

EXHIBIT 1



ACCREDITING COUNCIL FOR CONTINUING EDUCATION & TRAINING  
530 East Main Street • Suite 501 • Richmond, Virginia 23219 • Telephone 804.648.6142

205003

On-Site Inspection Visit Pursuant to the  
August 23, 1989 Show Cause Order

DENTAL TECHNOLOGY COLLEGE FOR THE HANDICAPPED  
d/b/a National Technical College

Main Campus:  
12001 Victory Boulevard  
North Hollywood, California 91606  
(818) 762-0958

Branch Campus:  
600 South Spring, 6th Floor  
Los Angeles, California 90014  
(213) 624-8937

November 6 - 8, 1989

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Dental Technology College for the Handicapped  
d/b/a National Technical College  
Page 4

2. Lack of a clear indication in each entering student's file that the student was recruited for, and is contracting for an educational program rather than employment. Standard VII. A.

Standard VII. A - Recruitment: Informational and promotional materials, advertising, and recruiting personnel, if employed or contracted, make only justifiable and provable claims regarding the nature of the courses, their location, the instruction, the instructional personnel, student services, occupational advancement, salaries, and other benefits.

Standard VII. A does not require that a student file contain proof of recruitment for educational purposes rather than employment. However, because of the noted problems (as previously cited in #1) created by the use of external agencies and agents, prudent management might be required to do more than place profunctorial disclaimers in a student's file to assure itself of the motives of the student for coming to the school. The large number of students who told the team that their initial reason for coming to the school was under the assumption that it would directly lead to employment should be a caveat to the school to make more substantial determinations that a subtle bait and switch method is not being employed.

No evidence was found to prove that the supervisor of the external agents was employed by the school and, in fact, the school affirmatively denied such. This question arose from the January 4-5, 1989 ACCET Team Report.

The interviewing of students raised concern that the school may have students enrolled with insufficient English language skills to benefit from the program. Special interviews were conducted for the purpose of making this determination. The team believes that the following students, Rosaura Ruano, Felipe Pineda, and Jose Flores, do not have an adequate use and understanding of English to benefit from the programs taught in English. The team further noted that the files of these students contained disclaimers in English, and three of the files contained statements obviating the need to furnish proof of high school graduation. These documents were all in English and the team questions whether the students understood the significance or truthfulness of that which was signed. The documents related to the above mentioned students are included as Exhibits 2-1A, 2-1B, and 2-1C.

EXHIBIT 2

WONDERLIC

# SCHOLASTIC LEVEL EXAM

FORM T-51

NAME \_\_\_\_\_ (Please Print) \_\_\_\_\_ Date \_\_\_\_\_

READ THIS PAGE CAREFULLY. DO EXACTLY AS YOU ARE TOLD.  
DO NOT TURN OVER THIS PAGE UNTIL YOU ARE  
INSTRUCTED TO DO SO.  
PROBLEMS MUST BE WORKED WITHOUT THE AID OF A CALCULATOR  
OR OTHER PROBLEM-SOLVING DEVICE.

This is a test of problem solving ability. It contains various types of questions. Below is a sample question correctly filled in:

REAP is the opposite of  
1 obtain, 2 cheer, 3 continue, 4 exist, 5 sow \_\_\_\_\_

PLACE ANSWERS HERE
[ 5 ]
[ — ]
[ — ]

The correct answer is "sow." (It is helpful to underline the correct word.) The correct word is numbered 5. Then write the figure 5 in the brackets at the end of the line.

Answer the next sample question yourself.

Paper sells for 23 cents per pad. What will 4 pads cost? \_\_\_\_\_

The correct answer is 92¢. There is nothing to underline so just place "92¢" in the brackets.

Here is another example:

MINER MINOR — Do these words have  
1 similar meaning, 2 contradictory, 3 mean neither same nor opposite? \_\_\_\_\_

The correct answer is "mean neither same nor opposite" which is number 3; so all you have to do is place a figure "3" in the brackets at the end of the line.

When the answer to a question is a letter or a number, put the letter or number in the brackets. All letters should be printed.

This test contains 50 questions. It is unlikely that you will finish all of them, but do your best. After the examiner tells you to begin, you will be given exactly 12 minutes to work as many as you can. Do not go so fast that you make mistakes since you must try to get as many right as possible. The questions become increasingly difficult, so do not skip about. Do not spend too much time on any one problem. The examiner will not answer any questions after the test begins.

Now, lay down your pencil and wait for the examiner to tell you to begin!

*Do not turn the page until you are told to do so.*

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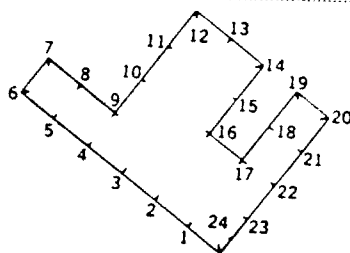
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30/633

1. PARASITE PARASOL — Do these words have  
 (1) similar meanings, (2) contradictory, (3) mean neither same nor opposite? ..... [ — ]
2. CAPTURE is the opposite of  
 1 place, 2 release, 3 risk, 4 venture, 5 degrade ..... [ — ]
3. Most of the items below resemble each other. Which one is least like the others?  
 1 January, 2 August, 3 Wednesday, 4 October, 5 December ..... [ — ]
4. FURTHER FARTHER — Do these words have  
 (1) similar meaning, (2) contradictory, (3) mean neither same nor opposite? ..... [ — ]
5. In the following set of words, which word is different from the others?  
 1 butterscotch, 2 chocolate, 3 sundae, 4 caramel, 5 toffee ..... [ — ]
6. How many of the five items listed below are exact duplicates of each other? ..... [ — ]
 

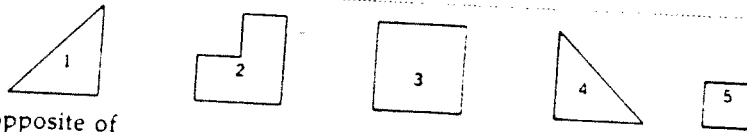
527	527
84382	24382
43434	43434
84629	84630
381161	381101
7. PURE is the opposite of  
 1 immaculate, 2 indecent, 3 incorrupt, 4 innocent, 5 classical ..... [ — ]
8. How many of the five pairs of items listed below are exact duplicates? ..... [ — ]
 

Sharp, M. G.	Sharpe, M. G.
Fiedler, E. H.	Fiedler, E. H.
Connor, M. J.	Conner, M. J.
Woesner, O. W.	Woerner, O. W.
Soderquist, P. E.	Soderquist, B. E.
9. Suppose you arranged the following words so that they made a true statement. Then print the last letter in the last word as the answer to this problem.  
 it but pours never rains It ..... [ — ]
10. Assume the first two statements are true. Is the final one: (1) true, (2) false, (3) not certain?  
 The violin is in tune with the piano. The piano is in tune with the harp. The harp is in tune with the violin. ..... [ — ]
11. SUPPORT is the opposite of  
 1 maintain, 2 sustain, 3 cherish, 4 desert, 5 prop ..... [ — ]
12. Assume the first 2 statements are true. Is the final one: (1) true, (2) false, (3) not certain?  
 The puppies are normal dogs. All normal dogs are active. These puppies are active. ..... [ — ]
13. One number in the following series is omitted. What should that number be?  
 1000 996 992 ? 984 980 ..... [ — ]
14. Two of the following proverbs have a similar meaning. Which ones are they? ..... [ — ]
  1. Once bitten, twice shy.
  2. No one is happy all his life long.
  3. Hitch your wagon to a star.
  4. Fortune favors the brave.
  5. All men have the same share of happiness.
15. DECEPTION is the opposite of  
 1 falsehood, 2 trickery, 3 frankness, 4 finesse, 5 fabrication ..... [ — ]
16. Assume the first 2 statements are true. Is the final one: (1) true, (2) false, (3) not certain?  
 All red-headed boys like candy. Charles is red-headed. He likes candy. ..... [ — ]
17. Suppose you arranged the following words so that they made a true statement. Then print the last letter of the last word as the answer to this problem.  
 always A verb sentence a has ..... [ — ]
18. Look at the row of numbers below. What number should come next?  
 81 27 9 3 1  $\frac{1}{3}$  ? ..... [ — ]
19. ILLICIT ILLITERATE — Do these words have  
 (1) similar meanings, (2) contradictory, (3) means neither same nor opposite? ..... [ — ]
20. In the following set of words, which word is different from the others?  
 1 little, 2 small, 3 tiny, 4 spacious, 5 precise ..... [ — ]
21. ADORN is the opposite of  
 1 garnish, 2 ornament, 3 embellish, 4 bedeck, 5 deface ..... [ — ]
22. Suppose you arrange the following words so that they make a complete sentence. If it is a true statement, put a (T) in the brackets; if false, put an (F) there.  
 eggs lay All chickens ..... [ — ]
23. This geometric figure can be divided by a straight line into two parts which will fit together in a certain way to make a perfect square. Draw such a line by joining two of the numbers. Then write these numbers as the answer. ..... [ — ]

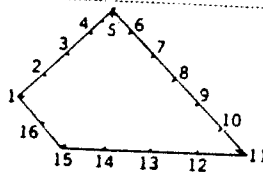


24. A dealer bought some gauges for \$3500. He sold them for \$5500, making \$50 on each gauge. How many gauges were involved? ..... [ — ]

25. CANVASS CANVAS — Do these words have  
1 similar meanings, 2 contradictory, 3 mean neither same nor opposite?
26. In the following set of words, which word is different from the others?  
1 spice, 2 scent, 3 sour, 4 fume, 5 odor
27. Our baseball team lost 15 games this season. This was  $\frac{3}{8}$  of all they played. How many games did they play this season?
28. Are the meanings of the following sentences: (1) similar, (2) contradictory, (3) neither similar nor contradictory? Always be well dressed, even when begging. It is not the fine coat that makes the fine gentleman.
29. If  $2\frac{1}{2}$  tons of stone cost \$20, what will  $3\frac{1}{2}$  tons cost?
30. How many of the five pairs of items listed below are exact duplicates?  
Silverstein, M O      Silverstien, M O  
Harrisberg, L W      Harrisberg, L M  
Seirs, J C      Sears, J C  
Wood, A B      Woods A B  
Johnson, M D      Johnson M D
31. Two of the following proverbs have similar meaning. Which ones are they?  
1 A setting hen never gets fat  
2 Many a good cow hath a bad calf  
3 A miss is as good as a mile  
4 A man is known by the company he keeps  
5 A rolling stone gathers no moss
32. A roof is supported on 7 scantlings, each  $6\frac{1}{2}$  feet long. At 70 cents a running foot, how much did those pieces cost?
33. Which number in the following group of numbers represents the smallest amount?  
.999    999    .9    1    2    .88
34. Are the meanings of the following sentences: (1) similar, (2) contradictory, (3) neither similar nor contradictory? No doctor at all is better than three. The more doctors, the more sickness.
35. When the price of chain increased from 16.4 cents to 20.5 cents, what was the percent increase in cost of the chain.
36. Our baseball team lost 9 games this season. This was  $\frac{3}{8}$  of all they played. How many games did they play this season?
37. How many square yards are there in a floor which is 9 feet long by 21 feet wide?
38. One number in the following series does not fit in with the pattern set by the others. What should that number be? 8    9    12    13    16    17    18
39. Three of the following 5 parts can be fitted together in such a way as to make a triangle. Which 3 are they?



40. ENDURE is the opposite of  
1 allow, 2 bear, 3 suffer, 4 sustain, 5 foil
41. IMAGE IMAGINARY — Do these words have  
(1) similar meanings, (2) contradictory, (3) mean neither same nor opposite?
42. A man's car traveled 60 miles in 45 minutes. How many miles an hour was it traveling?
43. Are the meanings of the following sentences: (1) similar, (2) contradictory, (3) neither similar nor contradictory? All good things are cheap, all bad things very dear. Goodness is simple; badness is manifold.
44. A soldier shooting at a target hits it  $12\frac{1}{2}\%$  of the time. How many times must he shoot to be certain he will register 100 hits?
45. For \$1.80 a grocer buys a case of fruit which contains 12 dozen. He knows that two dozen will spoil before he sells them. At what price per dozen must he sell the good ones to gain  $\frac{1}{3}$  of the whole cost?
46. In the following set of words, which word is different from the others?  
1 colony, 2 companion, 3 covey, 4 crew, 5 constellation
47. Assume that the first 2 statements are true. Is the final one: (1) true, (2) false, (3) not certain? Great men are ridiculed. I am ridiculed. I am a great man.
48. Three men form a partnership and agree to divide the profits equally. X invests \$4500, Y invests \$3500 and Z invests \$2000. If the profits are \$1500, how much less does X receive than if the profits were divided in proportion to the amount invested?
49. This geometric figure can be divided by a straight line into two parts which will fit together in a certain way to make a perfect square. Draw such a line by joining 2 numbers. Then write these numbers as the answer.



50. In printing an article of 27,000 words, a printer decides to use two sizes of type. Using the larger type, a printed page contains 1200 words. Using the smaller type, a page contains 1500 words. The article is allotted 21 full pages in a magazine. How many pages must be in the smaller type?

**WONDERLIC SCHOLASTIC LEVEL EXAM  
FORM T-51**

DATE: \_\_\_\_\_ APPLICATION FOR: \_\_\_\_\_

**VOLUNTARY  
EQUAL OPPORTUNITY REVIEW INFORMATION**

The following information will help to make certain that your test score is reviewed to your fullest advantage. Some of the information will be used to make technical adjustments to your score. Any adjustment to your score will only *increase* it and benefit you.

The remaining information is requested so that we can study the test itself.

Thank you for your help!

**PLEASE COMPLETE THIS INFORMATION ABOUT YOU**

Sex: (    ) Male (    ) Female  
 Age: \_\_\_\_\_ Birth Date: \_\_\_\_\_  
 Years of Education Completed: \_\_\_\_\_  
 Or Advanced Degrees Received: \_\_\_\_\_

Language:  
 What language do you read most easily?  
 \_\_\_\_\_

Do you have difficulty reading English...  
 (    ) Most of the time.  
 (    ) Some of the time.  
 (    ) Seldom.  
 (    ) Never.

Race or Ethnic Origin:  
 (    ) American Indian  
 (    ) Black-Negro  
 (    ) Hispanic  
 (    ) Oriental  
 (    ) White-Caucasian  
 (    ) \_\_\_\_\_

Physical Disability:  
 (    ) Eyesight — Do you wear corrective eye glasses or contact lenses? \_\_\_\_\_ Do you have trouble reading this print? \_\_\_\_\_  
 (    ) Hearing — Do you wear a corrective hearing device? \_\_\_\_\_ Do you have trouble hearing the instructions from the person giving you this test? \_\_\_\_\_  
 (    ) Other Disability — Do you have any other disability which will make it difficult for you to do your best on this test? If so, please explain:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**OFFICE USE ONLY  
PLEASE DO NOT WRITE IN THIS SPACE**

Timed 12-Minute Test Score \_\_\_\_\_  
 Adjustment Points: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

TOTAL CORRECTED SCORE: \_\_\_\_\_

Additional Number Correct During Untimed Administration \_\_\_\_\_

TOTAL UNTIMED SCORE \_\_\_\_\_

Total Population Percentile Standing: (Based on timed 12-minute score) \_\_\_\_\_

CONVERTED PERCENTILE STANDING: (Based on timed 12-minute score) \_\_\_\_\_

Comments: \_\_\_\_\_  
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2006



WONDERLIC

# SCHOLASTIC LEVEL EXAM

FORM IV

NAME \_\_\_\_\_  
(Please Print)

Date \_\_\_\_\_

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This is a test of problem solving ability. It contains various types of questions. Below is a sample question correctly filled in:

REAP is the opposite of  
1 obtain, 2 cheer, 3 continue, 4 exist, 5 sow

PLACE  
ANSWERS  
HERE

[ 5 ]

The correct answer is "sow." (It is helpful to underline the correct word.) The correct word is numbered 5. Then write the figure 5 in the brackets at the end of the line.

Answer the next sample question yourself.

Paper sells for 23 cents per pad. What will 4 pads cost?

[ ]

The correct answer is 92¢. There is nothing to underline; so just place "92¢" in the brackets.

Here is another example:

MINER MINOR—Do these words have meanings that are  
1 similar, 2 contradictory, 3 neither same nor opposite?

[ ]

The correct answer is "mean neither same nor opposite" which is number 3; so all you have to do is place a figure "3" in the brackets at the end of the line.

When the answer to a question is a letter or a number, put the letter or number in the brackets. All letters should be printed.

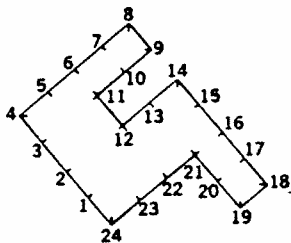
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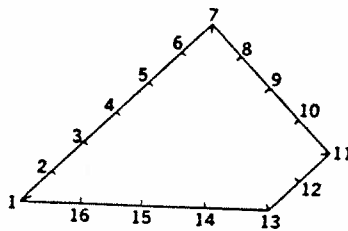
1. BITTER is the opposite of  
1 acid, 2 cutting, 3 sharp, 4 sweet, 5 tart
2. The Sixth month of the year is  
1 October, 2 August, 3 May, 4 June
3. In the following set of words, which word is different from the others?  
1 cinnamon, 2 ginger, 3 clove, 4 tobacco, 5 mint
4. MEDIEVAL MEDICAL—Do these words have meanings that are  
1 similar, 2 contradictory, 3 neither same nor opposite?
5. Look at the row of numbers below. What number should come next?  
49 42 35 28 21 14 ?
6. In the following set of words, which word is different from the others?  
1 slight, 2 vast, 3 massive, 4 bulky, 5 immense
7. FAITHFUL is the opposite of  
1 true, 2 loyal, 3 firm, 4 fickle, 5 sure
8. Sand sells at 8½ cents per pound. How much will you save by buying a 100 pound sack at \$8.25?
9. IGNITE IGNORANT—Do these words have meanings that are  
1 similar, 2 contradictory, 3 neither same nor opposite?
10. Are the meanings of the following sentences: 1 similar, 2 contradictory, 3 neither similar nor contradictory? Love me, love my dog. He that strikes my dog would strike me if he dared.
11. CLEAN is the opposite of  
1 disinfect, 2 scour, 3 scrub, 4 debase, 5 sponge
12. Assume the first 2 statements are true. Is the final one: (1) true, (2) false, (3) not certain?  
The voice is in tune with the piano. The piano is in tune with the cello. The cello is in tune with the voice.
13. In the following set of words, which word is different from the others?  
1 ill-matched, 2 unsuitable, 3 inconsistent, 4 accordant, 5 contrary
14. Assume the first 2 statements are true. Is the final one: (1) true, (2) false, (3) not certain?  
These girls are normal children. All normal children are active. These girls are active.
15. Two of the following proverbs have similar meaning. Which ones are they?  
1. Those that dance must pay the music.  
2. The tongue is the enemy of the neck.  
3. A golden hammer breaks an iron door.  
4. Who pays the piper calls the tune.  
5. A barking dog never bites.
16. CONQUER is the opposite of  
1 overpower, 2 submit 3 subject, 4 vanquish, 5 master
17. Suppose you arranged the following words so that they made a true statement. Then print the last letter of the last word as the answer to this problem.  
than fortunate rich be Better
18. ATTACK is the opposite of  
1 aid, 2 assail, 3 combat, 4 besiege, 5 storm
19. ILLICIT ILLITERATE—Do these words have meanings that are  
1 similar, 2 contradictory, 3 neither same nor opposite?
20. Are the meanings of the following sentences: 1 similar, 2 contradictory, 3 neither similar nor contradictory? No wonder can last more than three days. All good things are three.
21. IDEA IDEAL—Do these words have meanings that are  
1 similar, 2 contradictory, 3 neither same nor opposite?
22. A boy is 15 years old, and his sister is twice as old. When the boy is 25 years old, what will be the age of his sister?
23. Are the meanings of the following sentences: 1 similar, 2 contradictory, 3 neither similar nor contradictory? Elbow-grease is the best polish. The work proves the workman.
24. This geometric figure can be divided by a straight line into two parts which will fit together in a certain way to make a perfect square. Draw such a line by joining two of the numbers. Then write these numbers as the answer.



25. CHASTEN CHASTISE—Do these words have meanings that are  
1 similar, 2 contradictory, 3 neither same nor opposite?
26. Two of the following proverbs have similar meanings. Which ones are they?  
1. Get money first; virtue comes afterward.  
2. Look not upon the wine when it is red.  
3. It's an ill wind that blows nobody good.  
4. No hill is so steep but an ass loaded with gold can climb it.  
5. The watched pot never boils.

