



SETTLEMENT OF MODIFIED CITATION ORDER

Citation Issued To: Georgiy Kot Academy USA 20855 Ventura Boulevard, Suite 7 Woodland Hills, CA 91364 Institution Code: 27688006	Citation Number: 2324114
	Total Fine Amount: \$4,753.00
	Order of Abatement Included: Yes

Elizabeth Elias issues this modified citation in her official capacity as Deputy Bureau Chief of Enforcement at the Bureau for Private Postsecondary Education, California Department of Consumer Affairs (hereinafter referred to as the "Bureau").

LICENSING HISTORY

- On or about November 3, 2021, the Bureau renewed an Approval to Operate a Private Postsecondary Institution to Georgiy Kot Academy USA (hereinafter referred to as the "Institution"). This Approval to Operate will expire on or about November 3, 2026, unless renewed.

DISCIPLINE HISTORY

- The Institution has no prior discipline history.

CITATION JURISDICTION

- This administrative citation is issued to the Institution pursuant to California Education Code (CEC) section 94936; and Title 5 of the California Code of Regulations (5 CCR) section 75020 et seq. for the violation(s) described below.

CITATION HISTORY

- On or about November 2, 2023, the Bureau issued Citation No. 2324114. On or about November 13, 2023, the Bureau received an appeal with a request for an informal conference and administrative hearing. The Bureau held the informal conference on December 20, 2023, and the citation was

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modified as a result of the informal conference. The Institution requested the Bureau move forward with the appeal for an administrative hearing; however, later requested settlement options in lieu of the administrative hearing. As settlement of the Modified Citation No. 2324114, the Institution agrees to withdraw its request for an Administrative Hearing and agrees to a Settlement of Modified Citation No. 2324114 as follows:

**CAUSE FOR CITATION &
MODIFIED ASSESMENT OF FINE AND/OR ORDER OF ABATEMENT**

5. The Institution is in violation of the following Bureau laws and regulations:

Violation #1: 5 CCR section 74110 – Annual Report in conjunction with CEC section 94934 – Annual Report
Cause for Citation: A review of the Bureau's records confirm the Institution failed to submit all components of the 2021 Annual Report which was due to the Bureau by December 1, 2022. A reminder notice was sent to the Institution on or about the following dates: June 28, 2022, and July 14, 2022, and July 26, 2022.
Administrative Fine: Pursuant to 5 CCR section 75030, the Bureau has determined this to be a "Class A" violation. The Institution is issued a fine of \$5,000.00. Administrative Fine: Pursuant to a Settlement of Modified Citation No. 2324114, the administrative fine is further modified and reduced from \$2,501.00 to \$1,250.50 with a one-year repayment term.
Order of Abatement: Pursuant to 5 CCR section 75020, the Bureau issues the following order of abatement: The Bureau orders the Institution to submit the 2021 Annual Report pursuant to 5 CCR section 74110 and CEC section 94934. Order of Abatement: Pursuant to a Settlement of Modified Citation No. 2324114, the Bureau modifies the order of abatement. The Institution shall submit a letter of attestation which states that moving forward it will submit an annual report pursuant to 5 CCR section 74110 and CEC section 94934 as required. The letter or attestation must be signed and dated.

Violation #2:

5 CCR section 71930 (e) – Maintenance Records

Cause for Citation: On or about September 2, 2022, the Bureau conducted an unannounced compliance inspection pursuant to CEC 94932.5 (a). Bureau staff requested access to the school’s faculty files, Chief Academic Officer file, and current financial statement. The owner of the Institution was not able to provide Bureau staff with access to the requested files.

Administrative Fine: Pursuant to 5 CCR section 75030, the Bureau has determined this to be a “Class B” violation. The Institution is issued a fine of \$1,001.00.

Administrative Fine: Pursuant to a Settlement of Modified Citation No. 2324114, the administrative fine is further modified and reduced from \$1,001.00 to \$500.50 with a one-year repayment term.

Order of Abatement: Pursuant to 5 CCR section 75020, the Bureau issues the following order of abatement:

The Bureau orders the Institution to correct the violation and submit an electronic copy of the faculty files, Chief Academic Officer file, and current financial statement, that includes all the required data pursuant to 5 CCR section 76140 to the Bureau.

