

RESTRAINING ORDER

Served by e-mail to dogsdogs@rogers.com and by courier

March 17, 2010

Classy Clips
132 Simmons Boulevard
Brampton, ON L6V 3W4

Attention: Lynn Doel

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 LYNN DOEL 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 an unregistered private career college and advertising unapproved vocational programs, contrary to sections 11(1) and (2) of the PCCA, 2005, respectively;
- operating as an unregistered private career college, contrary to section 7 of the PCCA, 2005;
- offering vocational programs that are not approved by the Superintendent of Private Career Colleges, contrary to section 8 of the PCCA, 2005; and
- charging fees for an unregistered private career college and unapproved programs, contrary to section 9 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 you:

- will not advertise an unregistered Private Career College and unapproved vocational programs that require approval.
- have stopped operating as a private career college;
- have stopped providing unapproved vocational programs that require approval;
- have stopped charging fees for unapproved vocational programs that require approval;

- have provided the ministry with a list including the names and addresses of all current students;
- have provided refunds to students who were enrolled in unapproved vocational programs that require approval;
- are not holding, directly or indirectly, any monies owing to current, former, or prospective students of unapproved vocational programs that require approval;
- are holding student files to be available for the Superintendent's staff to review; and
- will not reopen as a private career college until such time, if any, as it has been registered.

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 you to comply;
2. The issuance of further Administrative Monetary Penalties.
3. Prosecution for the offence of failure to comply. Upon conviction by a court of that offence, a corporation is subject to a fine of up to \$100,000; an individual, including 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.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 FOR

Allan Scott
Superintendent
Private Career Colleges

Attachments: Schedule A – Detailed Reasons for Decision

Schedule A – Detailed Reasons for Decision

Contravention of section 11 of the PCCA, 2005 – Advertising Unregistered Private Career College and Unapproved Programs

On March 9, 2010, the website belonging to Classy Clips at <http://regaloakeshelties.com/> was reviewed by Ministry staff, who found it advertising “Grooming Courses.”

Using the contact information found on the above-referenced website, on March 9, 2010 at 1:38 p.m., Ministry staff telephoned Classy Clips at the number (905) 459-1138 and spoke to an individual who identified herself as Lynn.

Lynn said that they offer several courses which she described as follows:

- (1) A course where you learn to style your own dog which is one day in length at a cost of \$200.
- (2) Groomers Assistant Course where you learn to bathe, brush and trim, but not style the animal. The course is 1 week long at a cost of \$700.
- (3) Groomer Diploma Program. This course is 10 weeks long, three days or nights per week at 20 hours per week at a cost of \$5,000, including equipment (and is therefore approximately 200 hours in duration).

On March 12, 2010 at 4:03 p.m., Ministry staff received an email from Lynn & Rick Doel (dogsdogs@rogers.com) with an email attachment of the Classy Clips grooming course brochure. The following excerpts from the brochure demonstrate that Classy Clips is advertising both an unregistered grooming school and an unapproved grooming vocational program, the Groomer Diploma Program, which requires approval of the Superintendent under the PCCA, 2005:

CLASSY CLIPS

Thank you for your interest in Classy Clips programs. We have learned that as the pet industry grows so does the need for the trained professional in the field. There will be many opportunities for successfully trained candidates.

Small classes will allow you to have the full variety and the hands-on experience you will need to succeed. Other than dogs, we also do other common household pets. Added features include, planned outings to dog shows, trade shows, and suppliers. Due to the intense nature of these courses, attendance is mandatory and is necessary for successful completion of any of our courses. Enclosed you will find an application as well course outline for all of the programs.

ABOUT THE TEACHER

Lynn Doel has been established in the grooming field since 1983. She also holds related degrees, as well as owns & operates a successful kennel. Lynn's accomplishments include; grooming lectures for Pet Smart, written articles for newspapers and Pet Vue magazine, radio

broadcasts for 640 AM, several TV Broadcast, awarded Top Grooming Salon in Brampton, as well as showing and breeding champion dogs. Lynn is an active member in the O.D.G.A., the I.P.G. and the C.K.C.

Diploma Program (maximum 2 student/class)

This course is 10 weeks - 3 days/week of hands-on dog grooming This covers dogs from each group and the necessary skills to succeed in business.

Three weekdays (Mon., Tues., Wed.) OR Monday and Wednesday nights, plus Saturday (day)

10 weeks - 3 days/week program

TUITION \$ 5000.—+ GST Includes Basic Grooming Kit.

