



## MODIFIED CITATION ORDER

<b>Citation Issued To:</b> Educating Barbers, LLC dba "The Academy" 998 Geneva Ave San Francisco, CA 94112  <b>Institution Code:</b> 75356521	<b>Citation Number:</b> 2223040
	<b>Total Fine Amount:</b> <b>\$00.00</b>
	<b>Order of Abatement Included:</b> Yes

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

### LICENSING HISTORY

- On or about November 9, 2017, the Bureau renewed an Approval to Operate a Private Postsecondary Institution to Educating Barbers, LLC dba "The Academy" (hereinafter referred to as the "Institution"). This Approval to Operate will expire or expired on or about November 9, 2022, has not been renewed.

### DISCIPLINE HISTORY

- The Institution has the following discipline history:
  - [Modified Citation No. 1920287, issued July 15, 2020](#)
    - Evidence of compliance; citation satisfied September 1, 2020

### 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 April 21, 2023 the Bureau issued Citation No. 2223040. On or about May 3, 2023, the Bureau received an appeal with a request for an informal conference. The informal conference was held on May 10, 2023.

Citation Number: 2223040  
Institution: Educating Barbers, LLC dba "The Academy"  
Institution Code: 75356521

New substantive facts were presented during the informal conference; therefore, the Bureau modifies the citation 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 71745 (a)(6) – Financial Resources, in conjunction with CEC section 94885 (a)(6)(9) – Minimum Operating Standards**

**Cause for Citation:** On or about March 9, 2022, the Bureau conducted an announced compliance inspection pursuant to CEC 94932.5 (a). Bureau staff reviewed the financial statements for year-end December 31, 2020 and determined that the Institution's current assets to current liabilities ratio is 0.42 to 1. The Institution failed to maintain a ratio of current assets to current liabilities of 1.25 to 1.00 or greater.

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

**Administrative Fine: Dismissed**

**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 following:

1. Current financial statements for year-end 2022 which demonstrates compliance with 5 CCR section 71745 (a)(6).
2. In an electronic format, a roster of all currently enrolled students that includes the student: (1) names, (2) addresses, (3) telephone numbers, (4) email addresses, (5) program in which they are enrolled, (6) date of enrollment, (7) total cost of the program and (8) the total amount the student has paid.

**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 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 – Cheryl Lardizabal  
1747 North Market, Blvd., Suite 225  
Sacramento, CA 95834
  - Email: [bppe.discipline@dca.ca.gov](mailto:bppe.discipline@dca.ca.gov)
    - In the subject line, please include the Institution name and citation number.

### **NOTICE OF APPEAL RIGHTS**

7. Pursuant to 5 CCR section 75040 (d), the modified decision is considered final, unless a request for a hearing was filed timely.

If the Institution requested a hearing and no longer chooses to proceed with the hearing, the Institution may request to withdraw the request for a hearing.

### **COMPLIANCE WITH FINE AND/OR ORDER OR ABATEMENT DISCLOSURE**

8. 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 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

Citation Number: 2223040  
Institution: Educating Barbers, LLC dba "The Academy"  
Institution Code: 75356521

administrative fine as if it were a money judgment pursuant to CEC section 94936.

### **BUREAU CONTACT INFORMATION**

9. If you have any questions regarding this Citation, please contact Cheryl Lardizabal, Citation Analyst by email at [Cheryl.Lardizabal@dca.ca.gov](mailto:Cheryl.Lardizabal@dca.ca.gov) or by phone at (916) 574-7427.

“Original Signature on File”

5/16/2023

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Elizabeth Elias  
Enforcement Chief

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Citation Date of Issuance

Enclosures:

- Declaration of Service by Certified and First-Class Mail