In addition, the Institution must submit a statement of attestation they have corrected the violation and will ensure that the faculty files, Chief Academic Officer file and current financial statement are maintained in an electronic format and readily available to a Bureau representative upon request per 5 CCR 76140 (b). The statement of attestation must be dated and signed by an authorized representative of the Institution.

Order of Abatement: Affirmed.

Violation #3:

5 CCR section 74112 (m)(1-9) – Uniform Data – Annual Report, Performance Fact Sheet and 5 CCR section 71930 (e) – Maintenance Records

Cause for Citation: On or about September 2, 2022, the Bureau conducted an unannounced compliance inspection pursuant to CEC 94932.5 (a). Bureau staff requested a copy of the substantiating data for the 2019-2020 School Performance Fact Sheet (SPFS) for review. The Institution's Admission Advisor stated that they are unable to produce the required substantiating data for SPFS, as it is located in an electronic database that would require contact with the system developer to construct a report that showed all the required SPFS data.

Administrative Fine: Pursuant to 5 CCR section 75030, the Bureau has determined this to be a "Class A" violation. The Institution is issued a fine of \$2,501.00.

Administrative Fine: Pursuant to a Settlement of Modified Citation No. 2324114, the administrative fine is further modified and reduced from \$2,501.00 to \$1,250.50 with a one-year repayment term.

Order of Abatement: Pursuant to 5 CCR section 75020, the Bureau issues the following order of abatement:

The Bureau orders the Institution to correct the violation and submit a copy of the substantiating data for the 2020-2021 SPFS that includes all the required data pursuant to 5 CCR section 74112. In addition, the Institution must submit a statement of attestation they have corrected the violation and will ensure that the substantiating data for SPFS is maintained and immediately available during an inspection. The statement of attestation must be dated and signed by an authorized representative of the Institution.

Order of Abatement: Pursuant to a Settlement of Modified Citation No. 2324114, the Bureau modifies the order of abatement. The Institution shall submit a letter of attestation that moving forward it will maintain all data pursuant to 5 CCR section 74112 (m)(1-9). The letter or attestation must be signed and dated.

Violation #4:

5 CCR section 74112 (e)(2) – Uniform Data – Annual Report, Performance Fact Sheet in conjunction with CEC 94912 – Signature, Initials Required

Cause for Citation: On or about September 2, 2022, the Bureau conducted an unannounced compliance inspection pursuant to CEC 94932.5(a). Bureau staff reviewed student files and determined that the files did not contain a current Performance Fact Sheet.

Administrative Fine: Pursuant to 5, CCR 75030, the Bureau has determined this to be a “Class C” violation. The Institution is issued a fine of \$501.00.

Administrative Fine: Pursuant to a Settlement of Modified Citation No. 2324114, the administrative fine is further modified and reduced from \$501.00 to \$250.50 with a one-year repayment term.

Order of Abatement: Pursuant to 5, CCR 75020, the Bureau issues the following order of abatement:

The Bureau orders the Institution to ensure all student records follow the law pursuant to CCR, Title 5, section 71920. The Institution must submit a statement of attestation they have corrected the violation and ensured that all student records contain an Institution transcript. The statement of attestation must be dated and signed by an authorized representative of the Institution.

Order of Abatement: Affirmed.

Violation #5:

5 CCR section 71920 (b)(5) – Student Records and CCR, 5 CCR section 71930 (a), (e) – Maintenance Records in conjunction with CEC 94900 (b) – Required Student Records

Cause for Citation: On or about September 2, 2023, the Bureau conducted an unannounced compliance inspection pursuant to CEC 94932.5(a). Bureau staff reviewed student files and determined that 5 of the 6 files for graduated students and withdrawn/dropped students, did not contain a transcript. Additionally, the school was not able to provide a transcript for these students.

Administrative Fine: Pursuant to 5, CCR 75030, the Bureau has determined this to be a “Class C” violation. The Institution is issued a fine of \$501.00.

