



APPEAL OF CITATION INFORMAL CONFERENCE
DECISION: CITATION MODIFIED

March 25, 2019

Tracy Hua, Owner
 Sebastopol Massage Center
 23615 El Toro Rd. Ste. 1
 Lake Forest, CA 92630

Date of Issuance	Citation Number	Institution Code
March 25, 2019	1819090	4900941

On February 15, 2019, an informal telephone conference was held in the matter of Citation: Assessment of Fine and Order of Abatement No. 1819090 (Citation) against Tracy Hua, Owner of Sebastopol Massage Center. In attendance were Marina O'Connor, Licensing Chief and Amber Cisneros, Operations Manager.

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. 1819090.

It is the decision of the Licensing Chief that on February 15, 2019, Citation No. 1819090 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>MODIFIED Violation: CEC Section 94935(a)(b)(c)(h) - Notice to Comply <i>(a) Bureau staff who, during an inspection of an institution, detect a violation of this chapter, or regulations adopted pursuant to this chapter, that is a minor violation as determined by the bureau, pursuant to regulations adopted by January 1, 2011, shall issue a notice to comply before leaving the institution. The bureau shall establish a voluntary informal appeal process, by regulation, within one year of the enactment of this chapter.</i> <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>(c) Upon achieving compliance, the institution shall sign and return the notice to comply to the bureau.</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 submit documentation to clear the outstanding violations and did not</p>

submit a Notice of Disagreement by June 16, 2018.

Order of Abatement:

The Institution shall submit to the Bureau sufficient evidence to clear each of the four outstanding violations on the Notice to Comply.

Reason for modification: New substantive facts were presented at the conference. The Institution submitted to the Bureau sufficient evidence to clear each violation.

The administrative fine for this violation has been modified from \$2,500.00 to \$00.00.

TOTAL MODIFIED ADMINISTRATIVE FINE DUE: \$00.00

APPEAL OF CITATION

You *do not* have the right to request another Informal Conference to appeal this a 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

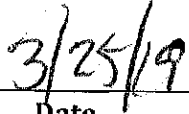
This modified Citation is effective on **March 25, 2019**.

CONTACT INFORMATION

If you have any questions regarding this decision or desire further information, please contact Cheryl Lardizabal, Citation Analyst, at (916) 621-2591 or at Cheryl.Lardizabal@dca.ca.gov.



Christina Villanueva
Discipline Manager



Date

Enclosures

- Declaration of Service by Certified and First-Class Mail