36690

27. Assume the first 2 statements are true. Is the final one: (1) true, (2) false, (3) not certain?  
Great men are important. I am important. I am a great man.
28. Pride is the opposite of  
1 reserve, 2 self-esteem, 3 self-abasement, 4 disdain, 5 arrogance
29. In 66 days a boy saved one dollar and ninety eight cents. What was his average daily saving?
30. PITEOUS PITIABLE—Do these words have meanings that are  
1 similar, 2 contradictory, 3 neither same nor opposite?
31. How many of the five items listed below are exact duplicates of each other?  
Waterhouse, H.I.      Waterous, H.I.  
Lindquist, W.C.      Lundquist, W. C.  
Pollauf, A. S.      Pollauf, A. S.  
Rosenfeld, F. E.      Rosenfield, F. E.  
Sivertsen, P.B.      Sivertsen, B. P.
32. Are the meanings of the following sentences: 1 similar, 2 contradictory, 3 neither similar nor contradictory? Nothing is so bad as not to be good for something. He that hopes not for good fears not evil.
33. APPEAL is the opposite of  
1 beseech, 2 entreat, 3 request, 4 deny, 5 invoke
34. Which number in the following group of numbers represents the smallest amount?  
10 3 2 .8 .888 .96
35. Assume the first 2 statements are true. Is the final one: (1) true, (2) false, (3) not certain?  
Great men are applauded. I am applauded. I am a great man.
36. A clock was exactly on time at noon on Monday. At 8 P.M. on Tuesday, it was 128 seconds slow. At that same rate, how much did it lose in 1/2 hour?
37. Two of the following proverbs have similar meanings. Which ones are they?  
1. A man without money is a bow without an arrow.  
2. Money is a merry fellow.  
3. Fine words butter no parsnips.  
4. Don't try to carry water cans on both shoulders.  
5. The hot coal burns, the cold one blackens.
38. A train travels 70 feet in 1/10 second. At this same speed, how many feet will it travel in 3 1/2 seconds?
39. Suppose you arrange the following words so that they make a complete sentence. If it is a true statement, mark (T) in the brackets; if false, put an (F) in the brackets.  
of the Envy enemy is honor
40. Assume the first 2 statements are true. Is the final one: (1) true, (2) false, (3) not certain?  
Marion called Glen. Glen called Jean. Marion did not call Jean.
41. One number in the following series does not fit in with the pattern set by the others. What should that number be? 1/16 1/6 1/4 1/2 1 2
42. ASK is the opposite of  
1 entreat, 2 crave, 3 demand, 4 appeal, 5 deny
43. When wire is selling at \$.0125 a foot, how many feet can you buy for a dollar?
44. This geometric figure can be divided by a straight line into two parts which will fit together in a certain way to make a perfect square. Draw such a line by joining two of the numbers. Then write these numbers as the answer.



45. In printing an article of 21,000 words, a printer decides to use two sizes of type. Using the larger type, a printed page contains 1200 words. Using the smaller type, a page contains 1500 words. The article is allotted 16 full pages in a magazine. How many pages must be in the larger type?
46. Two of the following proverbs have similar meanings. Which ones are they?  
1. Mothers' darlings make but milksop heroes.  
2. Still water runs deep.  
3. Mother knows best.  
4. Wide will wear but narrow will tear.  
5. As a twig is bent, so is the tree inclined.
47. For \$4.50 a grocer buys a case of fruit which contains 14 dozen. He knows that four dozen will spoil before he sells them. At what price per dozen must he sell the good ones to gain 1/3 of the whole cost?
48. Assume the first 2 statements are true. Is the final one: (1) true, (2) false, (3) not certain?  
All Elks are active persons. Some of the people in this room are active. Some of the people in this room are Elks.
49. What is the next number in this series? 2 1 .5 .25 .125 ?
50. Three men form a partnership and agree to divide the profits equally. X invests \$4,500; Y invests \$4,500; and Z invests \$1,000. If the profits are \$1,500, how much less does X receive than if the profits were divided in proportion to the amount invested?

**WORLDWIDE SCHOLASTIC LEVEL EXAM  
FORM IV**

DATE: \_\_\_\_\_ APPLICATION FOR: \_\_\_\_\_

**VOLUNTARY  
EQUAL OPPORTUNITY REVIEW INFORMATION**

The following information will help to make certain that your test score is reviewed to your fullest advantage. Some of the information will be used to make technical adjustments to your score. Any adjustment to your score will only *increase* it and benefit you.

The remaining information is requested so that we can study the test itself.

Thank you for your help!

**PLEASE COMPLETE THIS INFORMATION  
ABOUT YOU**

**OFFICE USE ONLY.  
PLEASE DO NOT WRITE IN THIS SPACE**

Sex: (    ) Male (    ) Female  
Age: \_\_\_\_\_ Birth Date: \_\_\_\_\_  
Years of Education Completed: \_\_\_\_\_  
Or Advanced Degrees Received: \_\_\_\_\_  
\_\_\_\_\_

Language:  
What language do you read most easily?  
\_\_\_\_\_

Do you have difficulty reading English...  
(    ) Most of the time.  
(    ) Some of the time.  
(    ) Seldom.  
(    ) Never.

Race or Ethnic Origin:  
(    ) American Indian  
(    ) Black-Negro  
(    ) Hispanic  
(    ) Oriental  
(    ) White-Caucasian  
(    ) \_\_\_\_\_

Physical Disability:  
(    ) Eyesight—Do you wear corrective eye glasses or contact lenses? \_\_\_\_\_ . Do you have trouble reading this print? \_\_\_\_\_ .  
(    ) Hearing—Do you wear a corrective hearing device? \_\_\_\_\_ . Do you have trouble hearing the instructions from the person giving you this test? \_\_\_\_\_ .  
(    ) Other Disability—Do you have any other disability which will make it difficult for you to do your best on this test? If so, please explain:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Timed 12-minute Test score \_\_\_\_\_  
Adjustment Points:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

TOTAL CORRECTED SCORE: \_\_\_\_\_

Additional Number Correct During Untimed Administration \_\_\_\_\_

TOTAL UNTIMED SCORE \_\_\_\_\_

Total Population Percentile Standing:  
(Based on timed 12-minute score) \_\_\_\_\_

CONVERTED PERCENTILE STANDING:  
(Based on timed 12-minute score) \_\_\_\_\_

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

30602



# DIMENSION

EDITION A

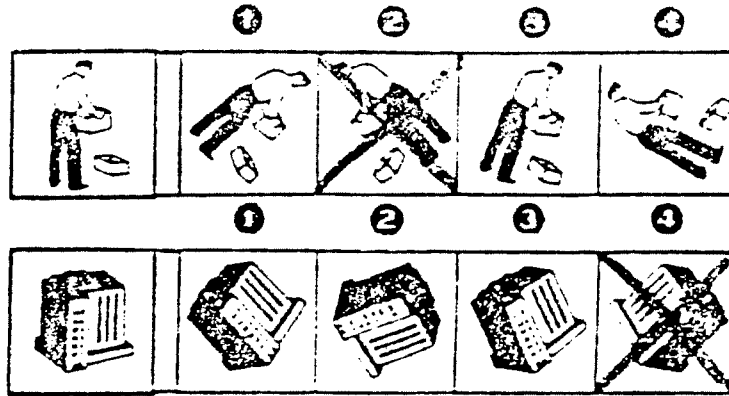
Prepared by Joseph E. King, Ph.D.

**CONFIDENTIAL**

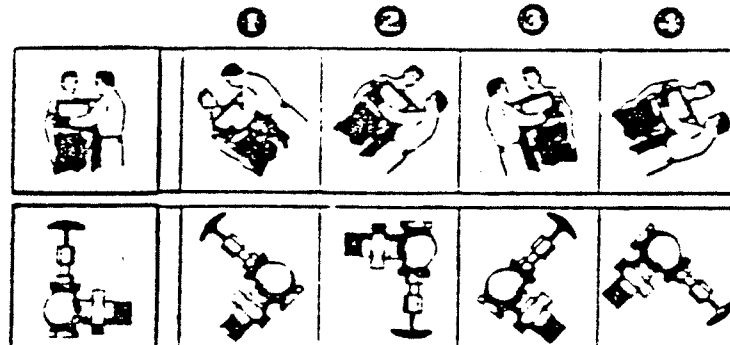
NAME	DATE	GROUP	AREA	DIMENSION	RAW SCORE
PRINT	LAST	FIRST	INITIAL		

This is a test of your aptitude to visualize objects in two and three dimensions. Below are two samples of the problems you will work in the test proper. These samples have been marked for you. Study these two problems, and see why they were marked as they were.

LOOK AT THE PICTURE ON THE LEFT. WHICH OF THE OTHER FOUR PICTURES IS DRAWN IN REVERSE?



Now work the two problems below. Mark an X on the picture that is IN REVERSE. There is only one picture in each row which is backward or reversed. All the pictures have been tilted, but one has been TURNED OVER—as if you were looking at it in a mirror, so that the right side is now on the left, and the left side is on the right.



Be sure you understand what you are to do. When the signal is given, you will work more problems like these. WORK QUICKLY, BUT BE ACCURATE. The test is short (5 minutes), and you will not be expected to finish.

Now PRINT your name, group and the date in the boxes on the left margin.

**STOP HERE—WAIT FOR SIGNAL**

ERE

1

2

3

4

1

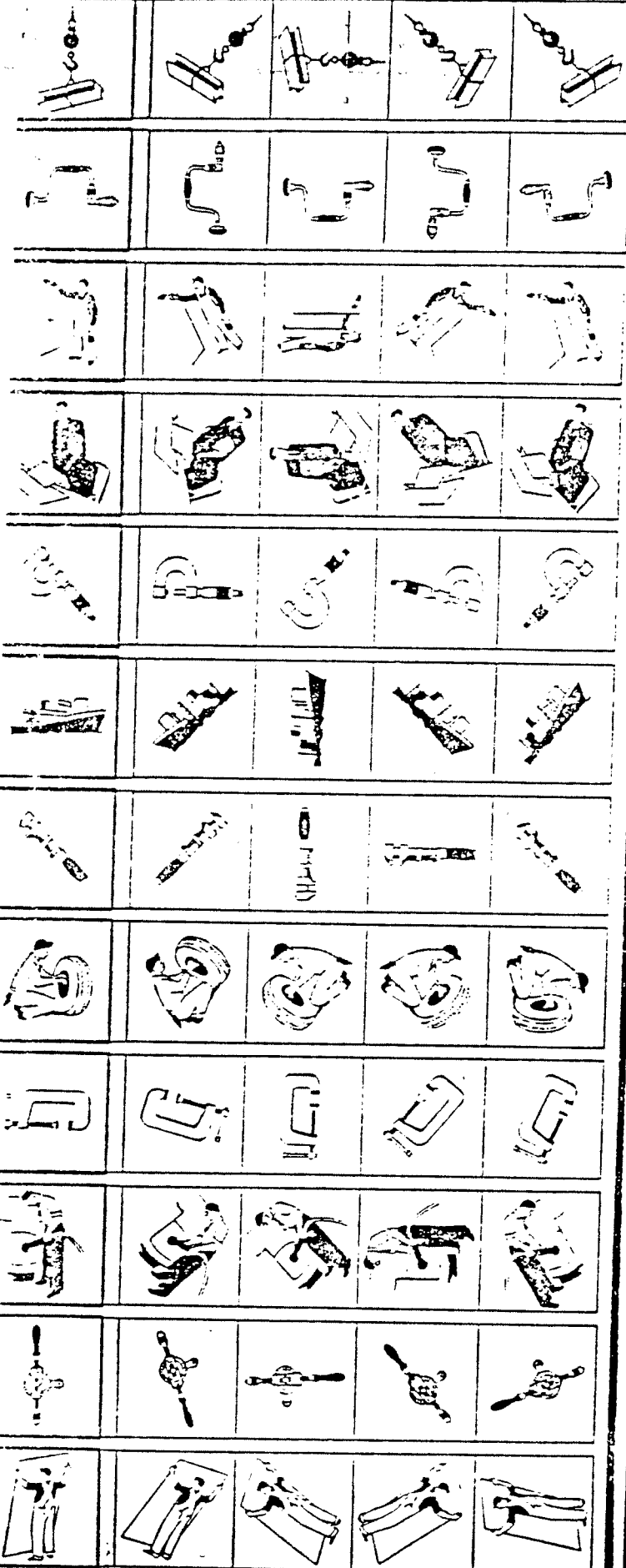
2

3

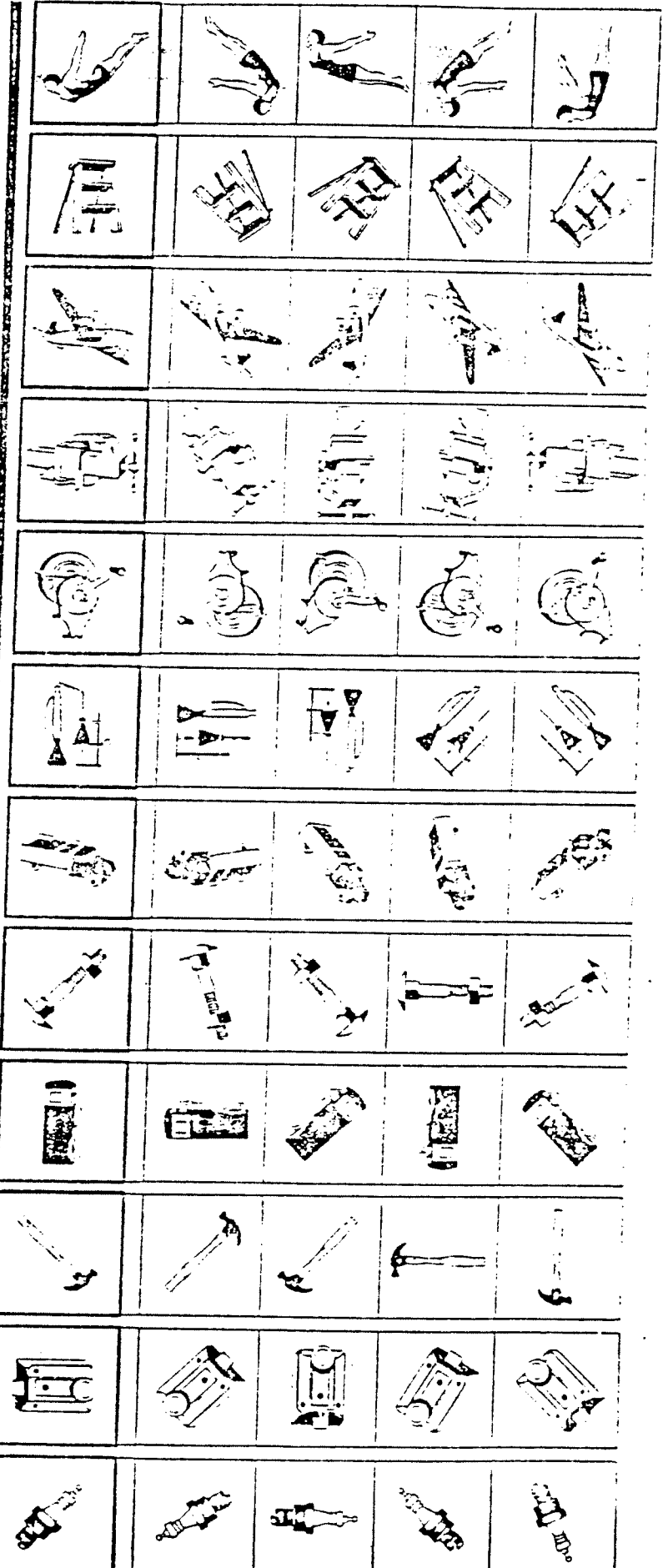
4



1 2 3 4



1 2 3 4 2





# DEXTERITY

EDITION A

Prepared by Joseph E. King, Ph.D.

**CONFIDENTIAL**

This is a test of your manual dexterity. You will do three tasks with your pencil (newly sharpened). Now work the samples below for practice.

<b>RANK</b>	<b>RAW SCORE</b>

DEXTERITY

AREA

DATE

GROUP

INITIAL

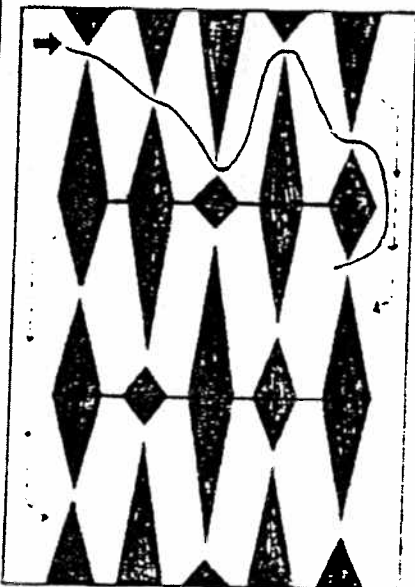
FIRST

LAST

PRINT

①

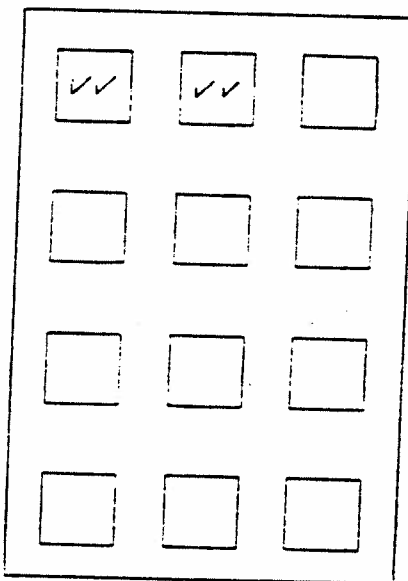
Trace a line through the maze:



Your line should *not* touch any of the points, and should be continuous.

②

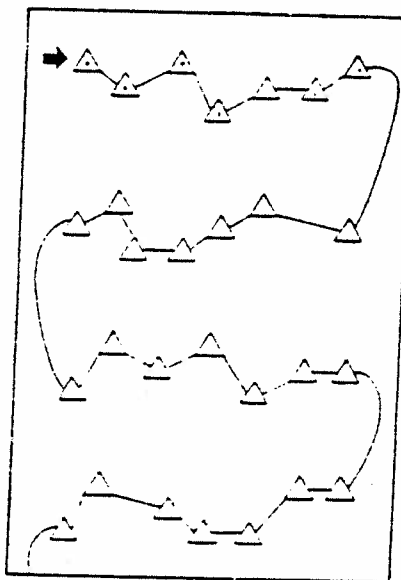
Make 2 checks in each square:



You should have only 2 checks in each square. Your checks *may* touch the sides of the squares.

③

Put 1 dot in each triangle:



Your dots should *not* touch the sides of the triangles.

\* \* \*

Be sure you understand what you are to do. When the signal is given, you will take the timed tests. Each of the three tests will be timed separately. Each test is very short (1 minute). You are to work **QUICKLY**, but be **ACCURATE**. *Speed is very important.*

Now **PRINT** your name, group and the date in the boxes on the left margin.

**STOP HERE—WAIT FOR SIGNAL**

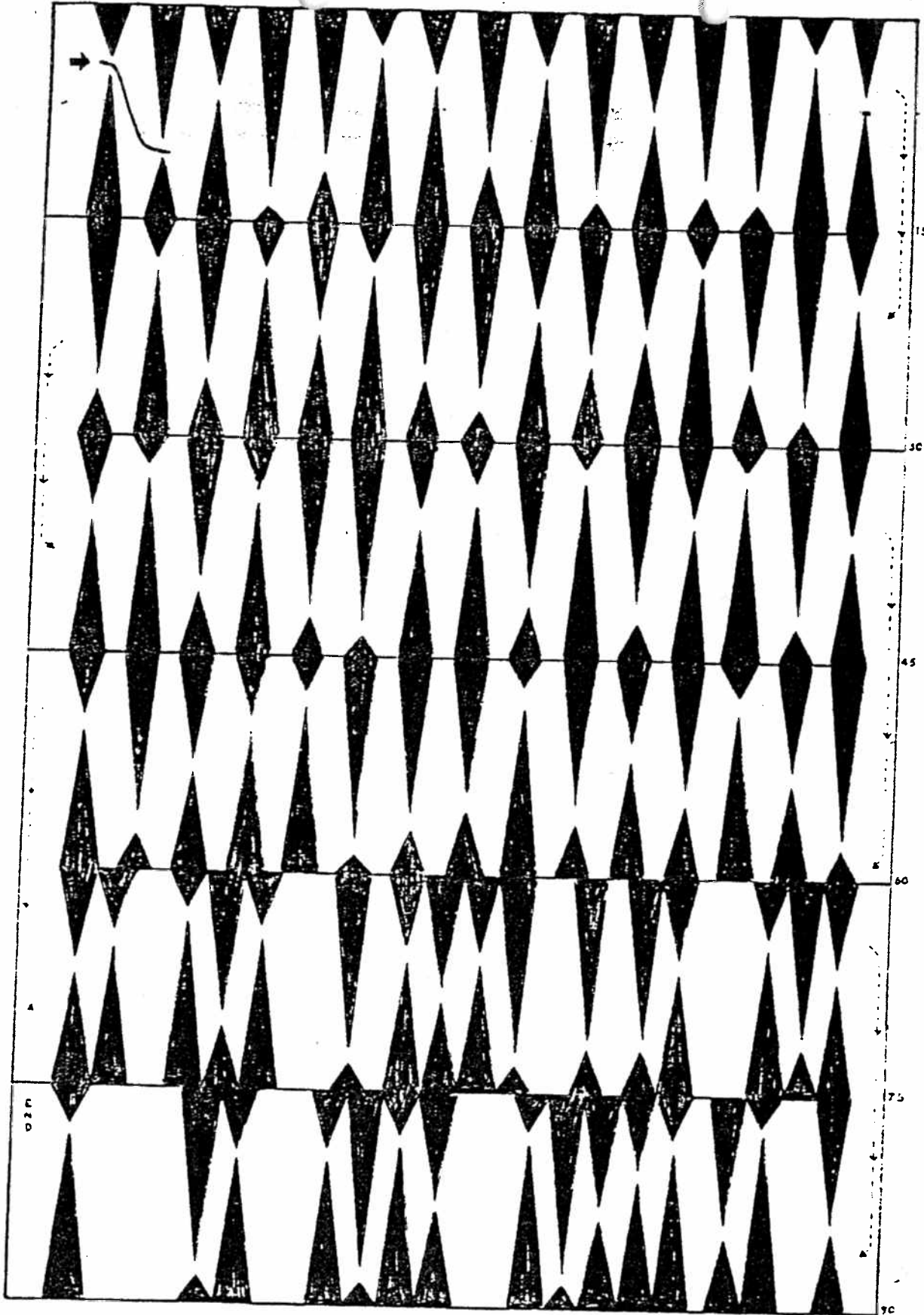
5

30627



1 Trace a line through the maze (Do NOT touch points):

11



Raw Score is number of openings passed (without touching points) - 15 openings to row.....

