

RESTRAINING ORDER

Served by fax (613-935-6052), email (protruck@cogeco.net), and by courier

June 30, 2010

C & C Professional Truck Training of Canada Ltd.
13 - 1916 Pitt Street,
Cornwall, ON
K6J5H3

Attention: Christian Sorensen

This is a **Restraining Order** issued under the authority of section 46 of the *Private Career Colleges Act, 2005* (PCCA, 2005). As the Superintendent of Private Career Colleges, I HEREBY ORDER C & C PROFESSIONAL TRUCK TRAINING OF CANADA LTD. (C & C) TO STOP OPERATING IN CONTRAVENTION OF THE PRIVATE CAREER COLLEGES ACT, 2005 (PCCA, 2005).

The detailed reasons supporting my order are set out in Schedule A, attached. In brief, you are:

- advertising unapproved vocational programs, contrary to section 11 (2) of the PCCA, 2005.

You must provide written confirmation signed by a person with authority to bind the school, together with all available supporting evidence, that the steps outlined below have been taken. This written confirmation must be delivered **immediately** by registered mail or courier to my attention and confirm that C & C:

- has stopped advertising unapproved vocational programs that require approval.

If you are currently providing unapproved programs contrary to section 8 of the PCCA, 2005, you would then be required to **immediately** take the steps outlined below in this order to comply with the PCCA, 2005.

Specifically, you:

- must stop providing unapproved vocational programs that require approval;
- must stop enrolling students into unapproved vocational programs that require approval;

- must provide the ministry with a list including the names and addresses of all current and former students that were enrolled in unapproved programs that require approval;
- must provide full refunds to students who request refunds in writing and who were enrolled in unapproved vocational programs that require approval;
- must not hold, directly or indirectly, any monies owing to current, former, or prospective students of unapproved vocational programs that require approval; and
- must hold student files to be available for the Superintendent's staff to review.

Consequences of Failure to Comply with this Order

Failure to comply with this order may result in any or all of the following actions by the Superintendent:

1. Application for a court order from the Superior Court of Justice to C & C to comply;
2. The issuance of further Administrative Monetary Penalties.
3. Prosecution for offences under the Act. Upon conviction by a court of that offence
 - a. a corporation is subject to a fine of up to \$250,000;
 - b. an individual is subject to a fine of up to \$100,000, a prison term of up to one year, or both; and
 - c. an officer or director of a corporation who concurs in the commission of the offence, is subject to a fine of up to \$25,000, a prison term of up to one year, or both.

Obtaining a Copy of the PCCA, 2005

As noted above, the applicable legislation is the *Private Career Colleges Act, 2005* and the regulations made thereunder. The legislation and regulations are available at www.e-laws.gov.on.ca If you are unable to access any relevant information on e-laws, you may contact our offices at (416) 314-0500 to request that a copy of the legislation and regulations be sent to you.

