

Ministry of Training,
Colleges and Universities
Private Career Colleges Branch
9th 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^e étage, édifice Mowat
900, rue Bay
Toronto ON M7A 1L2



RESTRAINING ORDER

Served by fax (905-883-9456) e-mail (info@groomingschool.ca) and courier

March 17, 2010

Kazuo Kusanagi
Toronto School of Professional Pet Grooming
680 Major Mackenzie Drive East
Richmond Hill, ON L4C 1J9

Attention: Kazuo Kusanagi

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 KAZUO KUSANAGI 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; and
- offering vocational programs that are not approved by the Superintendent of Private Career Colleges, contrary to section 8 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:

- have stopped advertising an unregistered Private Career College and unapproved vocational programs that require approval; and
- have stopped providing unapproved vocational programs that require approval.

If you are currently operating an unregistered Private Career College, this action would be contrary to section 7 of the PCCA, 2005 respectively. 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 operating an unregistered Private Career College;
- 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;
- must provide refunds to students 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;
- must hold student files to be available for the Superintendent's staff to review; and
- must 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 Toronto School of Professional Pet Grooming (<http://www.pet.groomingschool.ca/>) was reviewed by Ministry staff who found it advertising the following courses:

- 1) Professional Dog Grooming Course [Part-1] (4 weeks)
- 2) Professional Dog Grooming Course [Part-2] (6 weeks)
- 3) Professional Dog Grooming Advanced Class [Part-3] (10 weeks)

The website did not list the cost of the programs.

On March 9, 2010, Ministry staff sent an email to Toronto School of Professional Pet Grooming at info@groomingschool.ca. On March 9, 2010 at 8:31 p.m., Ministry staff received an email from [REDACTED] of the Toronto School of Professional Pet Grooming. In that email, [REDACTED] outlined the three programs being offered by the school as follows:

- 1) Professional Dog Grooming Course [Part-1] (4 weeks) at a cost of \$1,200 plus GST and \$100 administration fee. [REDACTED] stated the following:

This course teaches you the fundamental work which is the most essential part of dog grooming service. The skills include proper techniques in: bathing, brushing, de-matting, drying, cleaning ears, clipping nails, expressing anal glands, rough clipping, and pads / sanitary clean-up.

An assistant groomer is a welcome position in many grooming shops.

The school's website specifies that students who fulfill the requirements will be issued a certificate of completion for the groomer assistant program.

In [REDACTED] email, [REDACTED] indicated that the daily class schedule consists of full time lessons run from Monday to Friday from 9:00 a.m. to 3:00 p.m. Based on this information, the professional dog grooming course [part 1] would consist of approximately 120 hours, and would, therefore, fit the definition of vocational programs according to the PCCA, 2005.

- 2) Professional Dog Grooming Course [Part-2] (6 weeks) at a cost of \$2,200 plus GST and \$100 administration fee. [REDACTED] stated the following:

After completing the Dog Grooming course [Part-1], the students enrolled in this program will learn to style the most popular pet dog breeds in the pet salon.

After finishing [Part-1], you can do most of pet styling done in pet salon which use mainly clipper and touch up by scissoring.

If you are thinking of getting employment as a groomer in this field, these courses [part-1] & [part-2] would be appropriate. Or you can start your grooming business doing this type of work exclusively...

The student who fulfills all requirements will be issued a certificate of completion.

The school's website specifies that students who fulfill all requirements will be issued a certificate of successful completion of their trade programs.

In [redacted] email, [redacted] indicated that the daily class schedule consists of full time lessons run from Monday to Friday from 9:00 a.m. to 3:00 p.m. Based on this information, the professional dog grooming course part 2 would consist of approximately 180 hours, and would, therefore, fit the definition of vocational programs according to the PCCA, 2005.

3) Dog Grooming Advanced Class [Part-3] (10 weeks) at a cost of \$3,800 plus GST and \$100 administration fee. Students can take the advanced class for 5 weeks at a cost of \$2,000.

You can do 70% of the grooming work done in a pet salon with the knowledge and skill you learn in the Professional Dog Grooming Course [Part-1] & [Part-2].

We recommend this Advanced Course [Part-3] for people who want more experience to become all-round pet groomers. Also we recommend this course to people who plan to start their own business (home based grooming service or opening a pet salon).

In [redacted] email, [redacted] indicated that the daily class schedule consists of full time lessons run from Monday to Friday from 9:00 a.m. to 3:00 p.m. Based on this information, the professional dog grooming advanced class would consist of either 300 or 150 hours. Based on this information, this course fit the definition of vocational programs according to the PCCA, 2005.