RAW SCORE

For Rank, see Conversion Table for Dexterity-Maze...

RANK

3060?

2 Make 2 checks in each square (Try to stay within squares, though not necessarily)

1

A 12x10 grid of squares. The first two squares in the top row contain checkmarks. The right side of the grid is numbered from 10 to 120 in increments of 10.

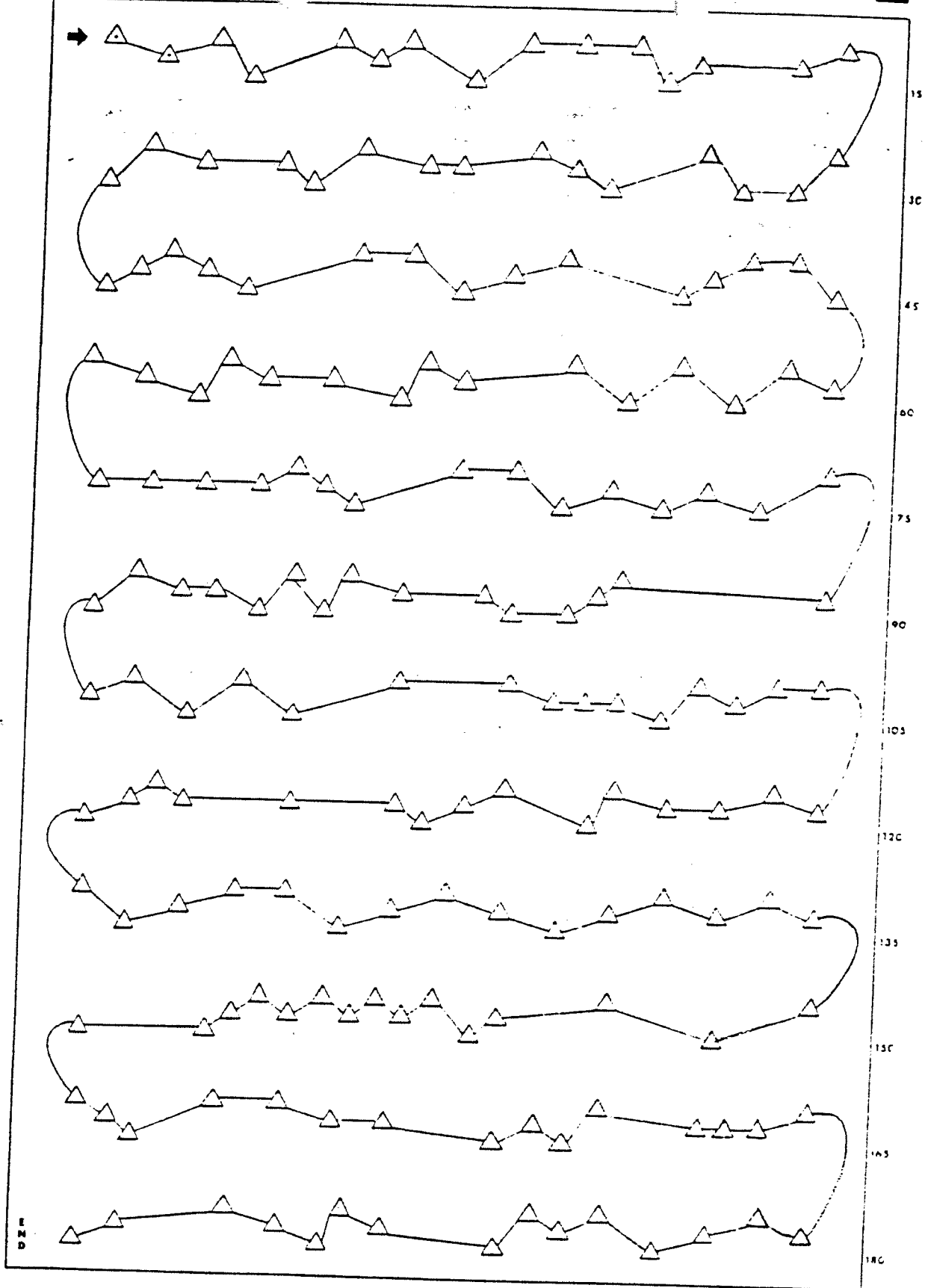
Raw Score is number of squares completed (checks may touch squares) - 10 squares to row.....

RAW SCORE

For Rank, see Conversion Table for Dexterity-Checks

RANK

Put 1 dot in each triangle (Do NOT touch sides of triangle):



Raw Score is number of triangles dotted (without touching sides) - 15 triangles to row..... **RAW SCORE**

or Rank, see Conversion Table for Dexterity-Dots... **RANK**

To obtain Dexterity Rank, add Rank- for Maze + Checks + Dots. Divide this sum by 3. Nearest whole number is DEXTERITY RANK. Enter this Rank on first page.

RANKS:  +  +  =  / 3 =  **DEXTERITY RANK**

30630

# **Admissions Testing**

## **At Career College and Trade School Training Programs**

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Test Score Guidelines, Norms  
and Student Demographics

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Charles F. Wonderlic  
Eliot R. Long  
Fred M. Rafilson

## Suggested Minimum Admissions Scores

Training Program	WONDERLIC DATA			U.S. DEPARTMENT OF LABOR DATA					
	Student App. Median Test Score	Job App. Median Test Score	Sugg. Min. Admissions Test Score	D.O.T. Selected Occupational Characteristics*				Estimated SLE Score	D.O.T. Occupational Code
				Math	Language	SVP	Physical		
Accounting	20	24	18	3	3	3	1	23	216.482-010
Auto Body Repair	14	21	17	3	4	7	3	23	807.381-010
Auto Mechanic	14	19	14	1	2	3	4	18	620.684-014
Bookkeeper	19	24	17	4	3	4	1	23	210.382-018
Broadcasting	18	NA	18	3	4	6	2	24	159.147-010
Business School	17	25	17	3	4	7	1	25	169.167-034
Child Care	14	19	14	2	3	3	3	21	359.677-010
Clerical	16	22	16	2	3	2	2	22	209.562-010
Computer-Aided Design	20	23	19	5	4	7	1	25	005.281-014
Computer Operator	14	24	17	2	3	6	2	22	213.362-010
Computer Programmer	17	29	24	5	5	7	1	27	020.187-010
Computer Technician	19	25	20	5	4	7	2	24	003.161-014
Cosmetology	17	NA	15	3	3	6	2	22	332.271-010
Court Reporting	21	25	20	2	3	6	1	23	202.362-010
Crim. Justice/Law Enforc.	18	21	15	2	3	6	3	21	375.263-014
Data Processing	14	24	16	2	3	4	1	23	203.582-022
Dental Assistant	16	21	16	3	4	6	2	24	079.371-010
Diesel Technician	19	19	15	1	2	3	4	18	620.684-014
Drafting	20	23	17	5	4	7	1	25	005.281-014
Electronics	18	26	17	5	4	7	2	24	003.161-014
Emerg. Medical Tech.	18	23	18	3	4	5	3	23	079.374-010
Fashion Merchandise	16	NA	19	4	5	7	2	26	185.157-010
Hotel/Restaurant	18	21	16	2	2	2	3	19	355.677-010
Interior Design	18	NA	18	3	4	7	2	24	142.051-014
Legal Secretary	19	24	20	2	4	6	1	25	201.362-010
Maintenance Specialist	12	18	14	3	3	7	4	20	638.281-014
Medical Assistant	21	21	18	4	4	6	2	24	079.367-010
Medical Career	13	23	15	4	5	5	2	26	078.381-014
Medical Office	18	24	17	3	3	4	2	22	245.362-010
Medical Secretary	16	26	18	3	4	7	1	25	201.362-014
Medical Technician	15	23	17	4	5	5	2	26	078.381-014
Medical Transcription	19	26	18	3	4	7	1	25	201.362-014
Nursing	16	23	18	4	5	7	3	25	075.374-010
Nursing Assistant	13	17	14	2	2	4	3	19	355.674-014
Paralegal	19	25	20	2	5	7	1	27	119.267-026
PC Operator/Micro.	18	24	18	2	3	6	2	22	213.362-010
Phys. Therapy Asst.	20	NA	15	3	4	6	3	23	076.224-010
Receptionist	17	21	16	2	3	5	1	23	237.367-038
Secretarial Skills	17	24	18	3	4	6	1	25	201.362-030
Security Officer	11	24	12	1	2	3	2	20	372.667-034
Systems Analyst	18	32	24	5	5	7	1	27	012.167-066
Technical School	16	23	17	4	4	7	3	23	638.261-010
Travel School	19	22	17	3	3	4	1	23	238.367-018
Truck Driver	16	18	15	2	2	4	3	19	905.663-014
Word Processing	16	21	16	2	3	4	1	23	203.362-010

\*see Appendix C NA = Not Available

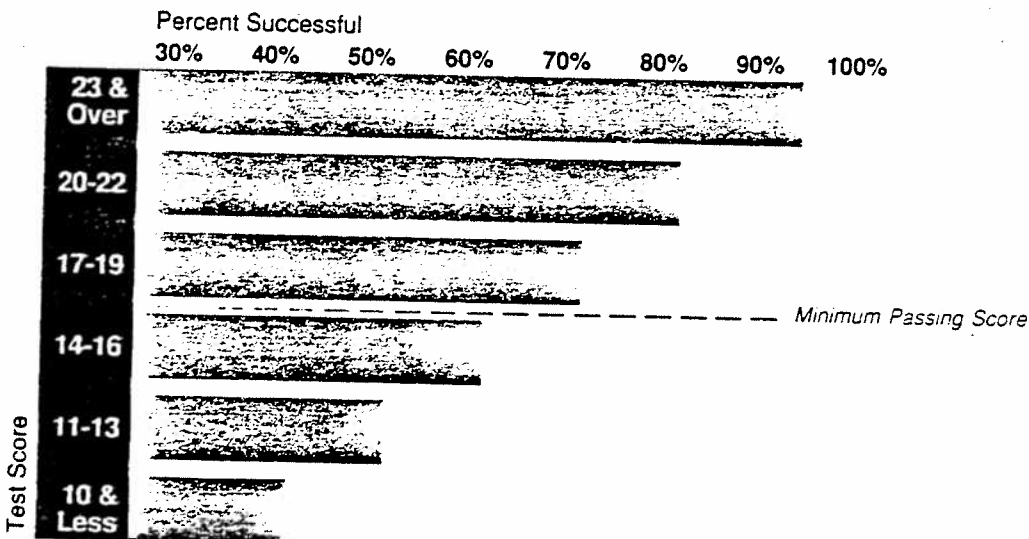
## Suggested Minimum Admissions Scores By Training Program Title

Table 2 presents a comparison, by training program title, of Student Applicant median test scores to those of Job Applicants for the same vocation. Suggested minimum admissions scores are provided for each program along with a description of the occupation in terms of the U.S. Department of Labor's "selected occupational characteristics" of math, language, specific vocational preparation, and physical demands (see Appendix C). Extensive analysis of the relationship between the selected occupational characteristics and Wonderlic Job Applicant median scores has provided a basis for estimating median SLE scores from the *Dictionary of Occupational Titles* information. These estimated scores are provided following the selected occupational characteristics. For the purposes of recommending minimum passing scores, each vocation is defined by the job description provided in the *Dictionary of Occupational Titles* (U.S. Department of Labor, Fourth Edition, 1977). The *Dictionary of Occupational Titles* Occupational Code for each vocation is provided in the last column.

The suggested minimum scores have been determined subjectively, weighting the cumulated validation evidence, the job description, the job applicant median score, and, finally, subtracting an allowance for training. For most training programs, the recommended minimum admissions score is 5 or 6 points below the job applicant median score. This represents our view of the reasonable ability differential that may be overcome by the school training program. This differential is supported by the analysis of student loan default data later in this report.

The remaining training programs are roughly split between those with lower and those with higher allowances. Lower allowances are most often found with training programs that are very job-specific and higher allowances with training programs that may lead to a wider variety of jobs. Higher allowances are also found where there is not a good fit of training program title to that listed in the *Dictionary of Occupational Titles*. Medical Technician, Security Officer, and Electronics are good examples. While a range of minimums would be most appropriate, the lowest score in such a range has been given here. Table 3 presents a range of job titles to allow each school to adjust to their specific training program.

## Illustrative Expectancy Chart



Interpreting Guide for the Wonderlic Personnel Test

Test Scores 0 to 50	Job Potential	Education Potential	Training Potential	
▲ 35 34 33 32 31 30 29 28 27 26 25 24 23 22 21 20 19 18 17 16 15 14 13 12 11 10 9 8 7 ▼	28 to 50	Upper level management; only upper 17% of population scores within this range.	College graduate mean IQ 120; WPT 29. Central tendency for graduate students is WPT 30.	Able to gather and synthesize information easily; can infer information and conclusions from on-the-job situations.
	26 to 30	Managerial potential and upper level clerical positions; 24% of the population scores within this range. Gathers information; analyzes and makes decisions from a limited number of choices.	May enter college; mean score for college freshman IQ 115; WPT 24.	Above average individuals; can be trained with typical college format; able to learn much on their own; e.g. independent study or reading assignments.
	20 to 26	General clerical and first line supervisors; able to train others for routine positions. Gathers information; may require help with making decisions; 29% of the population scores within this range.	Mean for High School grads is IQ 110; WPT 21; Central tendency for College Freshman WPT 24—have a better than average chance of completing High School. 50/50 chance of graduating from college.	Able to learn routines quickly; train with combination of written materials and actual on-the-job experience.
	16 to 22	Routine office worker; can run routinized equipment; 27% of the population scores in this range. Given enough time, can learn and perform jobs with lengthy routinized steps; perform simple operations with lists of names and numbers.	May enter High School; will probably select classes which are less academic track; Central tendency for High School Junior, WPT 16.	Successful in elementary settings and would benefit from programmed or mastery learning approaches; important to allow enough time and "hands on" (on-the-job) experience previous to work.
	10 to 17	Operate simple process equipment; 21% of the population score within this range. Given ample time, can learn limited number of steps for routinized jobs; if deviations occur on the job, will have difficulty establishing or using contingencies.	Slightly better than average chance of reaching the 9th grade or entering high school. Central tendency for High School Sophomore WPT 15. High School Freshman WPT 13, 8th grade WPT 11.	Need to be "explicitly taught" most of what they must learn; successful approach is to use apprenticeship program; may not benefit from "book learning" training.
	0 to 12	Use very simple tools and equipment, repair furniture, assist electrician, simple carpentry, domestic work; 13% of the population scores within this range.	Armed forces IQ cut off score between 75-80. Central tendency for 7th grade WPT 9.	Unlikely to benefit from formalized training setting; successful using simple tools under consistent supervision.

EXHIBIT 3



DECLARATION OF MARLENE BASS

I, Marlene Bass, declare the following:

1. In or about November 1986, I was looking through the want ads in the Daily News and came across an ad that stated "Receptionist Office Help Wanted." I called the number in the advertisement and made an appointment to go to 12011 Victory Boulevard. The name of the company was Career Advising Service. I filled out an application and met with a person who identified herself as the the owner, Ferna St. Gerald.

2. Ms. St. Gerald looked at my application and said that according to the application I was not qualified for the position that was advertised. She then went on to say that if I wanted to go on to school and better myself, she could help me. I was interested; I was new to California and did not have any skills. I told Ferna that I did have high school typing and was familiar with the keyboard. She said that school would only enhance my skill on the typewriter. She said I could apply for Medical Office Procedures/Word Processing, Medical Assisting or Dental Assisting. She told me to go next door to National Technical College ("NTC") to talk to Richard Bourne the admissions director.

3. I went to National Technical College and the receptionist gave me a short test. My test was given to Richard

1 Bourne. I saw him change some of my answers. I told him I have  
2 been out of school for some time and he said they expect people  
3 to be rusty, but he said it was ok. I always have had difficulty  
4 with math and yet he said I scored 96%. I believe that I got a  
5 lot more of my answers wrong than that but I did not question  
6 him. Richard said the program would cost \$4375 but the school  
7 would give me \$100 per month while I was going to school. I told  
8 him I did not have a car to get to school, he said there was no  
9 problem because that was what the money would cover. Richard  
10 told me the school would help me out in life. He said I would be  
11 given a placement to make \$7 to \$9 per hour to begin with at a  
12 medical facility. I would learn typing, computer, and medical  
13 terminology. He told me that I would have one month of on-the-  
14 job training which I would not be paid for but I would be able to  
15 experience working in the field. Richard said I would not have  
16 to pay for the tuition of \$4375. He also said the school  
17 provides bus passes. Richard gave me a guide to financial aid  
18 but I no longer have a copy of it. Neither he nor anyone else  
19 gave me a student handbook or a catalog or offered to let me  
20 visit any classes.

21  
22 4. Richard filled out the contract for medical word  
23 processing and told me that I had three days after I signed the  
24 contract to cancel it. Richard told me to write on the forms  
25 that I was separated even though I told him that I was married.  
26 My husband was in the Army and stationed in Korea and Richard  
27 said that is like being separated so there is no problem.

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1 Richard asked if I was a high school graduate and I told him I  
2 was not. He asked if I had a GED and I did not have that either.  
3 He said the school offered a GED course and I could take it and  
4 have private tutors to help me with any work that I might be  
5 having trouble in.

6  
7 5. I signed the contract and was taken to the financial  
8 aid office to sign up for a government grant and a loan. The  
9 paperwork was filled out by a woman in the office; I do not  
10 remember her name. She wrote it up as if I was a single woman  
11 living with my mother. I also had one dependent. After the  
12 paperwork was completed Richard took me on a tour of the school.  
13 He showed me the dental laboratory; he showed me where the dental  
14 assistants class met; and he showed me where the orientation would  
15 be and the typing room. I did not see any library then or ever.

16  
17 6. My starting date was November 24, 1986. Shortly after  
18 I began school Richard began asking me out to lunch and calling  
19 me at home. I told him I was not interested in a personal  
20 relationship but he continued to ask me out and finally before  
21 Christmas when he called me at home again I told him to leave me  
22 alone.

23  
24 7. My main complaints about the school include the rapid  
25 turnover of teachers (we had about 7 different teachers in the  
26 time I was there), not being paid the money Richard Bourne  
27 promised me, harassment by Richard, the owner's total rudeness to

1 the students (Mr. Bidny was always yelling at someone and one  
2 time I heard him say that if the students don't behave he was not  
3 going to do anything for them; he said he really didn't care  
4 about the students.), lack of real textbooks--only copies were  
5 provided, and no response from the administrators nor the owners  
6 about the student complaints.

7

8 8. There was a student strike at the school in March 1987.  
9 As a result of the strike the administration provided a list of  
10 textbooks that were to be supplied to the Medical Office  
11 Procedures/Word Processing students. A true and correct copy of  
12 the list is attached as Exhibit 1 and incorporated by this  
13 reference. Shortly after the list came out all of the students  
14 got checks. According to Ed, the office person who worked in the  
15 12011 building next to National Technical College, in the office  
16 next to Ferna's, the money was to make up for some books that  
17 were never provided. I think I got about \$80 but I do not  
18 remember the exact amount. The only text books I had were the  
19 accounting text and the workbook, the medical terminology  
20 dictionary and the medical terminology textbook. All of the rest  
21 of my books were xerox copies. Also after the strike there was a  
22 student council formed. A true and correct copy of the  
23 "Newsletter" announcing the student council is attached as  
24 Exhibit 2 and incorporated by this reference.

25

26 9. I left the school for about three months and started  
27 going again and no one said anything to me about it. I finally

1 did finish after my externship. For my externship, at first I  
2 was placed at Signa, a medical office, to gain experience in  
3 office procedures. They let me go because I did not have  
4 enough experience to be successful working at Signa. Next, the  
5 school placed me at the Los Angeles Reader, a newspaper that had  
6 nothing to do with the medical field. I was told to answer  
7 phones and work the switchboard. I was never trained to answer  
8 phones at National Technical College and I did not know what I  
9 was doing. They wanted to fire me. I begged and pleaded with  
10 them to keep me because I knew that I would never get my diploma  
11 if I did not put in 160 hours. The people at the Reader signed  
12 off for me even if I did not work an entire day. I just did  
13 filing there and did not use any of the skills I did learn in the  
14 medical field. There was no word processing at all.

15  
16 10. I received my diploma dated September 25, 1987 when I  
17 went to the school to pick it up. A true and correct copy is  
18 attached as Exhibit 3 and incorporated by this reference. I was  
19 given a Notice of Graduation form which stated that I had  
20 attended school for 41 weeks and that no refund was due to me nor  
21 any balance due to the college. A true and correct copy is  
22 attached as Exhibit 4 and incorporated by this reference.

23  
24 11. While I attended school I really needed to work and I  
25 asked Richard to help me find a job. I was in Richard's office  
26 when he called Ferna St. Gerald on my behalf to try to get me a  
27 job. Ferna hired me at the Career Advising Service. I would

1 work from 3pm to 6pm taking incoming phone calls from people who  
2 were answering job advertisements. Usually there were 20 or more  
3 people per day coming in to be referred to a job but were instead  
4 referred to National Technical College. I worked for Ferna for  
5 about three months before I quit. I was very tired of telling  
6 people to come in for a job knowing that Ferna never had any jobs  
7 to refer people to. Ferna only referred applicants to National  
8 Technical College. NTC paid her a commission for each student  
9 who signed up for a course. I do not know how much she was paid.  
10 Ferna paid me \$4.50 per hour

11  
12 12. There was a phone room set up in another part of  
13 Ferna's office. Five people were working on the phone calling  
14 people making a pitch for the school. I heard them talking about  
15 the classes and the benefits. I believe that Richard had some  
16 connection to the phone room. He brought over the names of  
17 people for the callers to contact.

