

**Ministry of Training,  
Colleges and Universities**  
Private Career Colleges Branch  
9<sup>th</sup> Floor, Mowat Block  
900 Bay Street  
Toronto ON M7A 1L2

**Ministère de la Formation  
et des Collèges et Universités**  
Direction des collèges  
privés d'enseignement professionnel  
9<sup>e</sup> étage, édifice Mowat  
900, rue Bay  
Toronto ON M7A 1L2



## RESTRAINING ORDER

**Served by Email ([admissions@torontoschoolofhealth.com](mailto:admissions@torontoschoolofhealth.com)); fax (416-499-9223) and by Courier**

January 28, 2010

Winston Tom  
Toronto School of Health Inc.  
245 Fairview Mall Drive, Suite 723  
Toronto, ON M2J 4T1

and

85 Victor Avenue  
Toronto, ON M4K 1A7

Attention: Winston Tom, Director

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 TORONTO SCHOOL OF HEALTH INC. 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, Toronto School of Health Inc. is:

- advertising an unregistered private career college and advertising unapproved vocational programs, contrary to subsections 11(1) and (2) of the PCCA, 2005, respectively;
- operating as an unregistered private career college, contrary to section 7 of that Act; and
- offering vocational programs that are not approved by the Superintendent of Private Career Colleges, contrary to section 8 of the PCCA, 2005.

Toronto School of Health Inc. 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 Toronto School of Health Inc.:

- has stopped advertising an unapproved Private Career College and unapproved vocational programs in all locations under the same legal entity in Ontario.
- has stopped operating as a private career college;
- has stopped providing unapproved vocational programs;
- provides the ministry with a list including the names and addresses of all current and former students;
- provides refunds to students who were enrolled in unapproved vocational programs;
- is not holding, directly or indirectly, any monies owing to current, former, or prospective students of unapproved vocational programs;
- is 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 compel Toronto School of Health Inc. 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](http://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 BY

Allan Scott  
Superintendent  
Private Career Colleges

Attachments:        Schedule A – Detailed Reasons for Decision

## **Schedule A – Detailed Reasons for Decision**

### **Background**

Toronto School of Health Inc. submitted an application to the Ministry to become registered as a private career college and for approval of a Personal Support Worker program on September 8, 2009. This institution has not received the approval of the Superintendent of Private Career Colleges to operate as a private career college nor offer a Personal Support Worker program to date.

Personal support worker is considered a vocation under federal NOC Code 6471, and therefore requires registration under the PCCA, 2005.

### **Legal and Operating Entities**

A corporate search conducted on January 27, 2010 indicates the legal name of this Ontario Corporation is Toronto School of Health Inc. No business name is registered. The registered office address is 85 Victor Avenue, Toronto, ON, M4K1A7, which is the same address as the head office location specified by Toronto School of Health Inc. in its registration application.

The campus location specified in Toronto School of Health Inc's registration application is identified as 723-245 Fairview Mall Drive, Toronto, ON, M2J4T1. This is the same address listed in both the Craigslist and Kijiji advertisements for the PSW program being run.

The same telephone number (416-800-8281) listed in the Craigslist and Kijiji advertisements for the PSW program was submitted by Toronto School of Health Inc. in its registration application.

### **Contravention of Subsection 11(1) & (2) of the PCCA, 2005 – Advertising Unregistered Private Career College and advertising unapproved vocational programs**

On January 24, 2010, Ministry staff discovered an advertisement for a "\$2,200 PSW Personal Support Worker Diploma" which had been posted the same day on the website Craigslist ([www.craigslist.ca](http://www.craigslist.ca)), appearing as follows:

## ***\$2,200 PSW Personal Support Worker Diploma***

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Date: 2010-01-24, 6:22PM EST

Reply to: [serv-rver3-1568699304@craigslist.org](mailto:serv-rver3-1568699304@craigslist.org) [Errors when replying to ads?]

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Length: 4-6 months

Fees: \$2,200

100% Placement opportunities

Starting date: Jan 25th, 2009

Location: 245 Fairview Mall Drive

Suite 723, Toronto ON

M2J 4T1

Telephone: 416-800-8281

Class schedule: Monday to Friday

A subsequent internet search of the website Kijiji ([www.kijiji.ca](http://www.kijiji.ca)) on January 25, 2010 produced a similar advertisement, dated January 24, 2010, for a "PSW personal support worker Diploma \$2,200." That advertisement also specified that the length of the program was 4-6 months, with a Monday to Friday class schedule with the same location and telephone number provided in the Craigslist advertisement above.

