

BUSINESS, CONSUMER SERVICES AND HOUSING AGENCYGAVIN NEWSOM, GOVERNORDEPARTMENT OF CONSUMER AFFAIRS • BUREAU FOR PRIVATE POSTSECONDARY EDUCATION1747 N. Market Blvd., Suite 225, Sacramento, CA 95834P (916) 574-8900Toll-Free (888) 370-7589www.bppe.ca.gov



# **MODIFIED CITATION ORDER**

Citation Issued To: Pacific American University 3435 Wilshire Blvd Suite #430 Los Angeles, CA 90010 Institution Code: 20708947	Citation Number: 24250163
	Total Fine Amount: \$501.00
	Order of Abatement Included: No

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

1. On or about June 26, 2019, the Bureau issued an Approval to Operate a Private Postsecondary Institution, Institution Code 20708947, to Pacific American University hereinafter referred to as the "Institution". This Approval to Operate expired on or about June 25, 2024. An application for renewal of the Institution's Approval to Operate a Private Postsecondary Institution was received on June 24, 2024, and is under review.

# **DISCIPLINE HISTORY**

- 2. The Institution has the following discipline history:
  - <u>Citation No. 2223083, issued on March 16, 2023</u>
    - Evidence of compliance; citation satisfied May 8, 2023

# CITATION JURISDICTION

3. 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

4. On or about December 30, 2024, the Bureau issued Citation No. 24250163. On or about January 26, 2025, the Bureau received an appeal with a request for an informal conference. The informal conference was held on March 28, 2025. New substantive information was presented during the informal conference; therefore, the Bureau modifies the citation as follows:

#### CAUSE FOR CITATION & MODIFIED ASSESSMENT OF FINE AND/OR ORDER OF ABATEMENT

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

#### Violation #1:

## 5 CCR 71930(c)(3), (c)(4) and (e) – Maintenance of Records

**Cause for Citation:** On or about September 24, 2024, the Bureau attempted to conduct an unannounced compliance inspection pursuant to CEC 94932.5(a). Bureau staff determined that the Institution was closed during normal business hours and did not have personnel present for the inspection. Bureau staff made attempts to contact the Institution by phone to gain access to the Institution for the unannounced compliance inspection but was unsuccessful.

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: Modified. The Bureau modifies the administrative fine from \$5,000.00 to \$501.00. The violation is modified from a Class "A" to a Class "C" violation.

## COMPLIANCE WITH ORDER OF ABATEMENT

6. The Bureau has not issued an order of abatement.

## 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 \$501.00 for the violations described above. Payment of the fines must be made to the Bureau within <u>30 days</u> from the date of service of this modified citation. To assist the Bureau in processing the payment of fines, please submit the enclosed Payment of Fine – Waiver of Appeal form.

Payment must be sent to the Bureau by mail at:

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

#### NOTICE OF APPEAL RIGHTS

8. 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

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 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 Nicole Pedersen, Citation Analyst by email at <u>Nicole.Pedersen@dca.ca.gov</u> or by phone at (916) 232-0510.

"Original Signature on File"

4/8/2025

Elizabeth Elias Deputy Bureau Chief of Enforcement Citation Date of Issuance

Enclosures:

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