18  
19 13. I have never paid any money toward my GSL because I  
20 feel that I did not receive an adequate education as a medical  
21 word processor. I do not feel that I am competent to go out and  
22 work successfully in this field. I feel that National Technical  
23 College did not fulfill its promises to me.

24 /  
25 /  
26 /  
27 /

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27

I declare under penalty of perjury under the laws of the State of California that the facts set forth in this declaration are true and correct, that they are of my own personal knowledge and, if called and sworn as a witness, I could and would competently testify to the above facts.

Executed on this \_\_\_\_\_ day of \_\_\_\_\_, 1989  
at \_\_\_\_\_

Marlene Bass  
Marlene Bass

000007

EXHIBIT 4



DECLARATION OF CHARLES BENDAW

I, Charles Bendaw, declare the following:

1. On or about February 22, 1988 I saw an advertisement in the newspaper regarding computer repair trainee. The ad had a phone number to call. No name was listed. I called the number and was told to come down and talk to the people at National Technical College and they would show me around the school. I had worked as an electronics technician for over 20 years and had just been laid off from my job as a test engineer at Litton. I thought if I learned computer repair I could augment my skills and start my own business repairing personal computers. I went to the address given and it was the office of a recruiting agency. The recruiter took me downstairs to National Technical College to find out more about their program.

2. I met with the admissions representative and he told me a little about the program. I asked to meet with the teacher in order to make a determination if this was the program for me. I met with Joyce Hobbs the instructor of the computer repair class and after talking to her about how the program was set up so that I could work at my own pace, I decided to sign up. A true and correct copy of my enrollment agreement is attached as Exhibit 1 and incorporated by this reference. I had to take an entrance exam with lots of difficult math. The exam was given in a separate testing area next to the the computer repair classroom. Ms. Hobbs was in attendance during the test. There

00001

1 were two other people who took the exam at the same time but they  
2 did not return to the school. I passed the exam. Joyce Hobbs  
3 the instructor told me she prepared the exam and she told me that  
4 she would not admit anyone to her class if they were not able to  
5 at least pass her exam. The admissions representative told me  
6 the course cost \$6500 and was scheduled to take 11 months. I  
7 felt confident that I would be able to move along at a faster  
8 pace because of my electronics background. I signed up for two  
9 student loans, one for \$4000 and the other for \$2625. True and  
10 correct copies of the loan disclosure statements are attached as  
11 Exhibits 2 and 3, respectively and incorporated by this  
12 reference.

13

14 3. I began the program on February 29, 1988. While  
15 Joyce Hobbs was the instructor, the program was excellent. She  
16 had a good background in computers and electronics and she  
17 provided excellent instruction and assistance. New people were  
18 always starting the program. Everyone worked at their own pace  
19 and Joyce always tested me and all the students at the end of one  
20 module before we would get the book for the next module. The  
21 books were always there when I finished one module and was ready  
22 to go on to the next module. Joyce left NTC in June, 1988.

23

24 4. A new instructor was hired, his name was Amir, he  
25 was short, had dark hair, was of medium build and about 25-30  
26 years old. He spoke with an accent. Amir made changes in the  
27 course. He took out a lot of the math and he eliminated a lot of

00002

1 the basic electronics. The course was shortened to 6 or 9  
2 months. Most of Amir's time was spent with the new students in  
3 the new course. I feel that Amir did not have as much experience  
4 as Joyce did. He did not have control of the classroom and the  
5 type of student changed because the school no longer gave Joyce's  
6 difficult admittance exam. The students would be talking and  
7 disrupting the class, they would arrive late and nothing was  
8 said. Many of the students in my class did not know simple  
9 mathematics and I was helping them as best as I could considering  
10 I was there to learn. Whenever I finished another module I had  
11 to wait usually a couple of days until Amir ordered the new book.  
12 They were never there and ready for me to go to the next step.

13  
14 5. While Joyce was the teacher, the admission test was  
15 given right next door to her classroom. I now saw people in my  
16 class that Joyce said had failed the test when Joyce gave it to  
17 them, who were now students of the school. I saw people who had  
18 dropped out because the program was so hard, return to the school  
19 and were in the class. Also the hours of the program changed  
20 from 8:30 - 1:00 to 8:00 - 3:00. I was not getting support from  
21 Amir, he told me if I needed help with my program, because I was  
22 still doing the program I began under Joyce, that I would have to  
23 come in earlier or stay later.

24  
25 6. I complained to Larry Braxton the administrator of  
26 the school. He never made any commitment, he just told me,  
27 "We'll take care of it." Soon there was an assistant brought in

00003

1 to help Amir. The assistant was to teach the second half of the  
2 course. He was a white male, 5'10", heavy set, with blond-  
3 silver hair about 35 years old. I took a leave of absence for  
4 about two months so that the new students could catch up to where  
5 I was at that time.

6  
7 7. I saw ads for Computer Repair Trainee up to \$30,000  
8 that were in the newspaper. The telephone number in the ads was  
9 the same number I had called originally. It was for the office  
10 upstairs and belonged to the recruiting agency. I spoke with the  
11 recruiters and they told me they were not part of the school as I  
12 thought when I first answered the ad.

13  
14 8. I was promised by the admissions person that there  
15 would be part time work available while attending school. The  
16 job offered to me and other students who asked about part time  
17 work was to go to the Home Club to work as a warehouse stock  
18 person for \$5.00 per hour. The students complained to each other  
19 about the type of work being offered. There was a black woman  
20 hired to do job placement and I asked her to place me in a  
21 computer repair job while I was in school. She said that she  
22 could not since I had not graduated. I told her I was very  
23 experienced in electronics and that I was one of the first that  
24 would be graduating from the school in this program and that she  
25 should at least give me a chance to see if I could handle the  
26 job. She would not refer me because I was not a graduate. She  
27 would only refer me to a job working in a warehouse.

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9. I came back from my leave of absence and I decided that I could not continue in the program because I would not be learning what I signed up to learn. I decided to terminate. A true and correct copy of my notice of termination is attached as Exhibit 4 and incorporated by this reference. According to that document which is dated September 7, 1988, the day I returned from my leave of absence, my last day of class was June 29, 1988 and there was a refund to be mailed to the lender of \$1697.35. I do not know if the refund was ever processed. Also according to this document I owe \$1313 on one loan and \$2307 on the other. I certainly did not benefit from my experience at NTC, I am no closer now to being able to repair computers then when I started with the program.

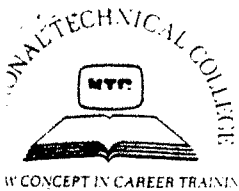
I declare under penalty of perjury under the laws of the State of California that the facts set forth in this declaration are true and correct, that they are of my own personal knowledge and, if called and sworn as a witness, I could and would competently testify to the above facts.

Executed on this 16 day of September, 1989  
at Los Angeles, California.

Charles Bendaw  
CHARLES BENDAW

Exhibit 1

00096



**NATIONAL TECHNICAL COLLEGE**

600 So. Spring Street, 6th Floor  
Los Angeles, CA 90014  
(213) 624-8937

12001 Victory Boulevard  
North Hollywood, CA 91606  
(818) 762-0958

ID NUMBER \_\_\_\_\_

**STUDENT ENROLLMENT AGREEMENT/RETAIL INSTALLMENT CONTRACT**

Contract along with and including all attached pages are to be regarded as one agreement and all the information, clauses and covenants in this contract incorporated in the attached pages as though set out in total.

Designated College hereby sells and the undersigned Student hereby purchases, subject to the terms and conditions herein set out, the following course serials:

COMPUTER REPAIR  
NAME OF COURSE AS DESCRIBED IN COLLEGE CATALOG

Name CHARLES BENDAW SS # 568-72-7199 Date 2 12 89  
 State CA Session: Morning  Afternoon \_\_\_\_\_ Evening \_\_\_\_\_  
 Number of Weeks: 40 Total Number of Hours: 1200 Quarter Units \_\_\_\_\_

**PAYMENT SCHEDULE FOR THE UNPAID BALANCE OF YOUR PROGRAM WILL BE:**

Number of Payments: \_\_\_\_\_ Amount of Each Payment \$ \_\_\_\_\_ Payments Are Due Monthly  
 Beginning \_\_\_\_\_ 19 \_\_\_\_\_ and on the same day of each month thereafter until paid in full.

Balance owed to the College after graduation or termination will be subject to a 1 1/2% interest charge, per month, beginning six (6) months after graduation termination.

**POLICIES OF THE COLLEGE ARE:**

Tuition and fees are due and payable on first day of attendance unless other arrangements are made at the time of registration.

In the event the Student defaults in the completion of his/her obligation, including the making of any payment provided for herein when due and payable, the College may declare the whole amount unpaid (according to the refund policy) immediately due and payable.

The Student agrees to apply his/her self diligently to all lessons and tasks assigned, and to obey the Student Rules and Regulations.

The College reserves the right to terminate this Contract and Enrollment Agreement at any time, for violation of any of its rules, or if the Student fails to maintain academic or satisfactory progress, or if the Student's continued attendance would not be to the best interest of the College, all as may be determined by the College in its sole discretion.

The Student releases National Technical College of any and all responsibility with respect to loss or damage to any of the Student's personal property and/or personal injury.

There shall be no modification or representation except as herein expressed in writing which shall be recognized.

At the Student's signature below acknowledges that the Student has read both sides of this Contract/Agreement, understands it, and agrees to all of it.

The College maintains placement assistance for all students upon graduation at no additional charge. The Student is advised, however, that the law prohibits any school, college, etc., from guaranteeing placement as an incentive to enroll.

Any Student who is of minor age will require a guarantor who will be liable to the College for the fees, tuition, charges, and etc., agreed to on the reverse side of this Agreement if the Student should default in any payments owed the college.

**ITEMIZATION OF THE AMOUNT FINANCED**

1. Cash Price
  - A. Tuition ..... \$ 6,500
  - B. Registration Fee ..... \$ \_\_\_\_\_
  - C. Books/Supplies ..... \$ \_\_\_\_\_
  - D. Incidental Fees ..... \$ \_\_\_\_\_
2. Total Cash Price ..... \$ \_\_\_\_\_
  - A. Registration Fee ..... \$ \_\_\_\_\_
  - B. Projected Fin. Aid ..... \$ \_\_\_\_\_
    - 1. PELL ..... \$ \_\_\_\_\_
    - 2. GSL ..... \$ \_\_\_\_\_
    - 3. Other ..... \$ \_\_\_\_\_
- C. Other ..... \$ 2,000
3. Total Deductions ..... \$ 6,500
4. Unpaid Balance of Cash Price ..... \$ \_\_\_\_\_  
(2 less 3)
5. Amount Financed ..... \$ 12,500

The entire amount financed will be applied to your account.

**NOTE TO THE STUDENT:** (1) Do not sign this agreement before you read it or if it contains any blank spaces to be filled in. (2) You are entitled to a complete filled-in copy of this agreement. (3) If you desire to pay off in advance the full amount due, the amount of the refund you are entitled to, if any, will be furnished upon request. (4) This agreement is not binding until accepted by the College.

By guaranteeing payment of all obligations of the Student hereunder to the College.

By signing below, the Student acknowledges receipt of a complete and true copy of this Retail Installment Contract/Enrollment Agreement and agrees to all the terms and conditions including those set forth on the reverse side.

\_\_\_\_\_  
DATE

\_\_\_\_\_  
DATE

Guarantor Sign Here \_\_\_\_\_

Student Sign Here \_\_\_\_\_

Name \_\_\_\_\_

Print Name \_\_\_\_\_

Address \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

City \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

Telephone: Day \_\_\_\_\_ Eve. \_\_\_\_\_

Telephone: Day \_\_\_\_\_ Eve. \_\_\_\_\_

# \_\_\_\_\_

S.S. # \_\_\_\_\_

College Representative: Bill Edwin

Name: Bill Edwin

Title: Director Date: 2/12/89

NOTICE: See Reverse Side for Additional Terms of Contract

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**REFUND POLICY**

The following Refund Policy has been approved by the Accrediting Bureau of Health Education Schools - Elkhart, Indiana and is thereby recognized by the United States Department of Education - Washington, D.C. (Region IX - San Francisco, CA).

The College has and maintains a policy for the refund of tuition, fees, and any other charges in the event the Student fails to enter the course, or withdraws or discontinued any time prior to completion.

Student may cancel the Enrollment Agreement prior to class starting by notifying the College in person or writing. If cancellation is affected within three (3) business days after signing the Agreement, all monies paid will be refunded. If the Student cancels the Enrollment Agreement after the three (3) business days, but prior to the start of classes, the Student will be entitled to a refund of all monies paid to the College less Registration Fee. For a student terminating within the first week of starting class, the tuition charges made by the school to the student shall not exceed 10% of the contract price of the program plus registration fee but in no event more than \$35000. The full price of books and supplies issued to the student will be added to this amount.

If the Student is rejected for training by the College, the Student will receive 100% refund of all monies paid.

For students who enroll in and begin classes, the following schedule of refunds is applied.

**WITHDRAWAL AFTER COMPLETION OF ONE WEEK OF CLASSES**

**THE STUDENT'S OBLIGATION**

A. Before completion of 25% of the program	25% Tuition
B. After completion of 25% but before completion of 50% of program	50% Tuition
C. After completion of 50% of program	100% Tuition
D. In the case of a Student's prolonged illness or accident, death in the family, or other circumstances that make it impractical to complete the program, the College shall make a settlement which is reasonable and fair to both	

The foregoing calculation and determination of a refund liability by the College, or additional monies owed to tuition by the Student does not include non-refundable charges assessed the Student. These charges include the Registration Fee, Incidental Fee, and the full price of the books and supplies issued to the Student.

Termination shall occur upon the Student's last day of physical attendance in the College.

Refund calculations will be applied to withdrawn students and all refund liabilities of the College will be refunded to the proper source within thirty (30) days from the date the Student is withdrawn from the College.

**NOTICE: THE STUDENT IS RESPONSIBLE FOR ALL NON-REFUNDABLE FEES AND CHARGES, IF HE/SHE WITHDRAWS BEFORE FULL PAYMENT OF THESE ITEMS IS RECEIVED BY THE COLLEGE.**



Exhibit 2

**CALIFORNIA STUDENT AID COMMISSION "Guarantor"**  
**California Educational Loan Program**

029559

**DISCLOSURE STATEMENT**

**NOTICE OF LOAN GUARANTEE**

This loan (exclusive of any modifications therein made by the Borrower or Lender unless specifically approved in writing by the Guarantor) shall be deemed to be guaranteed by the Guarantor under the terms of agreement to guarantee loans as amended from time to time when the guarantee is issued.

**I. LENDER:** 82442100  
 BANK OF AMERICA  
 STUDENT LOAN SERVICE CENTER 1242  
 P.O. BOX 7047  
 PASADENA, CA 91109  
 (818) 578-7717

Date of Guarantee 04-21-88

**II. SCHOOL:** 02282400  
 NATIONAL TECH COL 022824 CPU  
 From 02-29-88 to 12-02-88  
 Grade 1  
 Anticipated Comp. Date 12-30-88  
 Adjusted Gross Income \$ 0.00  
 Cost of Education \$ 16,674.00  
 Financial Aid \$ 2,525.00  
 Expect. Family Contrib. \$ 0.00  
 Net \$ 14,049.00

S.S.N. 568-72-7199-7 CLAS  
**III. BORROWER INFORMATION** 04-22-88

BENDAW, CHARLES E  
 7043 MATILIJA AVE  
 VAN NUYS, CA 91405

**IV. ITEMIZATION OF THE AMOUNT FINANCED**

Loan Amount \$ 4,000.00  
 Less prepaid financial charges of:  
 Insurance Premium @ 0.00% \$ 0.00  
 Origination Fee XXXXXXXX \$ XXXXXXXX%  
 Total Loan Check(s) \$ 4,000.00  
 Interest Rate per annum 10.27%  
 XXXXXXXX CGSL Tot. 0.00 CLAS Tot. 4,000.00

Disbursement Schedule	Estimated Date of Disbursement	Loan Amounts of Disbursement	PREPAID FINANCE CHARGE		Amount of Loan Check
			Insurance Fee	Origination Fee	
ENTIRE	04-25-88	4,000.00	0.00	0.00	4,000.00

**V. BORROWER INFORMATION**

The disclosure statement identifies for you the particular terms of your loan. If you have any questions about your loan check, the information on this statement or if you want to cancel your loan, contact your lender before you sign (negotiate) your loan check. Laws and regulations governing the program or lender's policies may have changed since you completed your application/promissory note. Any changes appear on the disclosure statement and become part of the terms and conditions as outlined on the application/promissory note. If applicable, the disclosure statement includes 1) the loan amount (the amount you must repay with interest); 2) the amount of your loan check; 3) the estimated date(s) your loan check(s) should be disbursed by your lender; 4) the interest rate; 5) the amounts of the origination fee and insurance premium; 6) the date we expect you to complete studies at your present school; 7) the length of your grace period, if any, and other details of your loan.

REFER TO REVERSE SIDE FOR CHANGES GOVERNING THE LOAN PROGRAM.

**VI. POLICIES OF THE LENDING INSTITUTION APPLICABLE TO THIS LOAN ARE:**

\*\*\*\* IMPORTANT - READ THIS \*\*\*\*  
 GSL TOT AND CLAS TOT AMOUNTS ABOVE INCLUDE LOANS GUARANTEED THROUGH THE CALIFORNIA STUDENT AID COMMISSION. FIGURES DO NOT INCLUDE OTHER GSL, FISL, SLS, OR PLUS LOANS YOU MAY OWE THROUGH ANOTHER GUARANTOR, NOR AMOUNTS YOU MAY OWE THROUGH THE NATIONAL DIRECT STUDENT LOAN (NDSL/PERKINS), HEALTH EDUCATION ASSISTANCE LOAN (HEAL) OR HEALTH PROFESSIONS STUDENT LOAN (HPSL) PROGRAMS.  
 ESTIMATE YOUR FUTURE CGSL AND/OR CLAS REPAYMENT AMOUNTS BY ADDING AMOUNTS YOU CURRENTLY OWE TO THE AMOUNT YOU ANTICIPATE BORROWING IN THE FUTURE.  
 REFER TO THE SAMPLE REPAYMENT INFORMATION CONTAINED ON PAGE 4 OF THE CGSL APPLICATION/PROMISSORY NOTE BOOKLET TO PROJECT YOUR MONTHLY PAYMENTS.

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**CALIFORNIA STUDENT AID COMMISSION "Guarantor"**  
**California Educational Loan Program**  
**DISCLOSURE STATEMENT**

030113

**NOTICE OF LOAN GUARANTEE**

This loan (exclusive of any modifications therein made by the Borrower or Lender unless specifically approved in writing by the Guarantor) shall be deemed to be guaranteed by the Guarantor under the terms of agreement to guarantee loans as amended from time to time when the guarantee is issued.

**I. LENDER:** 82442100  
 BANK OF AMERICA  
 STUDENT LOAN SERVICE CENTER 1242  
 P.O. BOX 7047  
 PASADENA, CA 91109  
 (818) 578-7717

Date of Guarantee 04-22-88

**II. SCHOOL:** 02282400  
 NATIONAL TECH COL 022824 CPU  
 From 02-29-88 to 12-02-88  
 Grade 1

S.S.N. 568-72-7199-7 CGSL  
 04-25-88

Anticipated Comp. Date 12-30-88  
 Adjusted Gross Income \$ 42,000.00  
 Cost of Education \$ 16,674.00  
 Financial Aid \$ 0.00  
 Expect. Family Contrib. \$ 3,789.00  
 Net \$ 12,885.00

**III. BORROWER INFORMATION**  
 BENDAW, CHARLES E  
 7043 MATILIJIA AVE  
 VAN NUYS, CA 91405

**IV. ITEMIZATION OF THE AMOUNT FINANCED**

Loan Amount	Less prepaid financial charges of:	Disbursement Schedule	Estimated Date of Disbursement	Loan Amounts of Disbursement	PREPAID FINANCE CHARGE		Amount of Loan Check
					Insurance Fee	Origination Fee	
\$ 2,625.00		1	04-25-88	1,313.00	0.00	65.65	1,247.35
	Insurance Premium @ 0.00%	2	07-04-88	1,312.00	0.00	65.60	1,246.40
	Origination Fee @ 5.00%						
	\$ 131.25						
Total Loan Check(s)	\$ 2,493.75						

Interest Rate per annum 8.00% Grace Period 6 months CGSL Tot. 2,625.00 CLAS Tot. 4,000.00

**V. BORROWER INFORMATION**  
 The disclosure statement identifies for you the particular terms of your loan. If you have any questions about your loan check, the information on this statement or if you want to cancel your loan, contact your lender before you sign (negotiate) your loan check. Laws and regulations governing the program or lender's policies may have changed since you completed your application/promissory note. Any changes appear on the disclosure statement and become part of the terms and conditions as outlined on the application/promissory note. If applicable, the disclosure statement includes 1) the loan amount (the amount you must repay with interest); 2) the amount of your loan check; 3) the estimated date(s) your loan check(s) should be disbursed by your lender; 4) the interest rate; 5) the amounts of the origination fee and insurance premium; 6) the date we expect you to complete studies at your present school; 7) the length of your grace period, if any, and other details of your loan.

REFER TO REVERSE SIDE FOR CHANGES GOVERNING THE LOAN PROGRAM.

