

Ministry of Training,  
Colleges and Universities  
Student Support 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 du soutien aux étudiants  
9<sup>e</sup> étage, édifice Mowat  
900, rue Bay  
Toronto ON M7A 1L2



**SERVED BY REGISTERED and REGULAR MAIL**

Wednesday, July 2, 2008

Goodwin College of Technology and Management Inc.  
3761 Victoria Park Avenue, Suite 200  
Toronto, Ontario  
M1W 3S2

Attn: Gordon Yi

Dear Sir,

**Re: Notice under the *Private Career Colleges Act, 2005* of  
Immediate Suspension pursuant to clause 20 (1) of the Act**

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I am writing to you to advise of my decision ***to immediately suspend the registration*** of Goodwin College of Technology and Management Inc. ("Goodwin").

I am of the view that Goodwin College of Technology and Management Inc. is not operating in compliance with the *Private Career Colleges Act 2005* (the "PCCA, 2005") and Regulation 415/06 made pursuant to the Act. The reasons in support of the decision to suspend are set out in Schedule A, attached.

In addition, I am directing Goodwin to ***immediately cease offering vocational programs*** and comply with the conditions set out in my decision. Continued operation of Goodwin would constitute a breach of the PCCA, 2005.

As a result of my decision, Goodwin College of Technology and Management Inc. must take the following steps **by Friday, July 11, 2008**:

1. Cease operating as a private career college;
2. Cease delivering or holding itself out as delivering vocational programs;
3. Cease soliciting or accepting applications from students for vocational programs;

4. Cease all related activities, including advertising in any media. This includes postings on Goodwin College of Technology and Management Inc.'s website; and
5. Provide refunds to students in accordance with the Act and regulations.

In compliance with this order, Goodwin College of Technology and Management Inc. must deliver to me by registered mail or courier by no later than **Friday, July 11, 2008**:

1. Goodwin College of Technology and Management Inc.'s original 2006 Certificate of Registration; and
2. The names and addresses of all Goodwin College of Technology and Management Inc.'s students currently attending at:
  - a. 360 Bloor Street West, Unit 206, Toronto
  - b. 3671 Victoria Park Avenue, Unit 200, Toronto
  - c. 165 Dundas Street West, Unit 800, Mississauga
  - d. 2238 Dundas Street West, Unit 110, Mississauga
  - e. 125 Select Avenue, Scarborough.

In addition, to demonstrate compliance with this order, Goodwin College of Technology and Management Inc. must deliver to me by registered mail or courier by no later than **Friday, July 11, 2008** a written confirmation signed by an authorized officer or other official of Goodwin College of Technology and Management Inc.:

1. That Goodwin College of Technology and Management Inc. has ceased operating as a private career college;
2. That Goodwin College of Technology and Management Inc. has ceased delivering or holding itself out as delivering vocational programs;
3. That Goodwin College of Technology and Management Inc. has ceased soliciting or accepting applications from students for vocational programs;
4. That Goodwin College of Technology and Management Inc. has ceased all related activities, including advertising in any media; and
5. That Goodwin College of Technology and Management Inc. is not holding, directly or indirectly, any monies owing to current, former or prospective students with contracts with Goodwin College of Technology and Management Inc.

Letters to the Superintendent must be sent by registered mail or courier to the address above.

You have the right to appeal this decision to the Licence Appeal Tribunal (LAT). Information regarding this option is attached as Schedule B to this letter. **If you**

**wish to exercise this right, you must file your appeal with LAT and serve it on this office by Tuesday, July 22, 2008.**

**Important Notice**

Failure to comply with the steps outlined above is contrary to section 48 of the Act, which provides that any person, including the officers and directors of a corporation, who fails to comply with this direction and continues to contravene the Act is guilty of an offence and on conviction may be liable to a fine of not more than \$100,000 in the case of a corporation, and any officer or director of a corporation who concurs in the commission of such an offence is also guilty of an offence, and on conviction subject to a fine of up to \$25,000 or imprisonment for a term of up to one year, or both.

The legislation applicable to this Order is the *Private Career Colleges Act, 2005* and Ontario Regulation 415/06 made thereunder. The legislation and regulation are available at [www.e-laws.gov.on.ca](http://www.e-laws.gov.on.ca).

In the event that you are unable to access any relevant information on e-laws, you may contact Margot Devlin at 416-314-0497 to request that copies of the relevant legislation be sent to you. You may also contact Ms. Devlin if you have questions regarding this Order.