On January 25, 2010, Ministry staff telephoned the number listed on the advertisements (416-800-8281) and spoke to Tiffany, who identified herself as the receptionist. Ministry staff advised Tiffany they were calling to ask about the Craigslist advertisement for the PSW program.

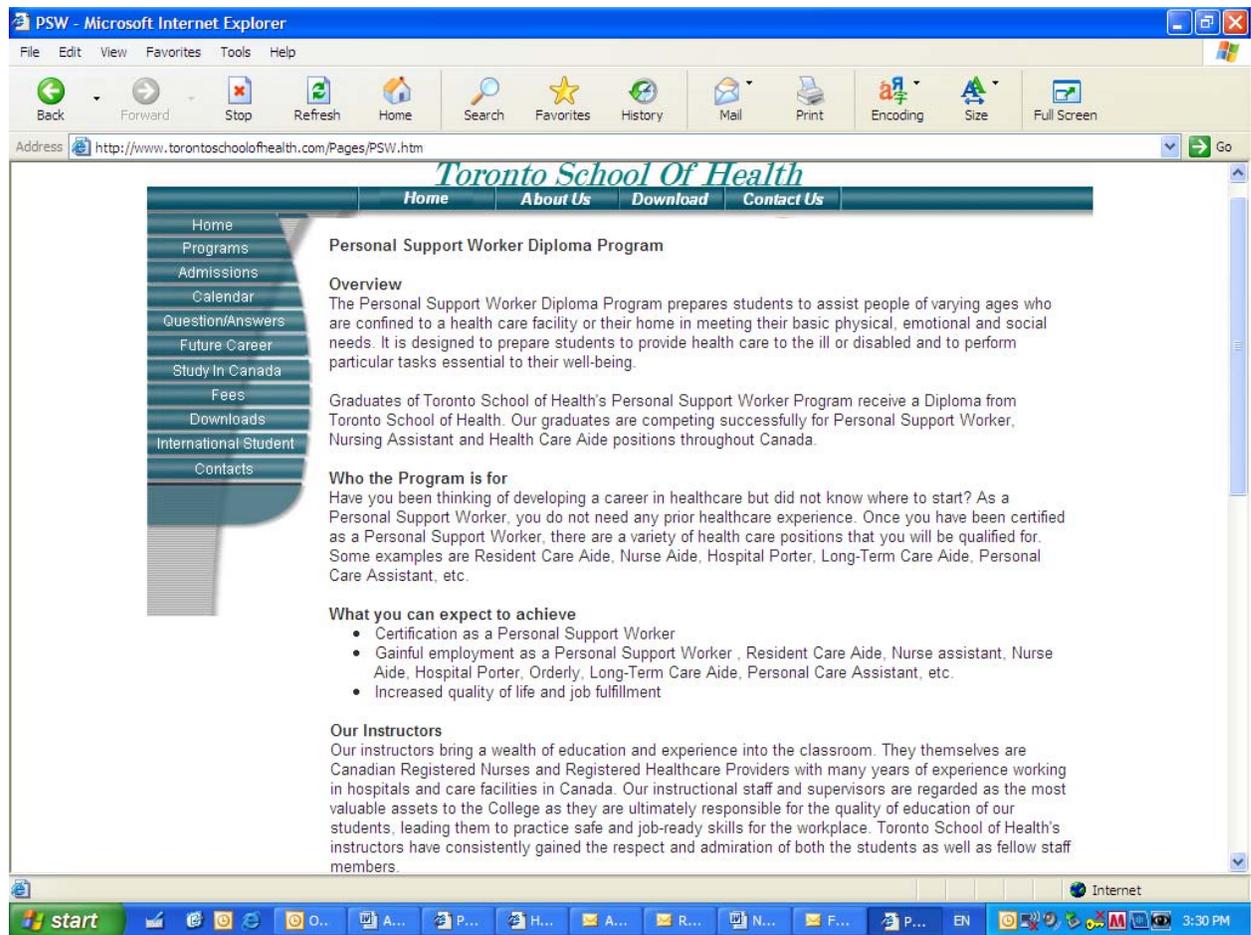
Tiffany advised Ministry staff that the program is 4 months long, and subsequently specified the program was 16 weeks long and that she was not sure if they had spots left for the January intake. Ministry staff was advised by Tiffany that they can submit an application and see, and that they "might get in." Tiffany also advised Ministry staff that there was another intake in May, likely starting the first week of May.