**VI. POLICIES OF THE LENDING INSTITUTION APPLICABLE TO THIS LOAN ARE:**

POLICIES ALL BORROWERS  
 NO ADVERSE CREDIT AS DETERMINED BY BANK OF AMERICA.

**\*\*\*\* IMPORTANT - READ THIS \*\*\*\***  
 GSL TOT AND CLAS TOT AMOUNTS ABOVE INCLUDE LOANS GUARANTEED THROUGH THE CALIFORNIA STUDENT AID COMMISSION. FIGURES DO NOT INCLUDE OTHER GSL, FISL, SLS, OR PLUS LOANS YOU MAY OWE THROUGH ANOTHER GUARANTOR, NOR AMOUNTS YOU MAY OWE THROUGH THE NATIONAL DIRECT STUDENT LOAN (NDSL/PERKINS), HEALTH EDUCATION ASSISTANCE LOAN (HEAL) OR HEALTH PROFESSIONS STUDENT LOAN (HPSL) PROGRAMS.  
 ESTIMATE YOUR FUTURE CGSL AND/OR CLAS REPAYMENT AMOUNTS BY ADDING AMOUNTS YOU CURRENTLY OWE TO THE AMOUNT YOU ANTICIPATE BORROWING IN THE FUTURE.  
 REFER TO THE SAMPLE REPAYMENT INFORMATION CONTAINED ON PAGE 4 OF THE CGSL APPLICATION/PROMISSORY NOTE BOOKLET TO PROJECT YOUR MONTHLY PAYMENTS.

Exhibit 4

# NATIONAL TECHNICAL COLLEGE

## NOTICE OF TERMINATION / WITHDRAWAL / GRADUATION

Dear Charles  L.A.  N.H.  CHGO  DETROIT

DAY  NIGHT  AFTERNOON

Date 7/1/88

Listed below is personal information from our data file, and a full disclosure of your tuition, fees, payments and charges. Please let us know if any of your personal information needs to be updated, or if you have any questions regarding your account.

Last Bardar First Charles Program EA  
 Address 4601 International City Carroll Park State LA Zip 70004  
 SS# 17-17199 1st Day L.O.A. 1/1 End L.O.A. 1/1  
 Start Date 1-9-87 Last Day in Class 6/29/88 W/D Date 1/1  
18 (Actual Weeks Attended) = 38 % Completed = 50 % Earned by the College  
18 (Actual Weeks Contracted)

**CHARGES:**

Tuition Earned Per Refund Policy  
50 % Earned (x) \$ 5700 Total Tuition  
 = \$ 2750. Tuition Earned

Tuition Earned \$ 2750.  
 Registration Fee \$ 100  
 Other Fees \$           
 Books & Supplies Issued \$ 500  
 Total Due: \$ 3550.

**RECEIPTS:**

Cash	\$	_____
Pell	\$	_____
SEOG	\$	_____
NDSL	\$	_____
CLAS/PLUS	\$	_____
GSL	\$	<u>1247.35</u>
SLS	\$	<u>1000.</u>
Stipends	\$	< _____ >
RTD	\$	< _____ >
Other	\$	< _____ >

Total Received: \$ 2247.35

Balance Due to the College \$         

Refund Due \$ 1297.35

Your GSL LOAN LIABILITY IS \$ 1313.04  
 Your SLS LOAN LIABILITY IS \$ 2307.65

Please remember ... all NDSL, GSL and CLAS/PLUS funds are loans and are repayable as explained in your Promissory Notes. Do not hesitate to call if you have any questions.

L.A. 213-624-8937 N.H. 818-762-0958  
 CHICAGO 312-472-1202 DETROIT 313-399-7931

**Refund Hierarchy**

Date	Check #	Program	Amount
___/___/___	# _____	1. To SEOG	\$ _____
___/___/___	# _____	2. To NDSL	\$ _____
___/___/___	# _____	3. To PLUS/CLAS	\$ <u>1247.35</u>
___/___/___	# _____	4. To GSL	\$ _____
___/___/___	# _____	5. To Pell	\$ _____
___/___/___	# _____	6. To the Student	\$ _____

Total Refund \$ 1247.35

Sincerely yours,

Financial Aid Officer  
 DD/mr/ito

cc: Lender \_\_\_\_\_  
 cc: Lender \_\_\_\_\_  
 cc: Lender \_\_\_\_\_  
 Student File / Bokkeeper / F.A. Folder 5/6/88

FF

EXHIBIT 5

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DECLARATION OF EDWARD BERNAL

I, Edward Bernal, declare the following:

1. I am an investigator with the Bureau of Investigation, California Department of Justice.

2. On May 11, 1989, I called telephone number (213) 622-3711, which I obtained from an advertisement that appeared in the Torrance Wave newspaper. The advertisement offered employment training, financial aid and full and part-time jobs at \$4.25 to \$25.00 per hour. The advertisement is circled and attached as Exhibit 1 and incorporated by this reference. A woman answered my call and identified herself as Gina. I told Gina that I was calling about the ad. Gina asked me what kind of training I was interested in and said they had 40 different kinds of schools. I told Gina that I had some prior dental training. She said that they had two dental schools in the Los Angeles area. She said that during the time that I would be attending school I could obtain \$400.00 a month in financial aid through a government loan. She said that after I got a job I could repay the loan at \$80.00 to \$100.00 per month. I told her I was interested in finding out more about the training. She gave me an appointment to meet with her at her office located at 650 S. Spring, Suite 926, Los Angeles.

3. On May 11, 1989, at approximately 10:00 o'clock, I went to 650 S. Spring, Los Angeles. I observed, in the lobby of the building that the directory listed S-T Enterprises in Suite 926. I went to Suite 926 which is on the 9th floor.

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4. The office is located in the northwest corner on the 9th floor and has a sign posted on the door, identifying S-T Enterprises. I entered the office and met a woman who identified herself as the owner. She said her name was Gina Timbre. The office is approximately 10' X 20' and has two desks. There was also a Tandy computer in the office. Gina appeared to be a female Filipino, with brown hair and brown eyes, approximately 5' 3", weighing approximately 130 lbs., and approximately 45 years of age. Also in the office was a male who she identified as her husband Del Timbre. He appeared to be a male Filipino, 5'8" with brown hair, brown eyes, and approximately 45 years of age. In addition, there was a latin man seated behind one of the desks. He was interviewing a female latin in Spanish. He is 5'8" with black hair and brown eyes.

5. Gina gave me a personal history form to complete. After completing the form, Gina asked me questions regarding information that I had provided on the form. I told Gina that I had been out of work for approximately three months and that I needed a job. She said that if I attended the school I could apply for financial aid and obtain \$400.00 a month. She said the school would be 7 1/2 to 9 months long and that they would help me find work after I graduated from school. She said that I also could apply for general relief which would provide me with another \$337.00 a month. She explained that the loan would be paid back after I completed the course and obtained a job.

6. Gina said they had many courses to offer including computer training. I told her that I preferred the dental

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1 course. She said that she would send me to National Technical  
2 College (NTC) located at 600 S. Spring in Los Angeles for the  
3 dental training. She gave the form that I had completed to her  
4 husband and he filled out a referral form to NTC. He initially  
5 wrote National Technical School on the form but after I asked him  
6 whether it was school or college, he crossed out school and wrote  
7 college on the form.

8 7. Del Timbre asked me whether I had a home telephone  
9 number. I explained to Del that I was living with a friend and  
10 he had recently had his number disconnected. Gina told me that  
11 NTC would require that I provide a telephone number. She  
12 suggested that I use the number of S-T Enterprises as my phone  
13 number. She said that as soon as I obtained a phone, I could  
14 provide that number to NTC. I asked Gina how long she had been  
15 in business and whether the business was affiliated with the  
16 school. Gina explained that she had been in business for  
17 approximately 9 months as S-T Enterprises and that they had a  
18 contract with the school and received money for each student they  
19 referred. She said that Del would escort me <sup>to</sup> the school so that  
20 no one would "steal" me on the way.

21 8. Del gave me a copy of the student referral card  
22 that he had completed and two printed handouts both of which  
23 contained the name and address of S-T Enterprises. One contained  
24 a list of different programs. The other was entitled "The Key to  
25 Success." The referral card and handouts are attached as  
26 Exhibits 2 and 3 respectively and incorporated by this reference.  
27 The Key to Success handout states in paragraph one that S-T

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1 Enterprises are "Career Counselors." Paragraph 5 of the handout  
2 states, "Upon completion of your training, you will be placed  
3 working in that area." I placed the handout in my pocket and Del  
4 escorted me from S-T Enterprises to 600 S. Spring.

5 9. NTC is located in the First Interstate Building on  
6 the 6th floor. There are approximately six elevators in the  
7 lobby. The elevator in the southeast corner was specifically  
8 designated for NTC. There was a handwritten sign by the elevator  
9 which read "National Technical College". Both Del and I entered  
10 the elevator and went to the 6th floor.

11 10. After getting off the elevator, Del and I walked  
12 to the reception area and waited while Del spoke to the  
13 receptionist. Although I could not hear the conversation, it  
14 appeared that the receptionist was acquainted with Del. After  
15 speaking with the receptionist, Del told me that I was "all set"  
16 and he gave me an NTC Personal History form to complete.

17 11. Before I finished filling out the form I got up  
18 from the reception area and walked throughout the 6th floor. I  
19 observed many young individuals walking in and out of the  
20 offices. The offices and hallways appeared to be in poor  
21 condition. The rugs were dirty and there were holes in some of  
22 the walls. There were also lighting fixtures on the floors which  
23 appeared to have been there for some time. Overall the 6th floor  
24 did not look well maintained.

25 12. I returned to the reception area and gave the  
26 receptionist the personal history statement that I completed.

27 13. I waited for approximately 15 minutes before I was

000019

1 called into one of the offices by a man who had identified  
2 himself as Ronald Benton. Benton introduced himself and gave me  
3 an NTC Disclosure Statement in which it was printed that NTC was  
4 not offering me a job but was providing training and would help  
5 me find a job after graduation.

6 14. Benton asked me if I had any identification or a  
7 social security card. I told him that I did not. He said before  
8 he could do any testing or complete the paperwork to enroll me in  
9 the training that I would have to bring some identification. He  
10 took back the NTC Disclosure Statement. He set an appointment  
11 for me to return to his office on May 15, 1989 at 9:00 a.m. He  
12 gave me his business card, a "GSL Reference Statement", and an  
13 NTC "Student Handout" brochure. They are attached as Exhibits 4,  
14 5 and 6 respectively and incorporated by this reference.

15 15. I asked Benton about the \$400.00 a month. He said  
16 that once I brought my identification that I could meet with the  
17 financial loan officer, who he said is Lois Coleman, and discuss  
18 those arrangements with her. I left the location.

19 I declare under penalty of perjury, under the laws of  
20 the State of California, that the facts set forth in this  
21 declaration are true and correct, they are of my own personal  
22 knowledge and if called and sworn as a witness, I could and would  
23 competently testify to the above facts.

24 Executed on 16 day of May, 1989, at Los Angeles  
25 California.

26   
27 \_\_\_\_\_  
EDWARD BERNAL

a:\Bernal.dec

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EXHIBIT 6

000034

NATIONAL TECHNICAL COLLEGE



"A NEW CONCEPT IN CAREER TRAINING"

STUDENT HANDBOOK

July 1, 1988

000035

EXHIBIT  
6

## NORTH HOLLYWOOD

The North Hollywood Main Campus of National Technical College occupies both the ground and second floor of 12001 Victory Boulevard, North Hollywood, California 91606. There are approximately 14,000 square feet of instructional and office space and 2,500 square feet of laboratory facilities. It is divided as follows:

11,000 square feet of classroom and laboratory training areas.

3,000 square feet of office and administrative areas.

In addition, the dental commercial laboratory occupies 2,500 square feet of laboratory facilities in the same building.

## LOS ANGELES

The Los Angeles Campus is located on the sixth floor of the First Interstate Bank Building at 600 South Spring Street, in downtown Los Angeles. This facility, approximately twenty (20) minutes from the Main Campus, has been completely remodeled to accommodate classrooms, laboratories, and office for instructional and administrative support purposes.

10,000 square feet of classroom and laboratory training areas.

1,000 square feet of office and administrative areas.

# ADMISSIONS

## ADMISSIONS POLICY

The college admits as regular students only persons who have a certificate of graduation from school providing secondary education (high school diploma) or the recognized equivalent of such a certificate (G.E.D.), or persons who are beyond the age of compulsory school attendance in the state in which the college is located and who have the ability to benefit from the training offered.

The ability to benefit is determined by the student's performance on a standardized admissions examination. (All applicants will be tested with the Wonderlic IV, or the Test of Adult Basic Education (TABE). Other verifiable indicators such as written recommendations from professional educators, counselors, or persons who are not employed or affiliated with the College or related to the student applicant may also be considered.

All students enrolled in and attending the Chicago or Detroit campuses are required by the Accrediting Bureau of Health Education Schools (ABHES) to submit a Health Form, including the results of a recent test for T.B. and a serological test for syphilis (VDRL). The same requirement applies to students enrolled in the Medical Assisting or Dental Assisting programs at the Los Angeles or North Hollywood campus.

## STUDENT CONSIDERATIONS

Most people entering a new field of learning have a natural concern in the back of their minds as to whether or not they will succeed. Each new applicant is carefully screened and tested to assure them, and the school, that they do indeed have every chance for success. The desire to accomplish a goal is the first step in achieving that goal. The admission test is one indicator of your abilities in the field you choose. Remember one thing! At the end of the training period, you will have gained a new profession. It is something no one can take away from you.

## CLASS OBSERVATIONS

Under some circumstances, prospective applicants are permitted to attend and observe classroom instruction before making a decision to enroll in the College. This opportunity is given to prospective applicants who are interested in learning more about the College and its programs before making a decision to apply for admissions.

# INSTITUTIONAL POLICIES

## ATTENDANCE

When you are working your employer needs you on the job. Promotions and salary increases do not go to those who have excessive absences. At National Technical College/Institute, we expect you to apply the same self-discipline of regular attendance.

A minimum of 80% class attendance time is required of all students. When a student has been absent two (2) or more days in the same week, or a total of five (5) days in a five (5) week period, that student will be placed on Satisfactory Academic Progress Probation for a four week period. If during that probationary period the student misses any days, he/she may be terminated from the College/Institute.

## LEAVE OF ABSENCE

If your training must be interrupted for a good reason, a leave of absence can be obtained. A request for a leave of absence must be submitted in writing. Normally, a leave of absence is not granted to a student who is in his/her first month of training. A student can take one leave of absence for up to 60 days. A leave of absence for medical reasons may be taken for up to six months providing that a justification for that leave of absence is sent to the College/Institute by your physician.

## TUITION PAYMENT

All tuition and fees are payable in advance unless other arrangements made with the school prior to commencing classes.

## COUNSELING

Counseling is available through your instructor, administrative staff, financial aid office and job placement office. If counseling is needed in an area where no institutional personnel have expertise, arrangements will be made with local community counseling agencies.



EXHIBIT 6

DECLARATION OF RUSSELL CALLOWAY

I, Russell Calloway, declare the following:

1. In or about April 1988 I responded to an advertisement that appeared in The Wave newspaper. The ad said you could work for a major corporation while learning in school. A couple of occupations were listed including computer repair. I called the number in the ad and spoke to a person who set up an appointment for me at National Technical College at 600 S. Spring Street in Los Angeles.

2. I immediately went to National Technical College ("NTC") to find out more about the computer repair program. I filled out an application and took a math and English test of about 50 questions. The receptionist told me that I ~~got~~ <sup>needed</sup> 17 correct ~~and~~ <sup>to</sup> pass ~~the~~ <sup>I passed the test</sup> test. I spoke to an admissions counselor who told me that I would be working at companies like IBM, Tandy and a number of other large companies that were familiar to me. The admissions counselor was a black female named Leslie Ingram, 25-30 years old, thin, about 5'5" tall. Leslie told me I would be in the very first computer repair class and this would enhance my chances of getting a job after I graduated. She promised to get me a job after I was in school for two months. Leslie said I would be able to work in computers but she did not say what type of job it would be. She did not ask me if I was a high school graduate. She told me the cost of the program was \$6500, including a \$100 per week stipend. Leslie took me to the

000043

1 financial aid office to have loan documents filled out.

2

3 3. On or about April 18, 1988 I signed a "Student  
4 Enrollment Agreement" for a total cost of \$6500 a true and  
5 correct copy of which is attached as Exhibit 1 and incorporated  
6 by this reference. The agreement stated that I would be in  
7 school for a total of 1200 hours. This agreement is dated April  
8 18, 1988. Calvin in the financial aid office told me that I  
9 would not be eligible for a government grant because I made too  
10 much money the year before. I signed a loan application for the  
11 full amount of the tuition.

12

13 4. I began school that next week and was very  
14 disappointed in the program. There were no books and no  
15 computers. Dennis Hull, the teacher seemed confused about how to  
16 get books and supplies. After a few days, Dennis brought in some  
17 of his own books. He had us reading the books and taking tests  
18 from the material in the books. In or about June 1988, Dennis  
19 was no longer at NTC. For about a week, we came to class and  
20 there was no teacher, we all just sat around waiting for  
21 something to happen. Finally, a new teacher was brought in but  
22 he had to teach our group of about 20 students and a brand new  
23 group of 20 students. We were all put together in the same room.  
24 For two to three months, my class just sat around doing nothing  
25 because the teacher was teaching the new students the material  
26 that we had already covered. The teacher told us to read our  
27 books but we were not learning anything.

000044

1  
2                   5. On or about June 29, 1988 I was called in to  
3 the financial aid office to sign a new "Student Enrollment  
4 Agreement." This agreement, a true and correct copy of which is  
5 attached as Exhibit 2 and incorporated by this reference, is for  
6 a total of \$5500. The total number of hours was changed to 780  
7 in 26 weeks. Mr. Konkol, the Director, told me it was necessary  
8 for me to sign this agreement because there was a problem with  
9 the longer course hours and this was a reduction in the amount I  
10 would owe on my loan. He asked all of the students in my class  
11 to sign new agreements.

12  
13                   6. Approximately three weeks after I signed the  
14 new agreement, Larry Braxton, another administrator told me  
15 Konkol had no right to offer us the shorter course, the bank  
16 would not accept it, we had to go through the longer program and  
17 Konkol had been fired. Also, about this time I took out another  
18 loan for about \$4800 because the financial aid people said I  
19 would need the money to continue getting my \$100 per week  
20 stipend. I have been receiving bills for these loans but I have  
21 not had enough money to make any payments because the job that I  
22 was promised by the admissions counselor never materialized. I  
23 brought the bills in to Calvin in financial aid and he said he  
24 would take care of them.

25  
26                   7. In or about September 1988 about ten of us in  
27 the class went to a lawyer for help.

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1                   8. In the 9th or 10th month of the program we  
2 finally had two computers to use. I only had use of them for  
3 about 20 days in total. We mainly did book work, I received  
4 about 15-20 workbooks, but only worked in five of them. We only  
5 covered two of the chapters in one workbook on microprocessors  
6 and that was the end of our learning the microprocessor. I  
7 received a digital analog trainer as part of my school supplies.  
8 I still do not know how to use the trainer. After my year at the  
9 school the only thing I can do is replace circuit boards but only  
10 if I am told which ones are down. I cannot determine which  
11 circuit boards need replacing.

12  
13                   9. As we got near the end of the course, there  
14 were only two students left from my original class. I  
15 complained to Leslie and to anyone in the administration that  
16 would listen about all of the problems with not learning enough  
17 to get a job. It hasn't done any good. In fact, the students  
18 call the administrator David Kujaowa, "Don't Come Back Dave,"  
19 because he has the reputation of always telling students who  
20 complain, "don't come back if you don't like it here." Recently,  
21 I went to sign up for interviews at the Placement Office, but  
22 have not received any appointments yet.

23  
24                   10. I am now in debt for about \$11,000 and I  
25 believe I cannot find a job in the computer repair field because  
26 my training was so bad. Everyone always passed the tests but the  
27 teachers told us exactly where to look, at what chapter and which

0000-16

1 questions for the answers. I did not understand and still passed  
2 the tests. When the investigator from the Department of Justice  
3 interviewed me on or about April 4, 1989, I showed him a test I  
4 had recently taken at NTC. I received an A+ on it. He asked me  
5 several questions from the test and I could not answer any of  
6 them. A true and correct copy of that test is attached as  
7 Exhibit 3 and incorporated by this reference.

8  
9 I declare under penalty of perjury under the laws of the State of  
10 California that the facts set forth in this declaration are true  
11 and correct, that they are of my own personal knowledge and, if  
12 called and sworn as a witness, I could and would competently  
13 testify to the above facts.

14  
15 Executed on this 31 day of May, 1989  
16 at Los Angeles, California.

17  
18 Russell A Calloway  
19 RUSSELL CALLOWAY  
20  
21  
22  
23  
24  
25  
26  
27

EXHIBIT 7

Callaway Spc



CERTIFIED COPY

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

PEOPLE OF THE STATE OF  
CALIFORNIA,

PLAINTIFF,

VS.

NATIONAL TECHNICAL COLLEGE,  
ET AL.,

DEFENDANTS.

