

RESTRAINING ORDER

Served by Fax to 877-719-6823, e-mail to info@glow-academy.ca, and courier

January 25, 2010

Mahanaz Syed, Director
Glow Studio Inc.
operating as Glow Academy
250 Webb Drive
Mississauga, ON
L5B 3Z4

And

1325 Derry Road East
Unit 3
Mississauga, ON
L5T 1B6

Attention: Mahanaz Syed, 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 Glow Studio Inc. operating as Glow Academy (Glow Academy) 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, Glow Academy is:

- advertising an unregistered private career college and advertising unapproved vocational programs, contrary to sections 11(1) and (2) of the PCCA, 2005, respectively,
- soliciting students to enrol in an unapproved vocational program, contrary to section 11(3) of that Act,

Glow Academy 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 Glow Academy:

- has stopped advertising an unapproved Private Career College and unapproved vocational programs in Ontario.
- has stopped soliciting students to enrol in an unapproved Private Career College and unapproved vocational programs in Ontario.

If Glow Academy is currently operating as a private career college and is providing unapproved vocational programs as an unregistered Private Career College, these actions would be contrary to sections 7 and 8 of the PCCA, 2005 respectively. Glow Academy would then be required to **immediately** take the steps outlined below in this order to comply with the PCCA, 2005.

Specifically, Glow Academy:

1. must stop operating as a private career college;
2. must stop providing unapproved vocational programs;
3. must stop enrolling students in unapproved vocational programs;
4. must provide the ministry with a list including the names and addresses of all current and former students;
5. must provide refunds to students who were enrolled in unapproved vocational programs;
6. must not hold, directly or indirectly, any monies owing to current, former, or prospective students of unapproved vocational programs;
7. must hold student files to be available for the Superintendent's staff to review; and
8. must not reopen until such time, if any, as it is 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 Glow Academy 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 BY

Allan Scott
Superintendent
Private Career Colleges

Attachments: Schedule A – Detailed Reasons for Decision

Schedule A – Detailed Reasons for Decision

BACKGROUND:

On January 19, 2010, the Ministry received information from a registered private career college that Glow Academy was operating illegally.

On January 20 Ministry staff reviewed Glow Academy's website, <http://www.glow-academy.ca/>, and found that the site listed two vocational programs. Glow Academy was not a registered private career college and had never submitted a pre-screening form. Ministry staff then contacted Glow Academy by phone and confirmed that a new round of classes would begin on January 22, 2010.

On January 21, Ministry staff conducted a corporate search and found that the legal name for Glow Academy is Glow Studio Inc.

Legal and Operating Entities

Glow Studio Inc. was incorporated in Ontario on February 27, 2008.

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

On January 22, 2010 the Glow Academy website, <http://www.glow-academy.ca/>, was reviewed by Ministry staff who found it advertising a course outline and tuition pamphlet for their school. The pamphlet promotes enrolment in, among other programs, a Full Hair and Makeup Program at a cost of \$4,950.00 and 95 hours in duration. This program corresponds to National Occupational Classification (NOC) code 6271 – Hairstylists and Barbers. Delivering programs ascribed to this NOC requires an institution to be registered and have the aforementioned program approved.

(1.1) FULL STYLING PROGRAM



FULL HAIR & MAKEUP PROGRAM (FHM)

Prerequisites:	None
Tuition:	\$4,950.00 (Total value over \$7,500 if courses taken individually)
Kit Fees:	\$0 Included
Classroom Hours:	45
Practical Hours:	50

Makeup Artistry Level One

Topics Include:

Professional kit and sanitization, Professional Ethics, Application techniques. Face shapes, Contouring, Skin types, Color Tones and Mixing, color correction, Introduction to Traditional Bridal, Fashion, and Television Makeup. Applying False Eyelashes.

Makeup Electives

Choose two electives from:

Traditional Bridal, South Asian Bridal, Fashion, Fantasy

Airbrush Makeup

Topics Include:

Operation and sanitization of compressor and gun. Color mixing. Foundation, contouring, blush and eye shadow base application techniques.

Television/ Film Special Effects

Topics Include: Learn to create black eyes, scars and bruises which are all basics of working in film and television. This workshop is a great lead into prosthetic makeup should you choose to expand to that.

Hair Design (Fashion and Bridal Hair Styling)

Topics Include:

Face Shapes, Textures, Products, Current Trends. Bridal up-dos, half up-dos, curling methods, straightening methods, hot rollers, working with extensions. Hair for photography, teasing techniques for big hair.

Professional Portfolio Shoot

Includes: Models, Photographer, 9x12 Portfolio Book, Two selects per area (i.e. Bridal Makeup Looks, Hair Looks etc.) for a total of 8 selects for digital editing, 8x12 photo prints.

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

A phone call was made by Ministry staff to Glow Academy on January 20, 2010 at 2:20pm inquiring about the Full Hair and Makeup program. A female named Naz answered and indicated that the program started on January 22, 2010. Naz then encouraged the staff member to attend their school for a tour and stated that there was still time to apply for the course commencing on January 22. Naz stated that if Ministry staff enrolled soon they would receive a discount on the equipment kit.

On January 22, 2010 at 11:32am, Ministry staff received a call from a representative of Glow Academy named Naz. Naz encouraged Ministry staff to view the facility and to consider applying for the February 1, 2010 Full Hair and Makeup program. She stated that students would have received a discount up until today and January 22 was

supposed to be the cut-off date but that if Ministry staff met with her early next week something could be worked out.