

BEFORE THE DIRECTOR
DEPARTMENT OF CONSUMER AFFAIRS
BUREAU FOR PRIVATE POSTSECONDARY EDUCATION
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

GRADUATES DO SUCCEED, INC.,
SALVADOR FRANCO SR., 80% OWNER,
SALVADOR FRANCO JR., 20 % OWNER,

7916 Long Beach Boulevard

South Gate, CA 90280

Approval to Operate an Accredited Institution Code Number 1922081

Respondents.

Case No. 1000864

DECISION

The attached Stipulated Surrender of Approval to Operate an Accredited Institution and Order is hereby adopted by the Director of the Department of Consumer Affairs as the Decision in the above entitled matter.

The Decision shall become effective: "February 13, 2020"

DATED: "January 12, 2020"

"Original signature on file"

RYAN MARCROFT

Deputy Director, Legal Affairs

Department of Consumer Affairs

1 XAVIER BECERRA
Attorney General of California
2 LINDA L. SUN
Supervising Deputy Attorney General
3 MICHAEL YI
Deputy Attorney General
4 State Bar No. 217174
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 269-6483
6 Facsimile: (916) 731-2126
E-mail: Michael.Yi@doj.ca.gov
7 *Attorneys for Complainant*

8
9 **BEFORE THE**
DEPARTMENT OF CONSUMER AFFAIRS
10 **FOR THE BUREAU FOR PRIVATE POSTSECONDARY EDUCATION**
STATE OF CALIFORNIA
11

12 In the Matter of the Accusation Against:

Case No. 1000864

13 **GRADUATES DO SUCCEED, INC.,**
14 **SALVADOR FRANCO SR., 80% OWNER,**
15 **SALVADOR FRANCO JR., 20% OWNER**
7916 Long Beach Boulevard
South Gate, CA 90280

STIPULATED SURRENDER OF
APPROVAL TO OPERATE AN
ACCREDITED INSTITUTION AND
ORDER

16 Approval to Operate an Accredited Institution,
17 Code Number 1922081

18 Respondent.
19

20
21 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
entitled proceedings that the following matters are true:

22 **PARTIES**

23 1. Dr. Michael Marion, Jr. (Complainant) is the Chief of the Bureau for Private
24 Postsecondary Education (Bureau). He brought this action solely in his official capacity and is
25 represented in this matter by Xavier Becerra, Attorney General of the State of California, by
26 Michael Yi, Deputy Attorney General.
27

28 ////

////

1 **CULPABILITY**

2 8. Respondent understands that the charges and allegations in Accusation No. 1000864,
3 if proven at a hearing, constitute cause for imposing discipline upon its Approval to Operate an
4 Accredited Institution.

5 9. For the purpose of resolving the Accusation without the expense and uncertainty of
6 further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual
7 basis for the charges in the Accusation and that those charges constitute cause for discipline.
8 Respondent hereby gives up its right to contest that cause for discipline exists based on those
9 charges.

10 10. Respondent understands that by signing this stipulation, it enables the Director to
11 issue his order accepting the surrender of Respondent's Approval to Operate an Accredited
12 Institution without further process.

13 **CONTINGENCY**

14 11. This stipulation shall be subject to approval by the Director or the Director's
15 designee. Respondent understands and agrees that counsel for Complainant and Bureau staff may
16 communicate directly with the Director and staff regarding this stipulation and surrender, without
17 notice to, or participation by Respondent or its counsel. By signing the stipulation, Respondent
18 understands and agrees that it may not withdraw its agreement or seek to rescind the stipulation
19 prior to the time the Director considers and acts upon it. If the Director fails to adopt this
20 stipulation as the Decision and Order, the Stipulated Surrender of Approval to Operate an
21 Accredited Institution and Order shall be of no force or effect, except for this paragraph, it shall
22 be inadmissible in any legal action between the parties, and the Director shall not be disqualified
23 from further action by having considered this matter.

24 12. The parties understand and agree that Portable Document Format (PDF) and facsimile
25 copies of this Stipulated Surrender of Approval to Operate an Accredited Institution and Order,
26 including PDF and facsimile signatures thereto, shall have the same force and effect as the
27 originals.
28

1 13. This Stipulated Surrender of Approval to Operate an Accredited Institution and Order
2 is intended by the parties to be an integrated writing representing the complete, final, and
3 exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous
4 agreements, understandings, discussions, negotiations, and commitments (written or oral). This
5 Stipulated Surrender of Approval to Operate an Accredited Institution and Order may not be
6 altered, amended, modified, supplemented, or otherwise changed except by a writing executed by
7 an authorized representative of each of the parties.

8 14. In consideration of the foregoing admissions and stipulations, the parties agree that
9 the Director may, without further notice or formal proceeding, issue and enter the following
10 Order:

11 **ORDER**

12 IT IS HEREBY ORDERED that Approval to Operate an Accredited Institution, Code
13 Number 1922081, issued to Respondent Graduates Do Succeed, Inc., Salvador Franco Sr. and
14 Salvador Franco Jr. is surrendered and accepted by the Bureau.

15 1. The surrender of Respondent's Approval to Operate an Accredited Institution and the
16 acceptance of the surrendered Approval to Operate by the Bureau shall constitute the imposition
17 of discipline against Respondent. This stipulation constitutes a record of the discipline and shall
18 become a part of Respondent's approval history with the Bureau. The acceptance of the
19 Stipulated Surrender of Approval to Operate an Accredited Institution shall not preclude the filing
20 of any civil claims against Respondent related to the allegations in Accusation No. 1000864.

21 2. Respondent shall lose all rights and privileges as an approved school in California as
22 of the effective date of the Director's Decision and Order.

23 3. If Respondent ever files an application for school approval in the State of California,
24 the Bureau shall treat it as a new application. Respondent must comply with all the laws,
25 regulations and procedures of a surrendered approval to operate in effect at the time the
26 application is filed, and all of the charges and allegations contained in Accusation No. 1000864
27 shall be deemed to be true, correct and admitted by Respondent when the Director determines
28 whether to grant or deny the application.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ENDORSEMENT

The foregoing Stipulated Surrender of Approval to Operate an Accredited Institution and Order is hereby respectfully submitted for consideration by the Director of the Department of Consumer Affairs.

DATED: "12/3/ 2019"

Respectfully submitted,
XAVIER BECERRA
Attorney General of California
LINDA L. SUN
Supervising Deputy Attorney General

"Original signature on file"

MICHAEL YI
Deputy Attorney General
Attorneys for Complainant

LA201960037