CASE NO.  
C 727 570

DEPOSITION OF : RUSSELL ANTHONY CALLOWAY  
TAKEN BY : CERTAIN DEFENDANTS  
COMMENCING : 10:35 A.M.  
DAY, DATE : THURSDAY, SEPTEMBER 7, 1989  
LOCATION : 2029 CENTURY PARK EAST  
LOS ANGELES, CALIFORNIA  
PURSUANT TO : SUBPOENA  
BEFORE : CARYL WOLFF, CSR 5764

VOLUME 1  
PAGES 1-56

CARYL R. WOLFF  
CERTIFIED SHORTHAND REPORTER  
12021 WILSHIRE BOULEVARD, NO. 298  
LOS ANGELES, CALIFORNIA 90025  
(213) 473-4944

1 APPEARANCES OF COUNSEL:

2 FOR THE PEOPLE OF THE STATE OF CALIFORNIA:

3 DEPARTMENT OF JUSTICE  
4 OFFICE OF THE ATTORNEY GENERAL  
5 BY MARGARET REITER, DEPUTY ATTORNEY GENERAL  
6 3580 WILSHIRE BOULEVARD  
7 LOS ANGELES, CALIFORNIA 90010  
8 (213) 736-7715

9 FOR NATIONAL TECHNICAL COLLEGE DEFENDANTS:

10 SHAPIRO, POSELL & CLOSE  
11 BY SIDFORD BROWN, ESQ.  
12 2029 CENTURY PARK EAST  
13 SUITE 2600  
14 LOS ANGELES, CALIFORNIA 90067  
15 (213) 277-1818

16 AND

17 BRENDA HAMER, ESQ. (NOT PRESENT)  
18 12011 VICTORY BOULEVARD  
19 SUITE 203  
20 NORTH HOLLYWOOD, CALIFORNIA  
21 (818) 508-8485

22 FOR THE WITNESS:

23 JULIA C. COLEMAN, ESQ.  
24 1011 EAST ALONDRA BOULEVARD  
25 COMPTON, CALIFORNIA 90221  
(213) 979-8392

**CERTIFIED COPY**

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES**

PEOPLE OF THE STATE OF )  
CALIFORNIA, )  
 )  
                                PLAINTIFF, )  
 )  
                                VS. )  
 )  
NATIONAL TECHNICAL COLLEGE, )  
ET AL., )  
 )  
                                DEFENDANTS. )  
 )

CASE NO.  
C 727 570

DEPOSITION OF : RUSSELL ANTHONY CALLOWAY  
TAKEN BY : CERTAIN DEFENDANTS  
COMMENCING : 3:03 P.M.  
DAY, DATE : SATURDAY, SEPTEMBER 9, 1989  
LOCATION : 2029 CENTURY PARK EAST  
          LOS ANGELES, CALIFORNIA  
PURSUANT TO : SUBPOENA  
BEFORE : CARYL WOLFF, CSR 5764

VOLUME 2  
PAGES 57-133

CARYL R. WOLFF  
CERTIFIED SHORTHAND REPORTER  
12021 WILSHIRE BOULEVARD, NO. 298  
LOS ANGELES, CALIFORNIA 90025  
(213) 473-4944

00009

1 APPEARANCES OF COUNSEL:

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3 DEPARTMENT OF JUSTICE  
4 OFFICE OF THE ATTORNEY GENERAL  
5 BY MARGARET REITER, DEPUTY ATTORNEY GENERAL  
6 3580 WILSHIRE BOULEVARD  
7 LOS ANGELES, CALIFORNIA 90010  
8 (213) 736-7715

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(213) 979-8392

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THE WITNESS: YES, I DID.

Q. (BY MR. BROWN): WHAT WERE THE CLAIMS WITH RESPECT TO WHICH YOU RETAINED MS. COLEMAN?

MS. REITER: OBJECTION; ATTORNEY-CLIENT PRIVILEGE.

THE WITNESS: WELL, NATIONAL TECHNICAL COLLEGE HAD ENROLLED ME ON THE PRETENSE THAT THEY WOULD TEACH ME TO BE A COMPUTER REPAIR OPERATOR. AND AFTER FIVE MONTHS OF ATTENDING THE SCHOOL, I WAS NO BETTER OFF FIVE MONTHS AFTER GOING THERE THAN I WAS THE DAY I STARTED. AND I WAS -- I OWED THESE PEOPLE \$13,000 FOR SOMETHING THAT I WASN'T GETTING.

Q. (BY MR. BROWN): IS THAT IT TO THE BEST THAT YOU CAN RECALL?

A. THAT'S THE PRIMARY REASON, YEAH.

Q. DO YOU RECALL ANY SECONDARY REASONS?

MS. REITER: OBJECTION; ATTORNEY-CLIENT PRIVILEGE.

THE WITNESS: SECONDARY REASON WOULD BE THE SCHOOL WAS MAKING A LOT OF PROMISES THAT IT WAS FAILING TO KEEP. AND WHEN I COMPLAINED ABOUT IT A COUPLE OF TIMES, THE -- I GUESS THE FINANCIAL DIRECTOR ADVISED ME IF I WASN'T SATISFIED WITH WHAT WAS GOING ON, TO SEEK LEGAL AID. SO THAT WAS MY SECONDARY.

Q. (BY MR. BROWN): WHAT WERE THE PROMISES

1 THAT THE SCHOOL MADE THAT THEY DIDN'T KEEP?

2 A. THE FIRST PROMISE WAS I'D BE WORKING AT A  
3 MAJOR CORPORATION WHILE I WAS LEARNING HOW TO OPERATE  
4 A COMPUTER. AND SOME OF THE NAMES THAT THE COUNSELOR  
5 READ OFF TO ME WERE IBM, TANDEM, XEROX. THERE WAS A  
6 LIST OF MAYBE 50 COMPUTER COMPANIES ON IT THAT SHE HAD  
7 POINTED OUT TO ME TELLING ME I'D BE EARNING ANYWHERE  
8 FROM EIGHT TO TEN BUCKS AN HOUR.

9 Q. THIS WAS TO BE WHILE YOU WERE IN SCHOOL?

10 A. YES, IT WAS.

11 Q. OKAY. WHAT OTHER PROMISES DID THEY MAKE?

12 A. TOLD ME THAT WHILE I WOULD BE ATTENDING THE  
13 SCHOOL, I WOULD HAVE A COMPUTER TO WORK ON THAT SO I  
14 COULD LEARN HOW TO REPAIR COMPUTERS, WHICH THE  
15 COMPUTER NEVER MATERIALIZED.

16 Q. WHAT OTHER PROMISES WERE MADE THAT WEREN'T  
17 KEPT?

18 A. I GUESS THAT'S BASICALLY THE MAIN SOURCE  
19 RIGHT THERE, NO. I GUESS THE OTHER PROMISES WAS THEY  
20 WOULD BE TEACHING ME SOMETHING. EVEN WITHOUT THE  
21 COMPUTERS, YOU KNOW, I COULD HAVE BEEN LEARNING  
22 SOMETHING, YOU KNOW, FROM THE BOOK. AND THEY WASN'T  
23 EVEN DOING THAT OR THEY DIDN'T DO THAT.

24 Q. WERE THERE ANY MORE THAT YOU CAN RECALL?

25 A. NOT AT THIS MOMENT.

1 QUESTION?

2 A. I SAID TO THE BEST OF MY KNOWLEDGE, SHE  
3 HASN'T.

4 Q. WHEN WAS THE FIRST TIME YOU HAD ANY CONTACT  
5 WITH ANYONE FROM THE ATTORNEY GENERAL'S OFFICE  
6 RELATING TO NTC?

7 A. POSSIBLY JULY, THE LATTER PART OF JULY  
8 1988.

9 Q. WITH WHOM FROM THE ATTORNEY GENERAL'S  
10 OFFICE DID YOU HAVE THAT INITIAL CONTACT?

11 A. JOYCE SIMMONS.

12 Q. WAS THAT A TELEPHONE CALL?

13 A. YES, IT WAS.

14 Q. DID MS. SIMMONS CALL YOU?

15 A. WELL, I CALLED HER FIRST AND SHE RETURNED  
16 MY CALL.

17 Q. WHY DID YOU CALL MS. SIMMONS?

18 A. I PICKED UP A LEAFLET DOWNTOWN AND IT WAS A  
19 ARTICLE IN IT REFERRING TO VOCATIONAL COLLEGES THAT  
20 WEREN'T TRAINING THE STUDENTS, YOU KNOW, GETTING LOANS  
21 AND GOING IN DEFAULT WITH ALL THESE STUDENTS TAKING  
22 THESE LOANS OUT, WHAT HAVE YOU. AND THEY SAID IF YOU  
23 KNOW ANYONE OR IF YOU ARE ONE OF THOSE PERSONS, CALL  
24 THIS NUMBER.

25 Q. WHERE DID YOU PICK UP THAT LEAFLET?

1 A. YES.

2 Q. AND SHE DID RETURN YOUR CALL?

3 A. YES.

4 Q. SHE CALLED YOU AT YOUR HOME?

5 A. YES.

6 Q. WHAT CAN YOU RECALL OF THAT CONVERSATION  
7 WITH MS. SIMMONS?

8 A. I TOLD HER, YOU KNOW, ABOUT THE ARTICLE  
9 THAT I HAD READ AND I TOLD HER THAT I WAS HAVING  
10 PROBLEMS AT THE SCHOOL THAT I WAS ATTENDING AT THAT  
11 TIME AND I JUST GAVE HER AN ACCOUNT OF WHAT WAS GOING  
12 ON.

13 Q. WHAT DID YOU TELL HER WHAT WAS GOING ON?

14 A. BASICALLY THAT I WAS ATTENDING NATIONAL  
15 TECHNICAL COLLEGE AND I HAD BEEN GOING THERE FOR ABOUT  
16 SIX MONTHS. AND AT THAT POINT IN TIME, I WAS REALLY  
17 FRUSTRATED BECAUSE I WAS OBLIGATED TO PAY BACK THIS  
18 LOAN UPON GRADUATION WITH THE COURSE, 11-MONTH  
19 COURSE. AND I HAD BEEN THERE FIVE MONTHS AND I REALLY  
20 HADN'T BEEN TAUGHT ANYTHING, YOU KNOW. AND I -- I WAS  
21 FEELING, YOU KNOW, FRUSTRATED ABOUT THE WHOLE THING  
22 AND I NEEDED SOME KIND OF LEGAL ADVICE TO SEE WHAT  
23 DIRECTION I WAS GOING TO HAVE TO GO INTO.

24 Q. WHAT DID MS. SIMMONS TELL YOU?

25 A. WELL, SHE REALLY DIDN'T GIVE ME NO LEGAL  
19



1 FUTURE." BUT IT NEVER WAS TECH REALLY A NEED.

2 BUT I DON'T REMEMBER WHETHER IT WAS TWO  
3 SIDES OR NOT.

4 Q. IT YOUR SIGNATURE ON IT?

5 A. YES.

6 Q. DID YOU SIGN IT SOMETIME IN APRIL 1988?

7 A. YES.

8 Q. WAS IT ALSO PART OF THE BIG STACK OF PAPERS  
9 THAT YOU WENT THROUGH AND SIGNED?

10 A. YES.

11 MR. BROWN: I'M NOW HANDING ONE MORE  
12 DOCUMENT TO THE COURT REPORTER AND ASKING THAT THIS BE  
13 MARKED AS EXHIBIT 208 AND I'M HANDING YOU A COPY AND  
14 YOUR ATTORNEYS A COPY.

15 (EXHIBIT 208 WAS MARKED  
16 FOR IDENTIFICATION.)

17 Q. (BY MR. BROWN): MR. CALLOWAY, HAVE YOU  
18 EVER SEEN THE ORIGINAL OF THIS DOCUMENT?

19 A. NO.

20 Q. AND IS IT YOUR SIGNATURE THAT APPEARS ON  
21 THIS DOCUMENT?

22 A. NO.

23 Q. DO YOU KNOW WHO R. BENTON IS?

24 A. I THINK IT'S A COUNSELOR. RON BENTON, I  
25 THINK.

1 Q. AT NTC?

2 A. YES.

3 Q. MR. CALLOWAY, HAVE YOU EVER BEEN CONVICTED  
4 OF A FELONY?

5 A. NO.

6 Q. AFTER YOU TERMINATED YOUR ENROLLMENT AT  
7 NTC, DID YOU EVER LOOK FOR A JOB IN ANY FIELD RELATED  
8 TO COMPUTERS?

9 A. YES.

10 Q. WHERE DID YOU LOOK?

11 A. WENT TO, LIKE, MCDONNELL DOUGLAS. BUT I  
12 WAS LOOKING FOR ELECTRICAL ASSEMBLY WORK AT THE SAME  
13 TIME. IT WAS LIKE A OPEN APPLICATION. I WAS WILLING  
14 TO TAKE ANYTHING.

15 Q. WHEN DID YOU GO TO MCDONNELL DOUGLAS?

16 A. OH, AROUND JUNE OF 1989.

17 Q. WHO DID YOU TALK TO AT MCDONNELL DOUGLAS?

18 A. A EMPLOYMENT COUNSELOR. I DON'T KNOW HER  
19 NAME.

20 Q. WHICH MCDONNELL DOUGLAS --

21 A. LONG BEACH.

22 Q. -- FACILITY DID YOU GO TO?

23 DID YOU GO THERE IN RESPONSE TO --

24 A. A AD.

25 Q. -- A JOB LISTING?

1 OF THEM WERE ELECTRICAL ASSEMBLY EXCEPT FOR ONE THAT I  
2 WENT TO IN GARDENA, CALIFORNIA THAT WAS FOR WELDING.  
3 BUT IT WASN'T ACTUALLY WELDING. IT WAS LIKE COIL  
4 WINDING, SOMETHING LIKE THAT.

5 Q. COIL WINDING COURSE FOR ELECTRIC MOTORS?

6 A. YEAH. I ACTUALLY DID THAT AT GARRETT. SO  
7 I ACTUALLY THOUGHT I COULD GET IN WITH THAT  
8 EXPERIENCE. BUT THEY DIDN'T CALL ME.

9 Q. DID YOU APPLY BACK TO GARRETT AIRESEARCH?

10 A. NO, I DIDN'T.

11 Q. OTHER THAN MCDONNELL DOUGLAS, YOU CAN'T  
12 REMEMBER ANY OF THE NAMES OF ANY OF THE PLACES YOU  
13 APPLIED?

14 A. I WORKED AT A PLACE CALLED TRANS-AERO.

15 Q. NO. THAT YOU APPLIED AFTER YOU WERE A  
16 STUDENT AT NTC.

17 A. NO.

18 Q. DID YOU CONTACT ANYONE IN THE PLACEMENT  
19 OFFICE AT NTC TO ASK FOR ASSISTANCE IN FINDING WORK?

20 MS. REITER: OBJECTION; VAGUE AS TO TIME.

21 THE WITNESS: YES.

22 Q. (BY MR. BROWN): WHEN DID YOU CONTACT  
23 SOMEONE AT NTC FOR HELP WITH PLACEMENT?

24 A. AROUND MY LAST TWO WEEKS OF COMPLETING THE  
25 COURSE THERE, I TALKED WITH A COUNSELOR. SHE TOOK MY

1 RESUME AND MADE A APPLICATION OUT, SAID SHE WOULD GET  
2 BACK TO ME.

3 Q. WHO WAS THAT?

4 A. JOB PLACEMENT COUNSELOR. I DON'T REMEMBER  
5 HER NAME.

6 Q. IT WAS A WOMAN?

7 A. YEAH. BLACK WOMAN.

8 Q. ABOUT HOW OLD?

9 A. I DON'T KNOW. I NEVER EVEN LOOKED AT HER,  
10 I MEAN, YOU KNOW. HONEST, I NEVER EVEN THOUGHT ABOUT  
11 THAT.

12 Q. YOU WERE STILL A STUDENT WHEN YOU --

13 A. YES.

14 Q. AFTER YOU WERE NO LONGER A STUDENT AT NTC,  
15 DID YOU AGAIN CONTACT THE PLACEMENT OFFICE?

16 A. YES.

17 Q. WHO DID YOU TALK TO? THE SAME WOMAN?

18 A. THE SAME WOMAN.

19 Q. WAS THAT ARLENE ROBINSON?

20 A. NO.

21 A. IF I'M NOT MISTAKEN, I THINK HER FIRST NAME  
22 WAS LESLIE.

23 Q. DO YOU KNOW IF SHE'S STILL EMPLOYED THERE?

24 A. NO. I HAVEN'T BEEN DOWN THERE, BACK DOWN  
25 THERE SINCE I LEFT.

1 Q. AFTER YOU WERE NO LONGER A STUDENT AT NTC  
2 AND YOU CALLED TO TALK TO THE PLACEMENT DIRECTOR  
3 THERE, WHAT DID YOU FIND OUT?

4 A. SHE WAS STILL SEEKING PLACES FOR ME TO GO  
5 CHECK OUT.

6 Q. DID SHE EVER GIVE --

7 A. NOTHING EVER MATERIALIZED.

8 Q. DID YOU CALL HER ON THE TELEPHONE?

9 A. YES.

10 Q. DID YOU EVER GO IN TO SEE HER AFTER YOU  
11 WERE NO LONGER A STUDENT?

12 A. NO.

13 Q. DO YOU RECALL HOW MANY TIMES YOU'VE CALLED  
14 HER ON THE TELEPHONE?

15 A. JUST THAT ONCE.

16 Q. AND ABOUT HOW LONG AFTER YOU HAD STOPPED  
17 ATTENDING CLASSES DID YOU CALL HER?

18 A. THREE WEEKS. RIGHT AFTER MY KIDS -- MY  
19 KIDS HAD CHICKEN POX -- I MEAN THE MEASLES. IT WAS  
20 ABOUT THREE WEEKS FROM THE START TO THE FINISH OF THE  
21 MEASLES. SO IT WAS THREE WEEKS LATER.

22 Q. DID SHE GIVE YOU THE NAMES OF ANY EMPLOYERS  
23 OR SEND YOU OUT TO ANY INTERVIEWS, OR SHE DIDN'T GIVE  
24 YOU ANY INFORMATION?

25 A. NO, NONE WHATSOEVER.

1 Q. WAS THERE AN ACTUAL PLACEMENT OFFICE AT NTC  
2 THAT YOU COULD GO IN AND LOOK AT LISTINGS?

3 A. NO. THEY HAD THIS LITTLE BOARD IN THE  
4 CAFETERIA. BUT IT WAS, LIKE, A CARDBOARD THING AND IT  
5 WAS A JOKE BECAUSE, YOU KNOW, THEY WOULD HAVE THESE  
6 LITTLE THINGS ON THERE FOR JOB PLACEMENT.

7 BUT I WENT THERE FOR A YEAR AND THE STUFF  
8 NEVER CHANGED. IT WAS THE SAME STUFF WAS ALWAYS UP  
9 THERE.

10 Q. DID YOU EVER CALL ANY OF THOSE LISTINGS?

11 A. NO BECAUSE THEY WAS ALL FOR SECURITY GUARDS  
12 AND I WAS GOING FOR COMPUTER REPAIR.

13 Q. ARE YOU PAYING OFF YOUR STUDENT LOAN?

14 A. NO.

15 Q. WHY AREN'T YOU PAYING OFF YOUR STUDENT  
16 LOAN?

17 A. I DON'T HAVE ANY WAY TO PAY IT OFF. I'M  
18 NOT WORKING PLUS I'M GOING ON THE ADVICE OF MY  
19 ATTORNEY.

20 Q. HAVE YOU HAD ANY CONVERSATIONS WITH ANYONE  
21 FROM THE ATTORNEY GENERAL'S OFFICE ABOUT PAYING YOUR  
22 STUDENT LOAN?

23 A. NO.

24 Q. ARE PAYMENTS DUE UNDER YOUR STUDENT LOAN?

25 A. NOT YET. SIX MONTHS AFTER I GRADUATE. SO

1 THEY HAD BEEN GIVING ME THE \$50 A WEEK, THAT IT WAS  
2 EITHER GOING TO BE FOR STIPEND OR FOR MY TUITION.

3 Q. YOU TESTIFIED EARLIER IN YOUR DEPOSITION  
4 THAT YOU WERE TOLD THAT YOU WOULD HAVE COMPUTERS TO  
5 WORK ON, BUT IT NEVER MATERIALIZED; IS THAT CORRECT?

6 A. YES.

7 Q. DID ANYONE AT THE SCHOOL EVER MAKE  
8 ARRANGEMENTS TO OBTAIN THAT EQUIPMENT AS FAR AS YOU  
9 KNOW?

10 A. THEY MADE PROMISES TO OBTAIN THE  
11 EQUIPMENT. EVERY FRIDAY AFTERNOON, THEY WOULD PROMISE  
12 US THAT BY MONDAY, EVERYTHING WOULD BE TAKEN CARE OF.

13 Q. WHO MADE THOSE PROMISES?

14 A. FIRST, IT STARTED OUT WITH THE FIRST  
15 DIRECTOR. I THINK IT WAS A HAWAIIAN GUY. I CAN'T  
16 REMEMBER HIS NAME, CAN'T REMEMBER THAT GUY'S NAME.  
17 BUT HE WAS ONLY THERE FOR, LIKE, A COUPLE WEEKS AFTER  
18 I ENROLLED. AND THEN FOLLOWING, THE NEXT DIRECTOR  
19 WHICH WAS MR. KOGOL, AND HE MADE PROMISES THAT THE  
20 FOLLOWING MONDAY, "DON'T WORRY." THAT'S ALL HE EVER  
21 TOLD US, "DON'T WORRY. EVERYTHING WILL BE ALL RIGHT  
22 MONDAY."

23 Q. DID ANYONE ELSE BESIDES THESE TWO PEOPLE  
24 TELL --

25 A. THE NEXT DIRECTOR WHICH WAS A GENTLEMAN

1 NAMED DAVID KAJAWA. "DON'T WORRY. EVERYTHING WILL BE  
2 ALL RIGHT MONDAY."

3 AFTER DAVID CAME IN, DAVID GOT TIRED OF US  
4 COMING, OF US COMING IN AND ASKING HIM ABOUT WHEN THEY  
5 WAS GOING TO GET COMPUTERS. SO HE HIRED A LIAISON GUY  
6 WHICH WAS -- WHAT WAS THE GUY'S NAME? I CAN'T THINK  
7 OF HIS NAME. ANYWAY THIS GUY, WE HAD TO GO TO THIS  
8 GUY NOW INSTEAD OF DAVID. HE WOULD MAKE THE SAME  
9 PROMISES EVERY WEEK.