Sincerely,

ORIGINAL SIGNED BY

Richard Jackson  
Superintendent  
Private Career Colleges

Attachments:

- Schedule A – Decision for Suspension of Goodwin College of Technology and Management Inc.
- Schedule B - Entitlement to Hearing by License Appeal Tribunal

## SCHEDULE "A"

### DECISION OF SUSPENSION OF THE REGISTRATION OF GOODWIN COLLEGE OF TECHNOLOGY AND MANAGEMENT INC. As A Private Career College Under The *Private Career Colleges Act, 2005*

#### A. DECISION:

Suspension Effective: **July 2, 2008**

In order to prevent **GOODWIN COLLEGE OF TECHNOLOGY AND MANAGEMENT INC.**, from continuing in contravention of the *Private Career Colleges Act, 2005* (the "PCCA, 2005"), pursuant to clause 20 (1) of the PCCA, 2005, the registration of **GOODWIN COLLEGE OF TECHNOLOGY AND MANAGEMENT INC.** as a private career college is hereby suspended effective immediately. This means that effective immediately, the school may no longer continue to enrol students in vocational programs.

The status of **GOODWIN COLLEGE OF TECHNOLOGY AND MANAGEMENT INC.** will also be changed on the website of the Private Career Colleges Compliance Unit, as well as any other relevant information sources, to reflect the change in status. As a result **GOODWIN COLLEGE OF TECHNOLOGY AND MANAGEMENT INC.** will be removed from the on-line listing of the registered career colleges; the college will also be denied access to re-registration function in the on-line RICC system.

#### B. REASONS FOR DECISION:

##### Immediate Suspension of Registration

I am immediately suspending the registration of **GOODWIN COLLEGE OF TECHNOLOGY AND MANAGEMENT INC. ("GOODWIN")** pursuant to section 20 of the PCCA, 2005 in order to protect the interests of students and prospective students. The immediate suspension will prevent Goodwin from continuing to contravene the PCCA, 2005 and the regulations made thereunder which conduct puts in jeopardy all of Goodwin's students. Particulars are set out below.

## Facts in Support of the Decision

Goodwin has had a history of non-compliance with the legislation governing its operations dating from at least April 2005 until the present and culminating in the criminal charges against a director of the corporation.

### Background:

#### a) Corporate Records:

Goodwin College of Technology & Management Inc. was incorporated on August 2, 2002. The head office address of the corporation is 3761 Victoria Park Avenue, Suite 200, Toronto. The officers and directors of the corporation are:

Xul Hang	Director
Basle Wang	Director
Xiang Zhen Yi	Director
Zhengxiang Yi	Director

#### b) Private Career College Registration:

Goodwin was registered as a private career college on October 23, 2002.

They have two registered locations and have the following approved programs:

Campus	Program	Weeks	Hours	Tuition
1448 Lawrence Avenue East, Suite 304 NB: Notification has been provided by Goodwin that the 1448 Lawrence Avenue campus has been closed and moved to 3671 Victoria Park Avenue, Unit 200	Business Administration	32	640	\$6,960
	Early Childcare Assistant	32	780	\$4,800
	Personal Support Worker	25	640	\$5,000
360 Bloor Street West, Suite 206	Personal Support Worker	20	510	\$2,200

**c) Current Enrolment:** On June 27, 2008, Catherine Chen, who has recently began to refer to herself as a Principal of Goodwin ("Principal") advised Ministry staff that current enrolment for Goodwin was 13 students at the Victoria Park campus and they were all registered in the Personal Support Worker program.

**d) Registered Status:**

Goodwin's fiscal year end is July 30, 2007. They reported self-funded student income in the amount of \$176,177 for the fiscal year ended July 30, 2007.

**Chronology of Events:**

April 13, 2005	Ministry staff attended at Scarborough campus due to suspension by the National Association of Career Colleges ("NACC") of the Personal Support Worker program. The program was suspended by NACC and then reversed.
February 23, 2006	Ministry staff attended and found non-approved programs were being delivered. Goodwin was advised to remove the programs from their advertising and submit pre-screening forms for the programs which were not approved.
November 23, 2006	Ministry received fax from NACC advising that Goodwin had been removed from Common Standards Group for the PSW program for cause.
February 14, 2007	Ministry staff attended at 360 Bloor Street West and 1448 Lawrence Avenue East Issues found: 360 Bloor <ul style="list-style-type: none"><li>– approved for PSW but no facilities to deliver program.</li><li>– found letters of acceptance for numerous non-approved programs</li><li>– no students at this location since 2003 according to Mr. Yi yet letters of acceptance were dated June 2005 to November 2006</li><li>– advertising non-approved programs</li><li>– asked about Mississauga campus and Mr. Yi said no students – Mississauga operating without registration</li><li>– Mr. Yi attempted to bribe Ministry staff</li></ul> 1448 Lawrence Ave <ul style="list-style-type: none"><li>– signage for Sunny Smile Beauty Salon School &amp; Goodwin – Sunny Smile Beauty Salon operating without registration</li><li>– facility had Esthetics and Hairstyling equipment – delivering non-approved programs</li><li>– Catherine Chen was at this campus and when asked for student files, Catherine only provided PSW files</li><li>– Ministry staff found other student files containing letters of acceptance for non-approved programs for EI students</li><li>– Mr. Yi attempted second bribe of Ministry staff</li></ul>
February 27,	Ministry staff reported bribery attempt to police and gave a