These three pet grooming courses correspond to National Occupational Classification (NOC) code 6483 Pet Groomers and Animal Care Workers.

The website bears the school's name, states that the three pet grooming courses are being offered by the school, and provides an address (680 Major Mackenzie Drive, Richmond Hill, L4C 1J9) and e-mail address for pet grooming inquiries.

Therefore the school is contravening the PCCA, 2005 by advertising unapproved vocational programs and thereby advertising itself as a Private Career College.

Contravention of section 8 of the PCCA, 2005 - Prohibition against providing vocational programs

On March 9, 2010, Ministry staff sent an email to Toronto School of Professional Pet Grooming at info@groomingschool.ca. On March 9, 2010 at 8:31 p.m., Ministry staff received an email from [REDACTED] of the Toronto School of Professional Pet Grooming. In that email, [REDACTED] outlined the three programs being offered by the school as follows:

1) Professional Dog Grooming Course [Part-1] (4 weeks) at a cost of \$1,200 plus GST and \$100 administration fee. [REDACTED] stated the following:

This course teaches you the fundamental work which is the most essential part of dog grooming service. The skills include proper techniques in: bathing, brushing, de-matting, drying, cleaning ears, clipping nails, expressing anal glands, rough clipping, and pads / sanitary clean-up.

An assistant groomer is a welcome position in many grooming shops.

The school's website specifies that students who fulfill the requirements will be issued a certificate of completion for the groomer assistant program.

In [REDACTED] email, [REDACTED] indicated that the daily class schedule consists of full time lessons run from Monday to Friday from 9:00 a.m. to 3:00 p.m. Based on this information, the professional dog grooming course [part 1] would consist of approximately 120 hours, and would therefore, fit the definition of vocational programs according to the PCCA, 2005.

2) Professional Dog Grooming Course [Part-2] (6 weeks) at a cost of \$2,200 plus GST and \$100 administration fee. [REDACTED] stated the following:

After completing the Dog Grooming course [Part-1], the students enrolled in this program will learn to style the most popular pet dog breeds in the pet salon.

After finishing [Part-1], you can do most of pet styling done in pet salon which use mainly clipper and touch up by scissoring.

If you are thinking of getting employment as a groomer in this field, these courses [part-1] & [part-2] would be appropriate. Or you can start your grooming business doing this type of work exclusively...

The student who fulfills all requirements will be issued a certificate of completion.

The school's website specifies that students who fulfill all requirements will be issued a certificate of successful completion of their trade programs.

In [redacted] email, [redacted] indicated that the daily class schedule consists of full time lessons run from Monday to Friday from 9:00 a.m. to 3:00 p.m. Based on this information, the professional dog grooming course part 2 would consist of approximately 180 hours, and would therefore, fit the definition of vocational programs according to the PCCA, 2005.

3) Dog Grooming Advanced Class [Part-3] (10 weeks) at a cost of \$3,800 plus GST and \$100 administration fee. Students can take the advanced class for 5 weeks at a cost of \$2,000.

You can do 70% of the grooming work done in a pet salon with the knowledge and skill you learn in the Professional Dog Grooming Course [Part-1] & [Part-2].

We recommend this Advanced Course [Part-3] for people who want more experience to become all-round pet groomers. Also we recommend this course to people who plan to start their own business (home based grooming service or opening a pet salon).

In [redacted] email, [redacted] indicated that the daily class schedule consists of full time lessons run from Monday to Friday from 9:00 a.m. to 3:00 p.m. Based on this information, the professional dog grooming advanced class would consist of either 300 or 150 hours. Based on this information, this course fit the definition of vocational programs according to the PCCA, 2005.

Therefore, all three pet grooming courses require the approval of the Superintendent of Private Career Colleges to be offered as vocational programs.

BACKGROUND:

Kazuo Kusanagi began an online application for Toronto School of Professional Pet Grooming on the Ministry's Registration Information for Career Colleges (RICC) system on June 10, 2005, but has not completed it to date.

On March 9, 2010, the website belonging to Toronto School of Professional Pet Grooming (<http://www.pet.groomingschool.ca/>) was reviewed by Ministry staff who found it advertising professional pet grooming courses.

Legal and Operating Entities

On March 10, 2010, Ministry staff conducted an ONBIS search on Toronto School of Professional Pet Grooming and found that it is a sole proprietorship registered to Kazuo Kusanagi as on May 15, 2000. Its registration expired on May 14, 2005. The business address was registered as 32 Essex Avenue, Thornhill, Ontario, L3T 3Y7.