



APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION MODIFIED

October 29, 2019

Amarillo College of Hairdressing, Inc. dba Milan Institute, Owner
 Milan Institute
 6500 S. Mooney Blvd.
 Visalia, CA 93277

Date of Issuance	Citation Number	Institution Code
September 26, 2019	1920098	5400411

On October 24, 2019, an informal telephone conference was held in the matter of Citation: Assessment of Fine and Order of Abatement No. 1920098 (Citation) against Amarillo College of Hairdressing, Inc. dba Milan Institute, Owner of Milan Institute (Institution). In attendance were Leeza Rifredi, Deputy Bureau Chief and Marcy Ceranek, Owner/Director of Compliance.

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. 1920098.

It is the decision of the Deputy Bureau Chief that on October 25, 2019, Citation No. 1920098 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>Violation:</u> CEC Section 94935(b)(h) – Notice to Comply <i>(b) An institution that receives a notice to comply shall have no more than 30 days from the date of inspection to remedy the noncompliance.</i> <i>(h) If an institution fails to comply with a notice to comply within the prescribed time, the bureau shall take appropriate administrative enforcement action.</i></p> <p>The Institution failed to respond to the NTC within the prescribed time of 30 days. Proof of compliance for the violations listed was not submitted and a Notice of Disagreement was not submitted</p> <p><u>Order of Abatement:</u> The Institution shall submit proof of compliance with all violations listed on the Notice to Comply.</p>

	<p><u>Modified Order of Abatement:</u> The Bureau orders the Institution to provide a written policy or procedure addressing how the Institution will provide prospective students with a school catalog pursuant to CEC Section 94909(a). Additionally, the Bureau orders the Institution to submit a written policy or procedure addressing how the Institution will update their catalog pursuant to 5, CCR Section 71810(a).</p> <p><u>Reason for modification:</u> New substantive facts were presented at the conference.</p> <p><u>Assessment of Fine</u> The fine for this violation is \$501.00</p> <p>The administrative fine for this violation has been modified from <u>\$501.00 to \$250.00</u></p>
TOTAL MODIFIED ADMINISTRATIVE FINE DUE: <u>\$250.00</u>	

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:

Gabriella Perez, 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 modified 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 modified Citation is effective on October 29, 2019. The Order of Abatement and payment are due by **November 28, 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 Gabriella Perez, Citation Analyst, at (916) 621-2593 or at Gabriella.Perez@dca.ca.gov.

Christina Villanueva
Discipline Manager

Date

Enclosures

- Payment of Fine
- Declaration of Service by Certified and First-Class Mail