2007	witness statement.
September 21, 2007	Warrant for documents pertaining to Goodwin College was served on Ministry Staff
June 19, 2008	Police attended at Goodwin. Zhenxiang "Gordon" Yi has been charged with two counts of offering a bribe to a provincial official
June 27, 2008	Inspection by Ministry staff of six locations found on Goodwin website or related websites: 1. 3761 Victoria Park, Unit 200, Scarborough – Goodwin College is operating at this location. Ministry staff met with Catherine Chen, the Manager. 2. 125 Select Avenue, Scarborough – Location of Great Wall Auto Centre. This is owned by SNI which is owned by Gordon Yi, according to Ms. Chen. 3. 1448 Lawrence Avenue East, Unit 304, Scarborough – Ministry staff confirmed that no Goodwin College is at this location. 4. 165 Dundas Street West, Unit 800, Mississauga – Ministry staff found sign on door said Goodwin College, Mississauga Campus but door was locked. 5. 2238 Dundas Street West, Unit 110, Toronto – Ministry staff found that Goodwin College had had a location here as evidenced by Building directory and a tenant's statement; however they had closed. 6. 360 Bloor Street West, Unit 206, Toronto – Ministry staff found a Goodwin College sign at this location but they were not open.
July 4, 2008	Court Date - College Park, Room 505, 10:00 am.

### **Inspections:**

Inspections of the college were conducted by the Superintendent's delegate ("Ministry staff") on February 14, 2007 and June 27, 2008.

### **Findings:**

#### **1. a) Criminal Charge of offering a bribe to a provincial official and**

#### **b) Failure to comply with legislation**

- o **contravention of s. 14(1)(e) of Act**

#### **a) Criminal Charge**

Ministry staff reported to the Superintendent in February 2007 that Mr. Yi had attempted a bribe in exchange for reporting that the school was in compliance with the Act.

Ministry staff reported the attempted bribe of a government official to the police.

On or about June 25, 2008, Toronto police issued a statement that Zhenxiang “Gordon” Yi, the owner of Goodwin, was charged with two counts of bribery after a bribe was offered to an official from the Ministry of Training, Colleges and Universities in return for reporting that the school was complying with ministry regulations.

Clause 14(1)(e) of the Act states that the Superintendent may refuse to renew the registration of the private career college if the Superintendent is not satisfied that the past conduct of the directors of the applicant corporation are not operating the private career college in accordance with the law and with integrity and honesty.

The criminal charges are pending.

**b) General failure to comply with legislation governing private career colleges thereby affording reasonable grounds that the operation of the private career college will not be carried on with integrity and honesty or in accordance with the law. (s. 14(1)(e) of the Act)**

Goodwin was first registered on October 23, 2002. Since that time it has repeatedly failed to comply with provisions governing the operation of private career colleges and continues to do so despite repeated attempts by Ministry staff to alert Goodwin to the requirements of the PCCA, 2005, and its predecessor legislation and the regulations made under both. This failure has included:

- Repeatedly contravening and continuing to contravene Ministry staff instructions not to offer, charge and collect fees for, advertise or issue credentials for non-approved programs (see numbers 4 and 5 below)
- Continuing to maintain an unregistered campus despite Ministry staff instructions (see number 3 below)

This pattern of past and on-going failure reflects a fundamental lack of integrity, honesty and law abidingness.

**2. Change of ownership of college without notification to Superintendent .  
Registration of a private Career College is not transferable.**

- **contravention of s. 16 of the Act**
- **contravention of s. 27 of O. Reg 415/06**

On June 27, 2008, Ministry staff attended at 3671 Victoria Park Avenue, Unit 200 and met with Catherine Chen, a “Principal” of Goodwin.

Ms. Chen indicated that Gordon Yi was no longer the owner of Goodwin. He had sold it to her for \$68,000 on June 22, 2008.