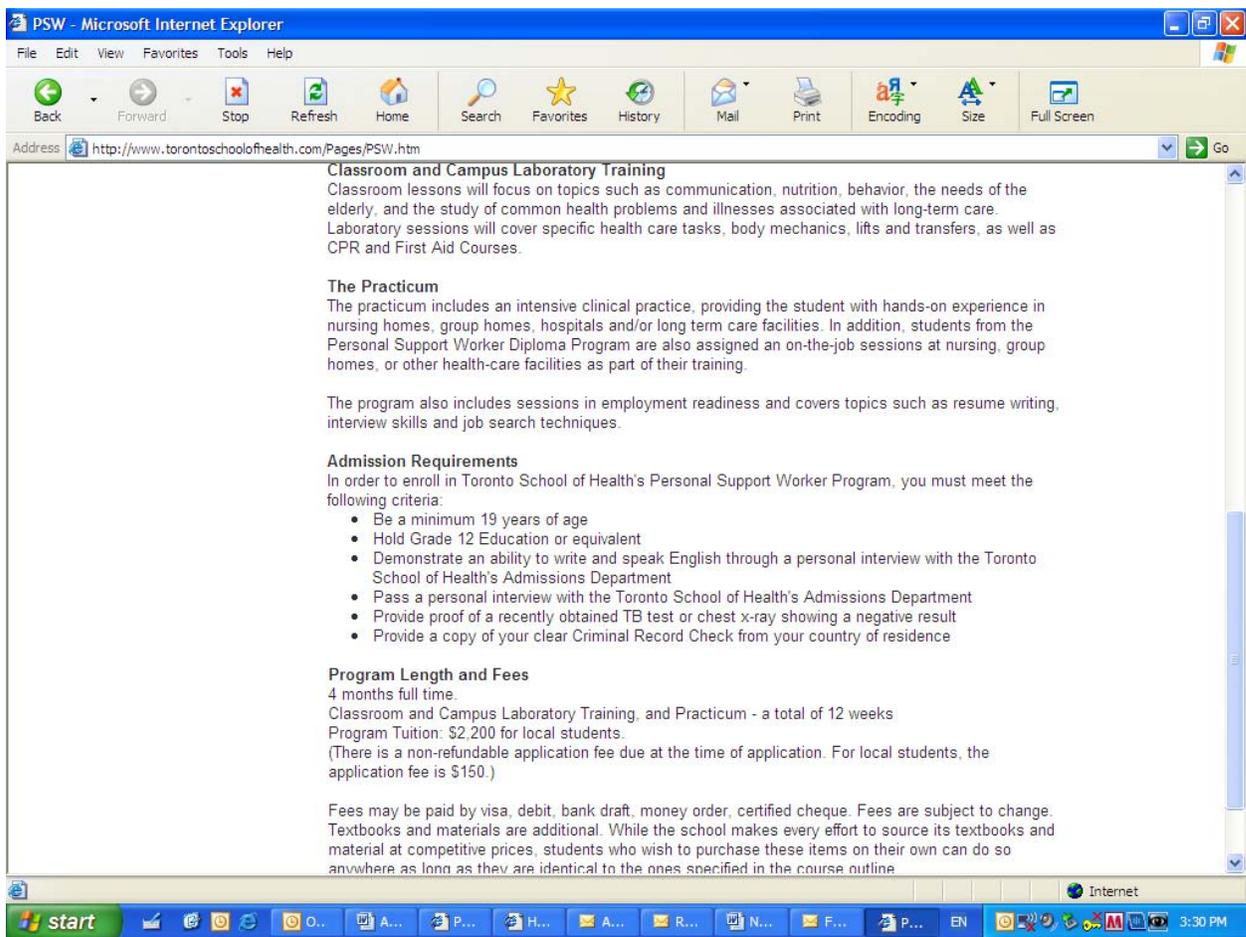
Tiffany told Ministry staff that lecture hours took place on Mondays, Wednesday and Fridays from 2:30 p.m. to 5:30 p.m., and that the practicum took place on Tuesdays and Thursdays from 7:00 a.m. to 3:00 p.m. There is one instructor per five or six students. A diploma is given if all examinations are passed and the placement is attended.