10 Q. DOES THE NAME DENOLO SOUND --

11 A. DENADO, DENOLO. THAT'S HIM.

12 Q. HE WAS THE LIAISON PERSON.

13 A. YES.

14 Q. AND HE MADE THE SAME PROMISES?

15 A. YES. BUT HE WAS GOOD. OH, HE WAS GOOD.

16 I'M SERIOUS.

17 Q. WHAT DO YOU MEAN WHEN YOU SAY "HE WAS  
18 GOOD"?

19 A. BECAUSE YOU WALK UP TO HIM, DENADO AND SAY,  
20 "WHEN THEY GOING TO GET COMPUTERS," HE'D SAY, "OH, YOU  
21 HAVEN'T RECEIVED COMPUTERS YET?"

22 AND YOU GO TO HIM THE NEXT DAY AND SAY,  
23 "WHEN WE GOING TO GET COMPUTERS?" "OH, YOU HAVEN'T  
24 RECEIVED YOUR COMPUTERS YET?"

25 EVERY DAY IT WOULD BE LIKE IT WAS JUST NEW



1 TO HIM, LIKE, HE HAD NEVER HEARD THIS PROBLEM BEFORE.  
2 AND IT GOT TO THE POINT WHERE YOU'D JUST -- YOU ASKED  
3 HIM EVERY TIME YOU SEE HIM IN THE HALL AND HE'D JUST  
4 SMILED. "WE'RE GOING TO TAKE CARE OF YOU, NO  
5 PROBLEM. MONDAY MORNING YOU'LL HAVE YOUR COMPUTERS."

6 Q. YOU MENTIONED THAT THE FIRST DIRECTOR WHOSE  
7 NAME YOU DIDN'T REMEMBER WAS THERE ABOUT TWO WEEKS  
8 AFTER YOU HAD STARTED SCHOOL?

9 A. MAYBE LONGER. TWO WEEKS OR A MONTH. HE  
10 WAS A HAWAIIAN GUY. I REMEMBER THIS.

11 Q. YOU MENTIONED THE NEXT DIRECTOR WAS KOGOL?

12 A. YES.

13 Q. ABOUT HOW LONG WAS HE THERE?

14 A. ABOUT THREE MONTHS.

15 Q. DID ANYONE EVER TALK TO YOU ABOUT GOING TO  
16 BUY SOME DISCOUNT COMPUTER EQUIPMENT AT TRW?

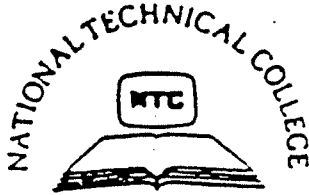
17 A. YES.

18 Q. WHO WAS THAT?

19 A. THAT WAS MY TEACHER OSCAR OSORIO.

20 Q. WHAT DID HE TELL YOU?

21 A. HE TOLD US ABOUT WHERE WHERE WE CAN  
22 PURCHASE COMPUTER EQUIPMENT FOR DISCOUNT PRICES AND  
23 THEY DID THIS EVERY SATURDAY AT THE END OF THE MONTH.  
24 AND HE TOOK US THERE AND HE SAID THAT HE'D OFFER THE  
25 DIRECTOR OF THE SCHOOL TO COME UP AND BUY EQUIPMENT



00004

"A NEW CONCEPT IN CAREER TRAINING"

ORIENTATION DISCLAIMER

I, Russell Calloway, have passed the National Technical College evaluation examination, discussed my career objectives with the College Admissions Representative, and satisfied all financial matters with the Financial Aid Department. I hereby certify that no one promised me anything and no one induced me to enroll for any reason other than to receive entry-level job training in the program I selected. No promise of work, money or anything else, other than the discussion of my career objectives took place in my pre-admission process.

My admissions representative's name is R. Benton.

Russell Calloway  
STUDENT'S SIGNATURE

6, 29, 88  
TODAY'S DATE

Dgt EXHIBIT 208  
Calloway 9989  
CARYL WOLFF, CSR 5764 00023

EXHIBIT 8

DECLARATION OF THOMAS CARRUTHERS

I, THOMAS CARRUTHERS, declare the following:

1. On or about October 10, 1988 a friend gave me a flier from National Technical College in downtown Los Angeles. The flier said students receive \$100 a week pay while they attend school starting after the government grants come in.

2. I went to NTC and the clerk at the front desk gave me a multiple choice test in math and English and told me to sit down in the hallway and take the test. The test took about 10 minutes. I thought the test was hard, but the NTC people told me I passed it. I went to high school but did not graduate and I studied for one year in junior college.

3. A lady in the financial aid office told me that I would sign up for two loans and a Pell grant and that the \$100 a week came out of the Pell Grant. She said one loan was an SLS loan for approximately \$2700 and the other loan was a GSL loan for approximately \$2700. She said the Pell grant was for approximately \$2000.

4. NTC personnel also told me that the security guard course would cost about \$5000 and would take 20 weeks of classes, four days a week from 6:00 to 9:45 p.m. Through the class I was to receive a firearms permit, a CPR card, a baton card, a teargas card and a security guard card, as well as books, a uniform and a special belt, called a Sam Brown belt, for holding the baton and other items; and shoes.

5. I graduated from the class at the end of April, 1989. Only three or four of the approximately 25 students who

000057

1 started at the same time I did stayed in the class until  
2 graduation. We had three different teachers. The second  
3 teacher, a man named Roger Barbour, told us that he gave the  
4 school one week to get him the curriculum he needed to teach the  
5 course and when the school did not, he left. Barbour told me I  
6 should hold out for jobs starting at \$7 an hour or more for  
7 security guards.

8           6. The third teacher was named Dan Mayfield. He told  
9 me I should hold out for security guard jobs paying \$8 to \$9 an  
10 hour.

11           7. When I came near the end of the course, I went out  
12 on a couple of job interviews. The salaries offered were \$4.50  
13 and \$4.25 per hour.

14           8. As a part of the course, we took a "powers to  
15 arrest" test to get our security guard permits. A person from  
16 outside the school gave the test and signed the temporary guard  
17 card, known as a pink slip. We were supposed to receive the hard  
18 copy, the regular guard card, in two months. After the first  
19 instructor left, Mr. Jenkins, the instructor of another security  
20 guard class told us that we had to take the test again because  
21 the instructor that left did not turn in our tests to the  
22 government agency in Sacramento.

23           9. I took the test again. When I went on a job  
24 interview, the employer called to check on my temporary guard  
25 card and found that Sacramento still did not have a record of it.  
26 I talked to Dan Mayfield about it. He called to check with  
27 Sacramento while I waited. He told me Sacramento still did not

000058

1 have the record from my second guard test. The number you call  
2 to check on the security guard cards is 620-5902. Finally, I  
3 took the test a third time and picked up my temporary pink slip.

4 10. I told the placement director Lois Coleman about  
5 my problem with the guard cards. She told me that when I went  
6 out on the next interview I should use the card from the second  
7 test and if the employer finds out it is not valid, by that time  
8 I should have the card from the third test. Mayfield told me to  
9 check again on my guard card after June 15, 1989. That would be  
10 about two months after I took the test for the third time. He  
11 said it should be entered in the computer by then.

12 11. During the time I was at NTC I did not receive the  
13 CPR card, the firearms card or the baton card. I did not pass  
14 the firearms test. I was told I passed the baton test, but the  
15 instructor told me after I had graduated that the person who gave  
16 the baton test was not licensed.

17 12. At orientation when I started the course, the  
18 placement director told us that you get a weekly payment for each  
19 week you do not miss more than one day. I was in school eleven  
20 weeks before I received my first \$100 payment. A woman in the  
21 financial aid office told me that my paperwork was lost and I had  
22 to fill out the paperwork again to start getting the weekly  
23 payments.

24 13. When I was supposed to graduate, I still had not  
25 received a uniform, shoes or the belt. I had received one book  
26 and a copy of the Penal Code. I also believed NTC owed me about  
27 \$400 more in weekly payments. A man by the name of Thomas in the

000059

1 financial aid office told me to come back about two weeks after I  
2 graduated to get my uniform and the rest of my payments.

3 14. I went back to the school on or about May 3, 1989.  
4 I received my diploma and signed for it. The school still had no  
5 uniform for me. I talked to David Kujawa, the director, who said  
6 that he would check on it and told me to come back on Friday, two  
7 days later. I also tried to get the payments I believed I was  
8 missing but the attendance clerk told me she did not have time to  
9 review my attendance.

10 15. When I returned a couple of days later Kujawa told  
11 me he was still working on it. I called him several times in the  
12 next week. Finally, he told me to call Ed Benel. I do not know  
13 exactly what Benel's position at NTC is.

14 16. I talked to Benel. He told me that his list  
15 showed I had received the uniform. He gave me the location of  
16 the store where I was supposed to have received the uniform. I  
17 went to that store, located near Figueroa and Flower Streets.  
18 The man at the store pulled out his list and told me my name was  
19 not on the list. He called Benel and told him to look at his  
20 list again. Then he put me on the phone and Benel told me he  
21 could not find my name on the list, so I could return the next  
22 day, a Friday, to pick up a \$250 refund for the uniform.

23 17. I went back to NTC and did receive the \$250  
24 refund. I also asked Benel about the Sam Brown belt. Benel said  
25 his information showed that NTC gave the belt to the former  
26 instructor, Jenkins. I told him I had never received it. He  
27 said NTC can not contact Jenkins. He told me that if I signed a

1 paper saying I did not receive the belt and got another student  
2 in my class to sign as a witness, I might be able to get the belt  
3 or a refund. My class has graduated so I cannot easily contact  
4 any of my classmates to sign as a witness.

5 I declare under penalty of perjury and under the laws  
6 of the State of California that the facts set forth in this  
7 declaration are true and correct, that they are of my own  
8 personal knowledge and, if called and sworn as a witness, I could  
9 and would competently testify to the above facts. Executed on  
10 this 22 day of March, 1989 at  
11 San Diego, California.

  
THOMAS CARRUTHERS

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27



EXHIBIT 9

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF )  
CALIFORNIA, )

Plaintiffs, )

-vs- )

C 757 570

NATIONAL TECHNICAL COLLEGE, )  
DENTAL TECHNOLOGY COLLEGE FOR )  
THE HANDICAPPED, INC., VALLEY )  
UNITED DENTAL LAB, INC., )  
ANATOLY BIDNY, SOFIA BIDNY, )  
AKA SOFIA BIDNA, ACCREDITING )  
COUNCIL FOR CONTINUING )  
EDUCATION AND TRAINING, LOS )  
ANGELES SECURITY PERSONNEL )  
SERVICE, CAREER ADVISING )  
SERVICE, THE CAREER PEOPLE, )  
AND DOES 1 THROUGH 100, )  
inclusive, )  
Defendants. )

- VOLUME I

DEPOSITION OF SERGIO CASTRO

Los Angeles, California

Monday, September 18, 1989

**COPY**



REPORTED BY  
RENEE DIMENNO, R.P.R., C.S.R. #6275  
9-3337

DEPO NUMBER: \_\_\_\_\_

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00025

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

4 THE PEOPLE OF THE STATE OF )  
CALIFORNIA, )  
5 )  
Plaintiffs, )  
6 )  
-vs- ) C 757 570  
7 )  
NATIONAL TECHNICAL COLLEGE, )  
8 DENTAL TECHNOLOGY COLLEGE FOR )  
THE HANDICAPPED, INC., VALLEY )  
9 UNITED DENTAL LAB, INC., )  
ANATOLY BIDNY, SOFIA BIDNY, )  
10 AKA SOFIA BIDNA, ACCREDITING )  
COUNCIL FOR CONTINUING )  
11 EDUCATION AND TRAINING, LOS )  
ANGELES SECURITY PERSONNEL )  
12 SERVICE, CAREER ADVISING )  
SERVICE, THE CAREER PEOPLE, )  
13 AND DOES 1 THROUGH 100, )  
inclusive, )  
14 Defendants. )  
\_\_\_\_\_ )  
15 )  
16 )

17 DEPOSITION OF SERGIO CASTRO, taken on behalf  
18 of the Plaintiff, at 3580 Wilshire Boulevard, Suite 500,  
19 Los Angeles, California, at 10:10 A.M., on Monday,  
20 September 18, 1989, before RENEE DIMENNO, R.P.R., C.S.R.  
21 #6275, a Notary Public within and for the County of  
22 Los Angeles, State of California, pursuant to Subpoena.

\*\*\*\*\*

1 A March or April of 1986.

2 Q And when did you move to the downtown school  
3 in relation to that?

4 A Well, in my capacity in those days as a  
5 director of education, I was still teaching and taking  
6 care of the department of education. So it was kind of  
7 hard. So I was going back and forth every day from  
8 downtown to North Hollywood. And after the point that  
9 Mr. Bidny got unhappy with me because I was not doing a  
10 good job in trying to do two jobs at the same time, they  
11 hired a new person as director of education and I was kept  
12 still at the North Hollywood school, but I taught some at  
13 night at the downtown school until finally I requested the  
14 director -- it was Georgia Drakos -- to move me completely  
15 to the downtown school.

16 Q When was that move completely to the downtown  
17 school?

18 A Probably at the end of '86.

19 Q Before March or April of 1986, when the  
20 downtown school opened, were you teaching classes during  
21 the daytime?

22 A Yes, all the time.

23 Q Did you also teach classes in the evening?

24 A Yes.

25 Q Was that during the entire time from March of

Technical College, was an externship part of the medical office procedures/word processing course?

A I don't remember very well, but I think it was.

Q Was there an externship that was part of the required medical office procedures/word processing course at any time during your time working at --

A Yes. There was.

Q -- National Technical College?

A Yes.

Q Was that part of the course before you changed to the Los Angeles school?

A Yes.

Q What was the requirement for an externship?

A To have the completion of all the subjects in the course and actually was the last four weeks of the school.

Q Was there any requirement as to where a student should be placed for an externship?

A It was a requirement of the accreditation bureau because in those days we were with ABHES so they required.

Q ABHES would be the accrediting association that accredited National Technical College?

A Yes.

Q And they required placement in a medical office?

A Yes.

Q Were students who had reached that place in the medical program always placed in a medical office?

A Not all the time.

Q Were there some students who had reached that point in their program who were not placed in an externship at all?

A Yes.

Q Did anyone ever ask you to fill out a form stating that a student had performed an externship for a student that had not performed an externship?

A Yes.

Q Can you tell me the names of some of the students that that occurred for?

A Fauzia Siddiqui. Those were actually -- some of my first students at NTC, Fauzia Siddiqui, Gladys -- I think her last name is Ali. Jaime. I don't remember his last name. That's some of the ones that I can remember. I got to see the list of the students in order for me to remember which ones.

Q Can you tell me approximately how many students you filled out a form saying that they had done an externship when, in fact, they had not?

MS. HAMER: Objection. It's not in evidence that he actually filled out the forms. You've not propounded that question.

MS. REITER: Thank you.

Q Can you tell me how many students approximately you were asked to fill out a form showing they had completed an externship when they had not?

A Is probably ten or more than that. But no less than ten.

Q Who asked you to do that?

A I was asked to do that by Mr. Bidny.

Q Was that in a conversation with you individually?

A Yes.

Q What did he say, if you can recall?

A I remember it was a problem with some of the students and we were checking the files of education and they were ready to be completed, and that documentation was never sent or -- I mean the students were never sent to an externship and they were ready to graduate and he told me to do it. I think he received advice in those days -- we have an adviser. It was Tim O'Neil.

Through his advice, then, it was, like, well, what do we have to do now in order to cover that externship portion of it is to develop the form and saying

students who were supposed to go to an externship but did not?

A Yes.

Q Did he tell you to fill it out?

A Yes.

Q Did he tell you to sign it?

A Yes.

MS. HAMER: Objection. Leading the witness.

Counsel, I really don't want to object. I want to get into this inquiry certainly as much as you. Maybe you can allow this witness and instruct this witness that he's allowed to reconstruct for you in words or substance as best he recalls. Maybe he doesn't understand that he can do that, that Mr. Bidny said to me, "Sergio, one, two, three, four." Then we won't get into answers that I have to strike.

BY MS. REITER:

Q Do you understand I asked you to tell me everything he told you to do?

A Yes, I do.

Q I'd like to ask you to look at this document which we'll have marked as Exhibit 302 and tell me if you recognize this form. First, I'll show it to counsel.

MS. HAMER: Thank you, Counsel.

THE WITNESS: Yes, it is.



1 (Plaintiff's Exhibits No. 301 & 302 were  
2 marked for identification by the  
3 Notary Public and are attached hereto.)

4 BY MS. REITER:

5 Q Who filled out this form?

6 A I did. Yes, I did.

7 Q This form is not very clear. Can you tell me  
8 if you signed this form?

9 A Yes.

10 Q Did this student serve an externship?

11 A No.

12 Q Did anyone tell you to fill out and sign this  
13 form?

14 A Yes.

15 Q And who was that?

16 A Mr. Bidny.

17 Q Although it's not very clear at the bottom  
18 right-hand corner, is that what you're referring to when  
19 you said you signed it? Is that your signature?

20 A It looks like it. If I get it close, yes.

21 Q And you recall actually --

22 A I recall signing this.

23 Q Is this the Jaime that you were speaking of?

24 A Yes.

25 Q Jaime Morales?

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A (No audible response.)

Q Next, I'd like you to look at a document which will be marked as 303, which is also on National Technical College letterhead and begins: "Let this acknowledge that...." and there's a blank space with a name filled in, "has completed a 120 hours externship at National Technical College." I should say for the record it's the same form as 302, but it has a different name filled in.

(Plaintiff's Exhibit No. 303 was marked for identification by the Notary Public and is attached hereto.)

MS. HAMER: Without interposing an objection, Counsel, I would reserve the right to ask at least that you allow this witness to provide the detailed identification of whatever documents you're putting into evidence rather than doing that yourself.

BY MS. REITER:

Q Would you take a look at this document and tell me if you've seen that before.

A Yes, I did.

Q Can you tell me if that is the document you previously described as the form you developed to show placement of externs?

A Yes, this is the same one.

1 Q You had mentioned previously Fauzia Siddiqui  
2 as one of the students who did not do an externship; is  
3 that correct?

4 A Yes.

5 Q And that is the same Fauzia Siddiqui who is  
6 listed on this form?

A Yes.

Q Did you fill out this form?

A Yes, I did.

Q Did you sign it?

A Yes.

Q Did you do that at anyone's direction?

A Yes.

Q Who told you to do that?

A Mr. Bidny.

Q Did Mr. Bidny know that Fauzia Siddiqui did  
not do an externship at National Technical College?

MS. HAMER: Objection. Calls for mere speculation.

THE WITNESS: Yes, he did.

BY MS. REITER:

Q How do you know that he knew that?

A Because we talk about it.

Q Did you tell him?

A I tell him and it was the point at that  
moment students could not be re-called to tell them that.

1 true?

2 A Yes.

3 Q I'd like to jump ahead to a time when  
4 ABHES -- we're not jumping ahead in time -- ABHES had  
5 scheduled a visit to National Technical College. Before  
6 any of the ABHES visits, were files ever moved out of  
7 their regular location?

8 MS. HAMER: Objection. Vague and ambiguous.

9 MS. REITER: Yes, I think so.

10 Q Do you understand the question?

11 THE WITNESS: Kind of, but not clear.

12 BY MS. REITER:

13 Q Did National Technical College have a file  
14 for each student who enrolled?

15 A Yes.

16 Q Did the files indicate if that student had  
17 dropped the course?

18 A Yes.

19 Q Were files of dropped students ever moved  
20 before an ABHES visit?

21 A Yes.

22 Q When was that approximately?

23 A It was in the downtown school and we moved,  
24 like, around eight boxes of files to the 13th floor  
25 because we request the office manager to -- where to put

those boxes and she told us that we were welcome to put them on the 13th or 14th floor. I don't remember. But we moved them out of the floor for NTC in downtown.

Q Did NTC have more than one floor in downtown Los Angeles?

A No. It's only one floor.

Q Who, if anyone, told you to move those boxes?

A Well, it was an agreement between Mr. Bidny and, I think, in those days it was Ed Longo. And I don't remember very well if George James was already aboard.

Q Was there a conversation in which you were told to move boxes of files?

A Yes, because we knew that the dropout or the no starts were too high, and we were showing on the records it was less than what it actually was.

Q In this conversation, who was present?

A Mr. Bidny, Ed Longo for sure, and myself.

Q And George James, you're not sure if he's not present?

A That one I'm not sure if he was in there.

Q Tell me what was said in this conversation, who said what in this conversation.

A Well, we knew that we're supposed to show less records because of the dropouts and it was all the time a discrepancy what we consider a dropout and what we

consider a no start.

Q Let me stop you for a minute.

MS. HAMER: Thank you.

BY MS. REITER:

Q My question was: What was said in this particular conversation?

A To remove files, those files that were exceeding the numbers we said were in the school.

MS. HAMER: Counsel, I'm not objecting. But would you instruct the witness on answering that kind of question? We're not getting it. I'm not objecting to your question. Maybe he didn't understand your admonitions in the beginning about what you're entitled to, but I don't want to move to strike the answer as being unresponsive. If you could just give him another instruction, maybe. When you say who said what to whom, could you explain that?

MS. REITER: Sure.

Q Do you understand what her problem is?

A Yes.

Q When I say who said what to whom, you told me what, but you didn't tell me which person said it.