Ms. Chen stated that after [REDACTED] attended at the college on Thursday, June 19, Gordon Yi sold the college to Catherine Chen. She stated that all non-approved programs were stopped as of June 22, 2008.

a) **Purchase Agreement:** Ms. Chen provided Ministry staff with a copy of the “Goodwin College of Technology and Management Agreement to Sell Business”. The agreement was made on June 22, 2008 between Zhenxiang (Gordon) Yi (Seller) and Catherine Xiaoqing Chen (Buyer).

The agreement only refers to selling the business at 3671 Victoria Park, Unit 200 which seems to indicate an asset purchase; however, Ms. Chen advised Ministry staff that she and Mr. Yi attended at the Ministry of Government Services to file a Notice of Change to the corporation for the share transfer. Ms. Chen provided Ministry staff with a copy of the receipt from the Ministry of Government Services. There is no reference in the agreement to the Bloor Street campus, the 2 Mississauga campus or the 125 Select Avenue, Scarborough campus.

There is no reference in the agreement to the other directors and officers of the corporation. The Ministry of Government Services has no record of Mr. Yi as the President of the corporation and it is not clear whether or not he was properly authorized to sell the corporation.

The agreement is contingent upon “Buyer obtaining the approval from the proper authorities (Town and State) of the transfer of all necessary licenses to the Buyer.” Ministry staff explained to Ms. Chen that registration was not transferable under the Act.

Consideration for the sale was \$68,000. On June 27, 2008, Ms. Chen could not provide Ministry staff with a copy of the cashed cheque to Mr. Yi or any other evidence of consideration.

b) **Shared premises:** Ministry staff found an SNI International Group (“SNI”) sign when they entered the premises at 3671 Victoria Park, Suite 200. A staff person confirmed that this was the location of Goodwin College. The premises are shared by SNI and Goodwin. There is no sign for Goodwin, only for SNI.

Ms. Chen advised Ministry staff that Gordon Yi was the owner of SNI, which shares Unit 200 with Goodwin College. She stated that SNI ran an employment agency and also an auto shop, Great Wall Auto Centre.

Ministry staff believe that SNI are the initials for SkyNetInfo which developed the website which Goodwin provided to the Ministry as their web address.

### **Summary:**

It appears that there may have been no “real” change of ownership as the former controlling mind of Goodwin (Gordon Yi) is still on the premises that his company, SNI, shares with Goodwin. Ms. Chen indicated that she had worked

as the Manager of Goodwin for approximately 1 year prior to the agreement for sale of Goodwin to her.

On June 27, 2008, Ms. Chen could not provide evidence in support of the consideration for the purchase.

### **3. Operating an unregistered campus**

- **contravention of s. 7 of the Act**

Ministry staff found in the last two inspections that Goodwin is operating an unregistered private career college campus at:

- 165 Dundas Street West, Suite 800, Mississauga

Ministry staff advised Mr. Yi during the February 2007 inspection that the campus could not be operated without registration.

The campus, however, continues to be included in Goodwin's advertising, the sign remains on the door and the staff in the law office next door, indicated that students appear to attend at this site.

On June 27, 2008, Ministry staff found that the location at 165 Dundas Street West, Suite 800 in Mississauga had a sign on the door which stated "Goodwin College, Mississauga Campus". This campus was also included in the Goodwin College advertising.

### **4. Offering, delivering and charging fees for non-approved programs**

- **contravention of s. 8 and 9 of the Act**

Ministry staff found during an inspection in February 2006 that non-approved programs were delivered by Goodwin. Goodwin was advised that they must have vocational programs approved by the Ministry.

Ministry staff found during the February 2007 inspection that Goodwin had been delivering numerous non-approved programs. Copies of documents in the form of letters of acceptance, Skills Development contracts and tuition receipts were obtained for the non-approved programs.

Ministry staff advised Mr. Yi and his staff that vocational programs must be approved by the Ministry before they could be delivered.

Despite being told by Ministry staff during two inspections that vocational programs must be approved before they were delivered and advertised, Goodwin continued to deliver non-approved programs as evidenced by documentation from Employment Ontario.

<b>Non-approved programs delivered by Goodwin</b>	<b>February 2006 inspection</b>	<b>February 2007 inspection</b>	<b>Employment Ontario records for January 2007 to June 2008</b>
Hairstyling		X	X
Computerized Accounting and Office Administration		X	X
Programmable Logic Controller (PLC)		X	
Electrician		X	
Pharmaceutical Analysis		X	
Automotive Service Technician		X	X
Welding		X	X
Computer Numeric Control (CNC)	X	X	X
Mechanical Engineering		X	X
Gas Technician/ Heating, Ventilation, Air Conditioning (HVAC)		X	X
Pharmacy Assistant	X	X	
Pharmacy Technician			X
Aesthetics	X		X
Computer Numerical Control			X
Computerized Accounting			X

During the June 2008 inspection, Ministry staff requested all student files including those for the non-approved programs. Ms. Chen stated that the files for the non-approved programs had been “disposed of”. Ms. Chen would not specify who disposed of the files.