Tiffany advised Ministry staff that this intake of the program cost \$2,200. Books cost an additional \$300, workers compensation insurance \$150, CPR \$90 to \$100 and that a police check was required.

Tiffany specified that the program was being offered by a private company called “Metro House.” A corporate search of “Metro House” revealed no Ontario or federal incorporated business with that name registered at the same address or telephone number.

However, an internet search conducted on January 25, 2010 produced a description of a “Personal Support Worker Diploma Program” belonging to the Toronto School of Health (<http://www.torontoschoolofhealth.com/Pages/PSW.htm>) as follows:





At the bottom of the screen, the website states: “Call us at 416-800-8281 to learn more.” This is the same telephone number provided in the craigslist and kijiji advertisements for the PSW program.

At the bottom of the “About Us” webpage belonging to Toronto School of Health Inc., smaller text appears which reads *“Toronto School of Health for PSW RN or CRNE Nursing Prep Preparation Program...”*

Therefore, the institution is in contravention of subsection 11(1) & (2) of the PCCA, 2005 for advertising a private career college and advertising unapproved vocational programs.

**Contravention of Sections 7, 8 of the PCCA, 2005 – operating as an unregistered private career college and offering vocational programs that are not approved**

The “About Us” internet webpage belonging to Toronto School of Health Inc. advertises itself as an unregistered private career college:

*We train students for a successful future. At the Toronto School of Health, you will gain the career training and critical skills needed to start a*

*rewarding career. We have a dedicated team of staff and instructors ready and willing to assist you from enrollment to graduation.*

Toronto School of Health Inc.'s internet webpage describing the PSW program also refers to itself as a school:

*Graduates of Toronto School of Health's Personal Support Worker Program receive a Diploma from Toronto School of Health. Our graduates are competing successfully for Personal Support Worker, Nursing Assistant and Health Care Aide positions throughout Canada.*

Ministry staff's conversation with Tiffany from the institution confirmed that Toronto School of Health Inc. is providing an unapproved vocational program for a fee. On January 25, 2010, Ministry staff telephoned the number listed on the web advertisements (416) 800-8281, which is the same telephone number listed on the Toronto School of Health Inc.'s website, and spoke to Tiffany, who identified herself as the receptionist.

Tiffany advised Ministry staff that the program is 4 months long, and subsequently specified the program was 16 weeks long and that she was not sure if they had spots left for the January intake. Ministry staff was advised by Tiffany that they can submit an application and see, and that they "might get in." Tiffany also advised Ministry staff that there was another intake in May, likely starting the first week of May.

Tiffany told Ministry staff that lecture hours took place on Mondays, Wednesday and Fridays from 2:30 p.m. to 5:30 p.m., and that the practicum took place on Tuesdays and Thursdays from 7:00 a.m. to 3:00 p.m. There is one instructor for five or six students. A diploma is given if all examinations are passed and the placement is attended.

Tiffany advised Ministry staff that this intake of the program cost \$2,200. Books cost an additional \$300, workers compensation insurance \$150, CPR \$90 to \$100 and that a police check was required.

Tiffany also told Ministry staff that there was no information session for the program, but that the caller was welcome to come by the office and talk to them. The best time to visit the office was between 1:00 p.m. and 4:00 p.m. between Monday to Friday.

At the bottom of the "About Us" page, smaller text appears which reads "Toronto School of Health for PSW RN or CRNE Nursing Prep Preparation Program..."

Ministry staff telephoned the number on the Craigslist and Kijiji PSW advertisements (416-800-8281) on January 28, 2010. The individual who answered the telephone identified herself as Tiffany at the Toronto School of Health. Therefore, it is concluded that Toronto School of Health Inc. is responsible for both the Craigslist and the Kijiji PSW advertisements.

Therefore, the institution is in contravention of sections 7 and 8 of the PCCA, 2005 for operating an unregistered private career college and delivering an unapproved vocational program.