institution was notified via mail at 8457 Foothills Blvd., Sunland, CA 91040 that the STRF Assessment Reporting Forms for the 1st quarter of 2016 was due. As of November 14, 2018, the Bureau has not received the STRF Assessment Reporting Form from the Institution.

On July 5, 2016, the Institution was notified via mail at 8457 Foothills Blvd., Sunland, CA 91040 that

the STRF Assessment Reporting Forms for the 2nd quarter of 2016 was due. As of November 14, 2018, the Bureau has not received the STRF Assessment Reporting Form from the Institution.

On October 3, 2016, the Institution was notified via mail at 8457 Foothills Blvd., Sunland, CA 91040 that the STRF Assessment Reporting Forms for the 3rd quarter of 2016 was due. As of November 14, 2018, the Bureau has not received the STRF Assessment Reporting Form from the Institution.

On January 3, 2017, the Institution was notified via mail at 8457 Foothills Blvd., Sunland, CA 91040 that the STRF Assessment Reporting Forms for the 4th quarter of 2016 was due. As of November 14, 2018, the Bureau has not received the STRF Assessment Reporting Form from the Institution.

Order of Abatement:

The Bureau orders that the Institution submit the delinquent STRF Assessment Reporting Forms with the STRF Assessments collected from students for the quarters listed above. The Institution shall also submit the student information to substantiate the data reported on the STRF Assessment Reporting Form(s). The information provided shall comply with "Record Keeping Requirements" Pursuant to 5, CCR section 76140.

Modified Order or Abatement: The Institution shall submit the policy and procedure for complying with "Record Keeping Requirements" Pursuant to 5, CCR section 76140.

The administrative fine for this violation has been **modified** from \$50.00 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, *only if* you initially requested one within 30 days from the issuance date of the original citation. 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 did not initially request an Administrative Hearing within 30 days from when the original citation was issued, you can no longer request one.

If you do not wish to appeal this modified Citation you must withdraw your initial request for an Administrative Hearing, if one was made. 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 **January 16, 2019**. The order of abatement and payment are due by **February 15, 2019**

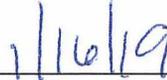
Failure to abate the violation or to pay the administrative fine within the time allowed is grounds for denial of an application for an approval to operate or discipline. The Bureau will promptly take all appropriate action to enforce the Modified Citation and recover the civil penalties prescribed therein or found to be due after a hearing.

CONTACT INFORMATION

If you have any questions regarding this decision or desire further information, please contact Gurinder Sandhu, Citation Analyst, at (916) 431-6940 or at Gurinder.Sandhu@dca.ca.gov.



Christina Villanueva
Discipline Manager



Date

Enclosures

- Copy of Modified Citation Order Number

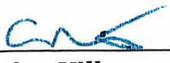
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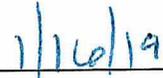
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CONTACT INFORMATION

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Christina Villanueva
Discipline Manager



Date

Enclosures

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