Ms. Chen stated that as of **June 22, 2008**, no non-approved programs were being offered at Goodwin; thus, even after the Ministry staff inspections of February 2006 and 2007 and the directions of Ministry staff, Goodwin continued to offer, deliver and charge fees for non-approved programs.

## 5. Advertising non-approved programs

### – contravention s. 11(2) of the Act

Ministry staff found non-approved programs advertised during the February 2006, February 2007 and the June 2008 inspections. Ministry staff advised Goodwin during the inspections to cease advertising non-approved programs.

On June 27, 2008, Ms. Chen stated that the skynetinfo.com/Goodwin College website, while still operational, was old and not accurate. Ms. Chen referred Ministry staff to the “new” website, [www.goodwincollege.ca](http://www.goodwincollege.ca). Ms. Chen and Ministry staff reviewed the site together and it was found that non-approved programs were still being advertised. Ms. Chen said that they were not being delivered pending Ministry approval of the program applications. Ms. Chen stated that her consultant had submitted the programs and advised her to send a cheque. Ms. Chen admitted that she had never sent a cheque for the program applications. On May 23, 2008, the Ministry received 3 program applications only - for HVAC, Automotive Service Technician and Computerized Accounting. Program applications received by the Ministry must be accompanied by payment; because there was no payment, the program applications were never processed administratively and never given to the program consultant for review. The Ministry did contact Goodwin’s consultant at the time the programs were received and a request for payment was made.

Non-approved programs advertised by Goodwin	February 2006	February 2007	June 2008 Old website	June 2008 New website
CNC	X	X	X	
Aesthetics	X			
Pharmacy Assistant	X	X	X	
Casino Dealer/ Management		X	X	
HVAC		X	X	X
Construction Maintenance		X		
Electronics and Electrician		X		

<b>Non-approved programs advertised by Goodwin</b>	<b>February 2006</b>	<b>February 2007</b>	<b>June 2008 Old website</b>	<b>June 2008 New website</b>
Auto Technician		X		
Pharmacy Quality Control		X		
Air conditioning Maintenance Technician			X	
Apartment Managers			X	
Die Fitter			X	
Plumbing technician			X	
Wage Administrator			X	
Accounting			X	
Gas Technician			X	
Hotel Services			X	
Food Quality analysis and testing			X	
Industrial Electrician			X	
PLC			X	
Millwright			X	
Travel Agent			X	
Paralegal			X	
Civilian Electrician			X	
Coffee Shop Cashier Training			X	
Office Clerk			X	
Automotive Engineering				X
Department of Beauty (salons)				X
Business Management				X
Architectural Drawings				X
Electrical and Mechanical Engineering				X

**Conclusion:**

It is the finding of the Superintendent of Private Career Colleges that Goodwin has failed to comply with the terms of its registration and with the requirements set out in the PCCA, 2005 and the Regulation. It is the decision of the Superintendent that the immediate suspension of the school's registration, effective July 2, 2008, is required for the protection of the interests of the students of the school and to prevent further contravention of the PCCA, 2005.

## SCHEDULE "B"

### ENTITLEMENT TO HEARING BY LICENCE APPEAL TRIBUNAL

If Goodwin College of Technology and Management Inc. disagrees with the Superintendent's decision, it is entitled to a hearing by the Licence Appeal Tribunal ("LAT") if it mails or delivers to both the Superintendent of Private Career Colleges and LAT a notice in writing, requesting such a hearing.

Such notice must be delivered, **by registered mail or courier**, to the Superintendent and to LAT **and received by Tuesday, July 22, 2008.**

Please note that s. 20(4) of the Private Career Colleges Act, 2005, states that an immediate suspension is effective immediately upon giving the registrant the written notice of the suspension and is not stayed by a request for a hearing by the Tribunal.

If Goodwin College of Technology and Management Inc. does choose to request a hearing by LAT, the notice to LAT should be addressed to:

Licence Appeal Tribunal  
CIBC Building, 12th Floor  
1 St. Clair Avenue West  
Toronto, ON M4V 1K6

Service of the required notice on the Superintendent should be to:

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

Please note that LAT has its own required forms for filing applications. You may contact LAT directly at 416-314-4260 or 1-800-255-2214 for information on LAT and its forms. You may also obtain such information from the Tribunal's website at: [www.lat.gov.on.ca](http://www.lat.gov.on.ca).