Administrative Fine: Pursuant to a Settlement of Modified Citation No. 2324114, the administrative fine is further modified and reduced from \$501.00 to \$250.50 with a one-year repayment term.

Order of Abatement: : Pursuant to 5, CCR 75020, the Bureau issues the following order of abatement:

The Bureau orders the Institution to ensure all student records follow the law pursuant to CCR, Title 5, section 71920. The Institution must submit a statement of attestation they have corrected the violation and ensured that all student records contain a transcript. The statement of attestation must be dated and signed by an authorized representative of the Institution.

Order of Abatement: Affirmed.

Violation #6:

CEC section 94935 (b) – Notice to Comply in conjunction with 5 CCR 75010 (h)

Cause for Citation: On or about September 2, 2022, Bureau staff issued a Notice to Comply (NTC) for CEC section 94913 (a)(1)(2)(4) Institutional Web Site Requirements violations. The Institution failed to comply with the Notice to Comply by the due date of October 2, 2022.

Administrative Fine: Pursuant to 5 CCR section 75030, the Bureau has determined this to be a “Class B” violation. The Institution is issued a fine of \$2,501.00.

Administrative Fine: Pursuant to a Settlement of Modified Citation No. 2324114, the administrative fine is further modified and reduced from \$2,501.00 to \$1,250.50 with a one-year repayment term.

Order of Abatement: Pursuant to 5 CCR section 75020, the Bureau issues the following order of abatement:

The Bureau orders the Institution to correct the violations identified in the Notice to Comply and submit proof of compliance pursuant to CEC section 94935.

Order of Abatement: Affirmed.

COMPLIANCE WITH ORDER OF ABATEMENT

6. In accordance with the provisions of CEC section 94936 and 5 CCR sections 75020 and 75040, the Bureau issues the order(s) of abatement described above. Evidence of compliance with the order of abatement and acceptance of the attached payment plan agreement must be submitted to the Bureau within 30 days from the date of issuance of this modified citation. Evidence of compliance with the order of abatement may sent by mail or email to:
 - Mail: Bureau for Private Postsecondary Education
Attn: Discipline Unit – Tessa Barron
1747 North Market, Blvd., Suite 225
Sacramento, CA 95834
 - Email: bppe.discipline@dca.ca.gov
 - In the subject line, please include the Institution name and citation number.

COMPLIANCE WITH ASSESSMENT OF FINE

7. In accordance with the provisions of CEC section 94936, and 5 CCR section 75020 et seq., the Bureau hereby orders this assessment of fines in the total amount of \$4,753.00 for the violations described above. Payment of the fines must be made to the Bureau within the duration of the agreed upon payment plan.

Payment(s) must be sent to the Bureau by mail at:

- Bureau for Private Postsecondary Education
Attn: Discipline Unit – Tessa Barron
1747 North Market, Blvd., Suite 225
Sacramento, CA 95834

NOTICE OF APPEAL RIGHTS

8. The Institution forfeits their right to appeal by withdrawing their appeal for an administrative hearing.

COMPLIANCE WITH FINE AND/OR ORDER OR ABATEMENT DISCLOSURE

9. Pursuant to 5 CCR section 75050, payment of the fine and/or compliance with any order of abatement does not constitute an admission of the

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violation charged and shall be represented as satisfactory resolution of the matter for the purposes of public disclosure.

Pursuant to 5 CCR section 75050, failure to comply with this citation order, its order of abatement, and/or administrative fine by the required due date is grounds for denial or discipline of an approval to operate. Where a citation is not contested and fine is not paid, the full amount of the assessed fine shall be added to the fee for renewal of the approval to operate. An approval to operate shall not be renewed without payment of the renewal fee and fine. The Bureau may also enforce the administrative fine as if it were a money judgment pursuant to CEC section 94936.

BUREAU CONTACT INFORMATION

10. If you have any questions regarding this Citation, please contact Tessa Barron, Citation Analyst by email at Tessa.Barron@dca.ca.gov or by phone at (916) 574-7791.

“Original Signature on File”

1/31/2025

Elizabeth Elias
Deputy Bureau Chief of Enforcement

Citation Date of Issuance

Enclosures:

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