\$700.— non-refundable deposit with application is required.

****STUDENTS EXPERIENCE MINIMUM 90 DOGS HANDS-ON BY COURSE COMPLETION**

APPLICATION FORM

Complete form and return to:

Classy Clips

132 Simmons Blvd.

Brampton, Ontario L6V 3W4

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Make Cheques Payable to: Lynn Doel

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Questions or comments? E-mail us at dogsdogs@rogers.com or call 905-459-1138

Contravention of section 7 of the PCCA, 2005 - prohibition against operating a private career college and contravention of section 8 of the PCCA, 2005 - prohibition against providing vocational programs

On March 9, 2010, the website belonging to Classy Clips at <http://regaloakeshelties.com/> was reviewed by Ministry staff, who found it advertising "Grooming Courses."

The Canada 411 advertisement for Classy Clips found on the internet on March 10, 2010 also specifies that Classy Clips has "Professional Grooming Courses Available."

Using the contact information found on the above-referenced website, on March 9, 2010 at 1:38 p.m., Ministry staff telephoned Classy Clips at the number (905) 459-1138 and spoke to an individual who identified herself as Lynn.

Lynn stated that they are located at Kennedy & Bovaird and said that they offer several courses, which she described as follows:

- (1) A course where you learn to style your own dog which is one day in length at a cost of \$200.
- (2) Groomers Assistant Course where you learn to bathe, brush and trim, but not style the animal. The course is 1 week long at a cost of \$700.
- (3) Groomer Diploma Program. This course is 10 weeks long, three days or nights per week at 20 hours per week at a cost of \$5,000, including equipment (and is therefore approximately 200 hours in duration).

On March 12, 2010 at 4:03 p.m., Ministry staff received an email from Lynn & Rick Doel (dogsdogs@rogers.com) with an email attachment of the Classy Clips grooming course brochure. The brochure describes the Classy Clips groomer diploma program, as Lynn Doel described it on the telephone to Ministry staff.

For the Groomer Diploma Program, Lynn specified that courses are currently in session and that the April day session is already booked up. The next day session available is May/June. The night session for April is still available for enrolment.

Therefore, Classy Clips is delivering the Groomer Diploma Program that requires the approval of the Superintendent of Private Career Colleges to be offered as a vocational program. Classy Clips is therefore operating an unregistered private career college.

Contravention of section 9 of the PCCA, 2005 – Prohibition against charging a fee in respect of an unapproved program at an unregistered school

On March 9, 2010 at 1:38 p.m., Ministry staff telephoned Classy Clips at the number (905) 459-1138 and spoke to an individual who identified herself as Lynn. When Ministry staff asked how fees were paid and whether all fees had to be paid upfront for the Groomer Diploma Program, Lynn told Ministry staff that a \$700 deposit had to be paid to hold a spot and that the balance had to be paid before the end of the course. Lynn also specified that the April day session is already booked up.

BACKGROUND:

On January 22, 2010, a website belonging to Classy Clips at <http://groomingcourses.com> was reviewed by Ministry staff. That website specified that Classy Clips was a “School of Professional Grooming” and provided Lynn Doel as the contact person and teacher of the school, with the contact number 905-459-1138. That website outlined three course options: (1) diploma program: a 10 week course for 3 days per week of hands-on dog grooming; (2) Basic Grooming Program: a 5 day course and (3) Specialized Program: 1 day course. However, that webpage link has expired.

On March 9, 2010, the Ministry found information regarding Classy Clips and consequently launched an investigation.

Legal and Operating Entities

On March 10, 2010, Ministry staff conducted an ONBIS search on Classy Clips and found that it is a sole proprietorship registered to Lynn Oakes as on August 26, 1993. Its registration expired on August 25, 1998.

The business address was registered as 332 Main Street North, Brampton, Ontario; however, a Canada 411 internet search conducted on March 10, 2010 specifies that Classy Clips is located at 132 Simmons Boulevard, Brampton, Ontario, L6V 3W4. Contact information for Lynn & Rick Doel at 905-459-1138 is provided on the Classy Clips website <http://regaloakeshelties.com/>. During the telephone conversation with Ministry staff on March 9, 2010, Lynn indicated that Classy Clips was located at Kennedy & Bovaird. That intersection is also specified in the Canada 411 advertisement for Classy Clips.