To the best you can recall, who said what in that conversation? What did Mr. Bidny say --

A Mr. Bidny say was for us to fix the files in

order for the files to be right. And Ed Longo and myself, you know, we were talking about the only way we can fix those was to remove files or fix the files in the way that would look less than what actually were..

Q You said that?

A I said that in front of Mr. Bidny and Ed Longo, the same. So Mr. Bidny told us to do whatever was necessary, but he didn't want to have any problems in the accreditation, and for us to request the office manager of the building to let us put those files upstairs.

Q Now, who put the files in those boxes?

A I did. Together with clerical people, financial aid. Everybody was involved in that.

Q What files -- were you looking for particular files to put in the boxes?

A The no starts or dropouts.

Q When you say "no starts," what do you mean by that?

A When a student actually did enroll in school and didn't show up probably the second day, within the first five days.

Q So the student enrolled and they either did not start school at all, or else they started and dropped within the first five days. And that's what you call a no start?

A Yes.

Q You say you also put drop files in those boxes; is that correct?

A Yes.

Q What do you mean by "drop"?

A Drop file. Students we didn't know what happened actually to them, a student was in school maybe two, three weeks, and suddenly stop. The main objectives was to take numbers out.

Q Do you know about how many files you put in those boxes?

A I can only recall there were like five, six, seven, eight boxes. It was not only one or two.

Q How thick are the student files that you were putting in those boxes, if you can show me?

A Probably -- small. It was only this much.

MS. REITER: For the record, I think the witness is demonstrating an amount that seems to be approximately an eighth of an inch.

THE WITNESS: Probably. Eighth of an inch, quarter of an inch.

MS. HAMER: Can I see the gesture from the witness?

THE WITNESS: It was small.

MS. REITER:

Q In other words, the files were thin?



1 A Yes, they were very thin.

2 Q I think you already answered this. Then you  
3 did move those eight boxes up to the 13th or 14th floor?

4 MS. HAMER: Objection. Asked and answered.

5 BY MS. REITER:

6 Q The answer was "yes"?

7 A Yes.

8 Q Let me backup a minute.

9 Other than that time that you just described,  
10 was there any other time in which drop or no start files  
11 were removed before an ABHES visit, to your knowledge?

12 A That was the only time that we removed files.

13 Q Before ABHES visits to the school, were  
14 documents added to student files to show the files were  
15 complete?

16 A Yes, we did.

17 Q Did you participate in that?

18 A Yes, I did.

19 Q Did you add entrance tests to the files?

20 A Sometimes, yes, because they were not in the  
21 file.

22 Q Did that occur before more than one ABHES  
23 visit?

24 A Yes.

25 Q Do you remember how many times that occurred?

1 A No less than three times.

2 Q Not less than three times?

3 A Yes.

4 Q Did anyone instruct you to put tests in the  
5 files before the ABHES visit?

6 A Mr. Bidny used to tell me that it was my  
7 responsibility. He didn't care about how long I will be  
8 in school, but he want me to complete those files no  
9 matter what I did. He wanted me to put papers or whatever  
10 was necessary, but he wanted those files to be completed.

11 Q Did you understand from that, that he wanted  
12 you to make up tests?

13 A It was his -- I understand when he says  
14 whatever is necessary, because he knew some files were not  
15 there and I used to answer him back, "I couldn't find some  
16 documentation so it was impossible for me to do it." So  
17 his answer all the time saying he didn't give a damn, he  
18 wanted me to do it. He wanted me to --

19 MS. HAMER: Didn't give a what?

20 THE WITNESS: Didn't give a damn.

21 MS. HAMER: Damn?

22 THE WITNESS: I'm sorry.

23 BY MS. REITER:

24 Q That's all right. Even if it's that or  
25 worse. Your testimony has to be accurate.

1 Can you tell me approximately how many files  
2 you placed an admission test in?

3 MS. HAMER: Objection. Not in evidence that we're  
4 talking about admission tests.

5 BY MS. REITER:

6 Q I believe I used the word before entrance  
7 tests. Do you understand the entrance test to be the  
8 admission test?

9 A Yes.

10 MS. HAMER: Objection. Vague and ambiguous. There  
11 may be more than one entrance test and it's not in  
12 evidence as to which we're really talking about.

13 BY MS. REITER:

14 Q Do you remember the question?

15 A Yes. If I put in entrance exams.

16 Q In how many files did you put in entrance  
17 tests?

18 A There were a lot. It was not only one or two  
19 that I can say I did only one or two. I cannot recall  
20 exactly how many.

21 Q Was it more than ten?

22 A Yes.

23 Q More than 50?

24 A Probably less than 50.

25 Q More than 25?

1 A Yes.

2 Q So somewhere between 25 and 50?

3 A Yes.

4 Q Was that on one occasion or was that the  
5 total?

6 A That was only one occasion. I mean, because  
7 all the time we have papers missing.

8 Q So on one occasion you put in between 25 and  
9 50 missing tests?

10 A Yes.

11 Q You said that this happened at least three  
12 times. Do you recall for the other times approximately  
13 how many missing tests, admission tests you placed in  
14 files?

15 A I cannot recall exactly. But it probably  
16 will be the same amount.

17 Q Approximately 25 to 50 each time?

18 A 25 to 50.

19 Q Were there any other documents that you added  
20 to files before a visit from the accrediting association?

21 A Contracts. Educational papers.

22 Q When you say "educational papers," what do  
23 you mean?

24 A Tests.

25 Q What kind of tests were these?

1 A Final tests or quizzes or any paper work  
2 pertaining to the paper work of the course.

3 Q Were those tests also made up?

4 MS. HAMER: Objection. Vague and ambiguous. Made  
5 up.

6 THE WITNESS: No.

7 BY MS. REITER:

8 Q Where did you get those tests from?

9 A Actually from the file cabinets that I find  
10 them somewhere stocked without any file -- they were not  
11 filed. Put them somewhere.

12 Q Let me see if I understand this. Were those  
13 tests that that actual student had done, or were they  
14 other tests? Do you understand the question?

15 A No.

16 Q I'm a little confused by what you're saying.  
17 You say you would place these final tests in the students'  
18 files?

19 A Yes.

20 MS. HAMER: Or quizzes.

21 MS. REITER: Or quizzes.

22 Q And you would find them elsewhere.

23 A Yes.

24 Q The test that you found, were they written by  
25 the person whose files you put the test in?

1 A Yes.

2 Q The test were there, they simply were not in  
3 the file?

4 A Yes.

5 Q That's not true with the entrance test?

6 A No.

7 Q Those you made up; is that correct?

8 A Yes. Because some students --

9 MS. HAMER: Objection. Leading the witness,  
10 Counsel. He can clarify his answer without your leading  
11 him.

12 THE WITNESS: Yes, those were made by me. We used  
13 to have a girl named Emma. And sometimes she was the one,  
14 with the help of her we used to put them altogether.

15 BY MS. REITER:

16 Q What was Emma's last name? Was that  
17 Murrillo?

18 A Murrillo.

19 Q What was her job?

20 A She was the registration, secretary, file  
21 clerk. Everything.

22 Q You also stated that you added contracts to  
23 the file. Where did you get those contracts from?

24 A From the financial aid. The financial aid  
25 office.

1 Q Those were, in fact, contracts that had  
2 already been signed?

3 A No. Sometimes we used to look for the  
4 student. It was still there. Make them sign again the  
5 contract, and sometimes we used to actually disregard the  
6 file if it was a dropout, or the student was not any more  
7 in file.

8 Q What do you mean you would disregard the  
9 file?

10 A We would put them on the side and that was  
11 the one of the files we were supposed to have.

12 Q Did you ever have someone other than the  
13 student sign a contract to put in the file?

14 A No.

15 Q While you were adding the entrance exams to  
16 the files before the ABHES visit, was Anatoly Bidny ever  
17 in the same room?

18 A Oh, yes, he used to pass by and check if I  
19 was doing my job. And sometimes I took long hours, you  
20 know, to do those kind of tasks. And after school or in  
21 between my classes, between 3:00 and 6:00, I used to go  
22 down to the office and start working for those papers.  
23 And Mr. Bidny used to pass by and see if I was doing it.

24 Q Who is Ed Longo?

25 A Ed Longo was the administrator for the

1 downtown school for -- I think it was North Hollywood  
2 also. Because he was switched to the North Hollywood  
3 school.

4 Q Did you ever overhear a conversation in which  
5 Ed Longo asked Anatoly Bidny why he lied to the students?

6 A Yes. We many times talk about it because  
7 sometimes Mr. Bidny had the concept of telling people what  
8 they want to hear. And then later he will change his mind  
9 and do what he wants to do.

10 MS. HAMER: Objection. Nonresponsive to the  
11 question. Move to strike.

12 BY MS. REITER:

13 Q In the conversation -- you said you had  
14 conversations. Who were these conversations with?

15 A Ed Longo.

16 Q And was Mr. Bidny there also?

17 A Sometimes.

18 Q In any of the conversations where Ed Longo  
19 and Anatoly Bidny were both present, did you ever hear Ed  
20 Longo ask him why he lied to the students?

21 A Yes.

22 Q And what, if anything, did Anatoly Bidny  
23 respond?

24 A He used to have -- he says still the  
25 government was giving him money and that's why they have



BY MS. REITER:

Q Was he a teacher?

A Yes.

Q David Bidna.

A No.

Q Is there a person who worked at the downtown campus within the last year whose first name or last name was Joseph that you recall?

A Josphere Darden, D-a-r-d-e-n. He was my student in word processing and they gave him a job as receptionist in the night. Then he started helping placement -- George James and he was in that capacity, filing and doing things like that.

BY MS. REITER:

Q Ung Ty, U-n-g, T-y, two words.

A Ung Ty.

Q I don't know if it's pronounced Ung Ty or Young Ty.

A No.

Q Last name is, I believe -- well, it's spelled K-a-o, and the first name, I believe, is K-h-o-n-d-a-r-e-t-h. Are you familiar with that name?

A Probably if I see him. Like that, no.

Q Kao, K-a-o.

A Can you write it down?

MS. HAMER: Did you say speak or teach, Counsel?

MS. REITER: Speak.

THE WITNESS: Yes, speak in that language.

BY MS. REITER:

Q You testified earlier that you were the coordinator for the medical word processing course. Were you the coordinator for any other courses?

A I was the coordinator for the medical assistant, core, straight word processing and medical word processing.

Q Were you the coordinator for dental assisting?

A No.

Q Was there a dental assisting class taught at the downtown school?

A No.

Q Were there students enrolled in a dental assisting class at the downtown school?

A Yes.

Q When was that?

A It was early 1987. I don't recall exactly the month because we only have a few.

Q Approximately how many students were enrolled for the dental assisting class in downtown?

A No more than ten.

Q When you say "no more than ten," can you estimate?

A Nine.

Q Nine to ten?

A Yes.

Q If there was no dental assisting class, what did these students do after they were enrolled?

A They would put up -- they were sent to the classroom in the dental technician class.

Q Whose decision was it, if you know, to do that?

A It was mine, it was Paul Sgobba and it was Mr. Bidny.

Q Did the three of you have a conversation about this?

A Yes.

Q Where was that conversation?

A Say that again.

Q Where were you when you had this conversation with Mr. Sgobba and Mr. Bidny about the dental assisting students?

A In the main office on the downtown L.A. campus.

Q Can you tell me what was said in that meeting and who said it?

A That she wanted to go to her classroom, a dental assistant classroom.

Q Did she make that complaint to you?

A Yes.

Q What did you do?

A I notified to Mr. Bidny.

MS. HAMER: I didn't hear that answer, Counsel.

THE WITNESS: I notified Mr. Bidny.

BY MS. REITER:

Q What did Mr. Bidny say?

A That he was ready to hire the instructor.

Q Did you report back to the student?

A Yes.

Q Did Mr. Bidny ever instruct you to offer the students a refund?

A No.

Q When I say "the students," I mean the dental assisting students.

A No.

Q Did anyone ever tell you that you should offer them a refund?

A No. Nobody told me that.

Q Was there a dental assisting class at the North Hollywood school?

A Yes.

Q Did you ever see the classroom?

A Yes.

Q Did you hear any complaints from the dental assisting students in North Hollywood?

A Their main complaint was why they were not using the X-ray machine.

Q How did you know about that complaint?

A Because I used to go to North Hollywood and that's when I used to -- you know, students used to ask me when are we going to the X-ray machine.

Q .So the students asked you, "When are we going to get to use the X-ray machines?"

A Yes.

Q When the students asked you that, what did you tell them?

A That I didn't know. That they better talk to the director of the school.

Q Do you know why they couldn't use the X-ray machine?

A No.

Q Do you know if the X-ray machine was located in a separate room?

A Yes, it was on the second floor.

Q Do you know if that room had lead protection?

A No, it didn't have.

Q It did not have?

A (No audible response.)

Q Was that required?

MS. HAMER: Objection. Calls for a legal conclusion.

MS. REITER: If you know.

THE WITNESS: Yes.

BY MS. REITER:

Q Who required that there be lead protection for the use of the X-ray machine?

A When I worked together with the dental assistant coordinator in the beginning of the setup of the program, she told me that it was a requirement from, I think, the state or the board of dental or X-ray -- it was a requirement from the state if you want to teach X ray and you want the student to practice with a real X-ray machine. So they have to have those requirements in that particular room.

Q What was this person's name who was the dental assisting coordinator?

A Miss Putlongo.

Q Can you tell me for 1989, from January to the present, approximately how many students enrolled in the medical word processing class at the downtown school? If you can tell me. I don't want a guess.

1 question.

2 Q Did you ever have difficulty getting the  
3 supplies you needed for your classes?

4 A Yes, sometimes.

5 Q If you had difficulty, what did you do?

6 A Many times we requested supplies and Sofia  
7 Bidny started questioning us why all this spending money,  
8 expense on supplies and books. Many times, I mean, I was  
9 accused when I was covering classes in North Hollywood  
10 that I was stealing. Books were disappearing. Actually  
11 what I was doing, I was giving the students the books as  
12 loaners. And Mr. Bidny understood many times. The main  
13 problem I can see was Sofia Bidny because she wanted to --  
14 if you need two pencils, you need two pencils. If you  
15 need three paper clips, we'll give you three paper clips,  
16 not looking into things because maybe was more supply was  
17 needed to give to the students and Mr. Bidny was all the  
18 time open in that aspect. He never used to like that the  
19 students were not receiving their books.

20 Q You said that you got the books and gave them  
21 to the students. How did you get the books?

22 A Because I used to request them as a loaner.  
23 And I requested, "I need ten books for typing," so ten  
24 books were given to me to keep it at the school, and I  
25 used to keep them in there, but sometimes a student would

1 used to say, "Well, I would like to practice at home." So  
2 he sometimes would take the book and bring it back the  
3 following day.

4 Q Did you give the students in your classes  
5 books before they were funded? When I say "funded," I  
6 mean before they received government checks?

7 A No. But I would like to clarify something.  
8 We have a little section in the program, at least medical  
9 word processing, straight word processing, named core,  
10 c-o-r-e. It was a period of time, four weeks, in which  
11 the student was given a handcut of copies of materials  
12 that they're supposed to cover during that time. And  
13 after the fourth week when they used to get into the  
14 regular program, it was a procedure that if a student was  
15 not funded to give them copies of books and things like  
16 that. But we all the time emphasized that to Mr. Bidny,  
17 let's give them the books as loaners. So sometimes they  
18 did receive the books and sometimes they didn't.

19 Q In the core course when you gave them  
20 handouts, where was that material copied from?

21 A We sent the original to Sofia Bidny. She  
22 send it to a printer. So the printer used to supply us to  
23 that material.

24 MS. HAMER: I'll object to the answer as being  
25 nonresponsive to the question.



1 BY MS. REITER:

2 Q What was the original that you sent to her?

3 MS. HAMER: Move to strike, sorry.

4 THE WITNESS: Can you repeat that.

5 BY MS. REITER:

6 Q You said you sent the original to Sofia and  
7 she would have it copied. When you say "the original,"  
8 what are you referring to?

9 A The original paper that's supposed to be  
10 copied.

11 Q Was that paper a textbook?

12 A Sometimes were portions of textbook.  
13 Sometimes were things that I type on the display writer  
14 for the school.

15 Q So the handout was, if I understand you  
16 right, a combination of things copied from textbooks and  
17 things that you or some other instructor prepared?

18 A Yes.

19 Q Did you have a key to the supply room?

20 A I used to have a long time ago. But after,  
21 after many complaints Sofia knew that I was walking into  
22 the supply room, they took away that key from me.

23 Q When you had the key, did you ever give --  
24 take books out of the supply room?

25 A Yes, if they were needed.

1 Q When you took books out of the supply room,  
2 did you give them to students?

3 A Yes.

4 Q Did you ever give them to students before  
5 their funding came in?

6 A Yes.

7 Q Why did you do that?

8 A Because they need them.

9 Q Those were books they needed for the core  
10 course?

11 A Usually it was more to the regular course.

12 Q And these were students who were already in  
13 the regular course, but had not received their funding?

14 A Yes.

15 Q In the word processing portion of the medical  
16 word processing course and in the regular word processing  
17 course, what word processing program did you teach at  
18 National Technical College? Let me make it shorter. What  
19 word processing system. I don't know the computer  
20 language.

21 A Software.

22 Q What word processing software did you teach?

23 MS. HAMER: The name of it, Counsel?

24 MS. REITER: Yes.

25 THE WITNESS: Wordstar.

1 BY MS. REITER:

2 Q Wordstar?

3 A Yes.

4 Q I understand Wordstar has various versions.

5 Do you remember what number of Wordstar?

6 A One of the first ones. I think it's 2.1. It  
7 was one of the versions of Wordstar.

8 Q Do you know what is the most recent version  
9 of Wordstar?

10 A I think it's 5.0.

11 Q Did you ever have available 5.0?

12 A No.

13 Q Did you ever have available any Wordstar  
14 program other than the first one that was available?

15 A We -- no. We supplied the students with  
16 them. Can I clarify?

17 Q Let me just ask it again. You said you used  
18 the first Wordstar program that was available; correct?

19 A Yes.

20 Q And that number was -- do you recall the  
21 number?

22 A 2.1. 2.0, 2.1.

23 Q Did you ever have available to teach the  
24 students any Wordstar program more advanced than the 2.0  
25 or 2.1?

1           A       No. But can I clarify? Mr. Farmer is the  
2 other instructor for the word processing as well as Robert  
3 Sencion at the North Hollywood school. Other instructors,  
4 we used to bring our own from home, and many times we used  
5 those in the classroom. So it was -- it's kind of a -- if  
6 a student was not receiving a Wordstar from the school,  
but they were receiving other software because we brought  
8 that software.

9           Q       Why did you bring that software in?

10          A       Because they didn't buy us another one.

11          Q       Did you think the students should learn the  
12 other software program you brought in?

13          A       At this moment, yes.

14          Q       What software program or programs did you  
15 bring in for the students to use?

16          A       D Base or Lotus I, II, III.

17          Q       The school did not provide those programs?

18          A       No.

19          Q       Do you know what program Mr. Farmer brought  
20 in?

21          A       The same. We used to compare. I mean, "What  
22 do you have?"

23                   I say, "Well, you bring yours, I like yours  
24 better." Then we use that one. So Mr. Farmer -- we used  
25 to run copies of all those programs and give it to the

EXHIBIT 10

DECLARATION OF BUTRINA DAVIS

I, Butrina Davis, declare the following:

1. On or about January 1988, my boyfriend, Juwayne Jenkins and I were looking for security jobs in the newspaper. I saw an ad that said "security guard, no experience necessary," I called the number in the ad, there was no name of a company in the ad. It was a company on Wilshire Boulevard named the Los Angeles Security Personnel Services.

2. Juwayne and I went to the offices to fill out applications. We were told by a job counselor that in order to get a job we would have to sign up for some training. The job counselor sent us to National Technical College in downtown Los Angeles for the training.

3. When we got to National Technical College we spoke to an admissions counselor. I cannot remember his name. He told us that the security guard training program was a 15 week program. He said the entire cost of the program, about \$3000, would be paid for with a grant and a loan. He told us that the loan would not have to be repaid until six months after graduation. He said we would each get \$60 per week while attending the program. We did not go on a tour of the school.

4. Juwayne and I both signed the loan papers and the contract that was prepared for each of us. I was never given a

1 student handbook. No one explained to me the school's refund  
2 policy. Within a month, I remember a check coming in the mail  
3 for me and I signed the check over to the school. I never  
4 received any weekly sum while I attended the college. Juwayne  
5 went to school for one month before he was told that his loan  
6 request was denied because he had a prior outstanding loan with  
7 another vocational school that had not been paid. He was told to  
8 leave the school that day.

9

10 5. There were three teachers during the time I was in the  
11 program. Each time a new teacher came, they wasted my time by  
12 reviewing material we had already gone over. I was upset that I  
13 was not getting the weekly allowance that had been promised by  
14 the admissions counselor and I complained to the people in the  
15 office. The office seemed to be very disorganized, no one seemed  
16 to be able to give me a straight answer about the money I thought  
17 I was going to be getting.

18

19 6. I left the program because I was not learning anything  
20 and because I needed money and had to find work. I was never  
21 offered a job while I was in school as had been promised to me by  
22 the job placement service that referred me to National Technical  
23 College.

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1 I declare under penalty of perjury under the laws of  
2 the State of California that the facts set forth in this  
3 declaration are true and correct, that they are of my own  
4 personal knowledge and, if called and sworn as a witness, I could  
5 and would competently testify to the above facts.

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Executed on this \_\_\_\_\_ day of \_\_\_\_\_, 1989  
at \_\_\_\_\_, California.

\_\_\_\_\_  
Butrina Davis