Sincerely,

ORIGINAL SIGNED BY

Allan Scott
 Superintendent
 Private Career Colleges

Attachments: Schedule A – Detailed Reasons for Decision

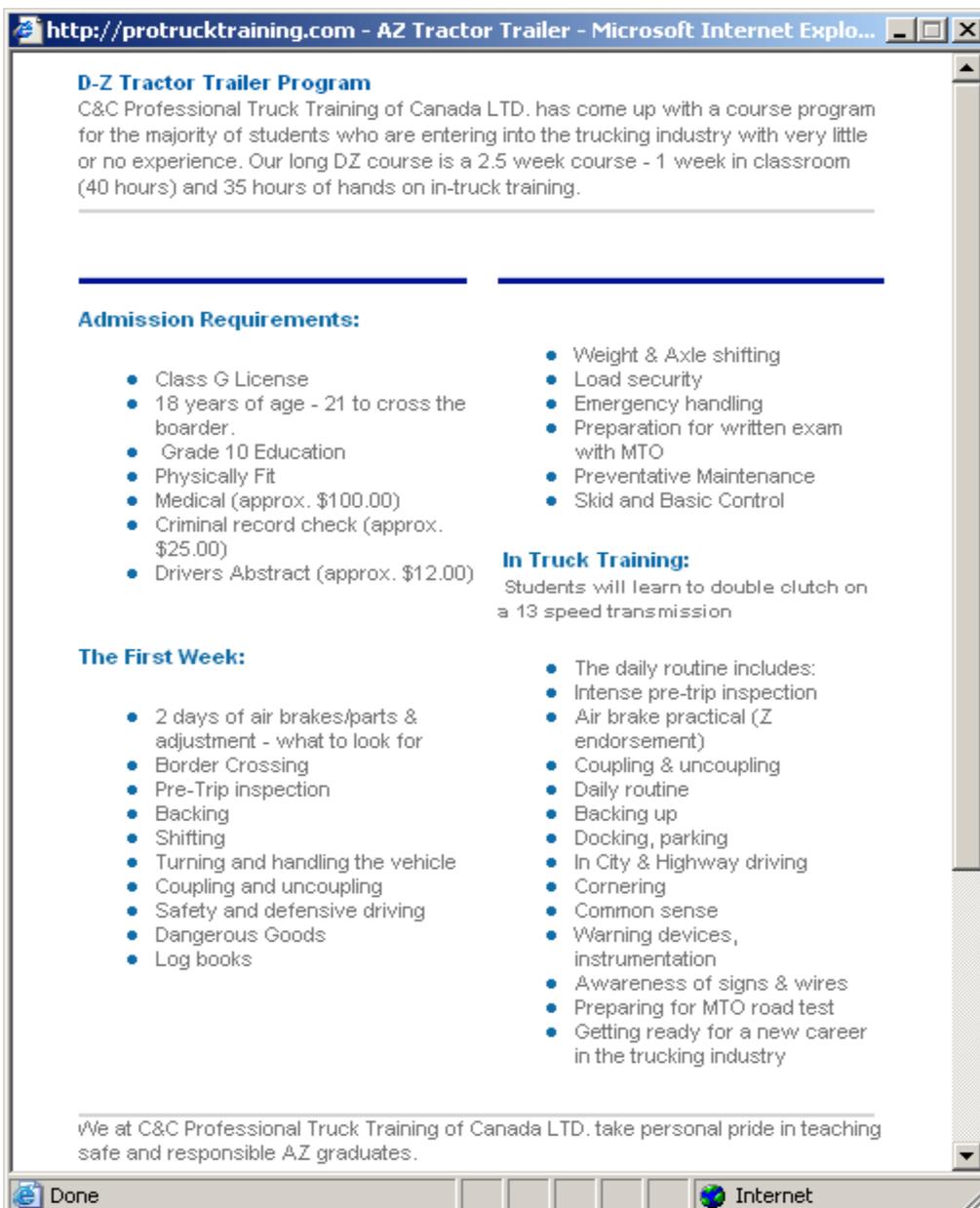
Schedule A – Detailed Reasons for Decision

Contravention of Subsection 11 (2) of the PCCA, 2005 – Advertising Unapproved Programs

On June 29, 2010 Ministry staff reviewed the website <http://protrucktraining.com/> which is the website for C & C Professional Trucking (C & C), a registered Private Career College. The website states that:

“C&C Professional Truck Training of Canada LTD. has come up with a course program for the majority of students who are entering into the trucking industry with very little or no experience. Our long DZ course is a 2.5 week course - 1 week in classroom (40 hours) and 35 hours of hands on in-truck training.”

A screen shot of the website content is included here:



A designate of the Superintendent made an inquiry by phone to the school by on June 29, 2010 at 10:47 am. The designate spoke to Lynda Embling who is listed on the website as the office Manager for C & C. Lynda Embling revealed the following information:

- C & C has changed the DZ program from the listed duration of 40 hours classroom and 35 hours (75 total hours) in truck as listed on their website to 40 hours classroom and 22 hours in truck (62 hours total).
- C & C used to charge \$3,200 for the 75 hour DZ program but that cost has been reduced to \$1,750 for the 63 hour DZ program

DZ training corresponds to National Occupational Classification (NOC) code 7411 – Other Truck Drivers. Based on the evidence gathered the DZ program at C & C at a cost of \$1,750 and a duration of 62 hours fits the definition of a vocational program requiring the approval of the Superintendent according to the PCCA, 2005. Since this program is not approved, advertising of same is prohibited in accordance with Section 11 (2) of the PCCA, 2005.

BACKGROUND:

C & C Professional Truck Training of Canada Ltd. is a registered Private Career College in Ontario. It was first registered on May 16, 2006. They are approved to offer one program - AZ Truck Driver Training.

Legal and Operating Entities

An ONBIS search shows that C & C Professional Truck Training of Canada Ltd. was incorporated on February 8, 2006. Christian Sorensen is listed as a director.