


CIVIL ACTION COVER SHEET	DOCKET NUMBER 2084 CV 01651 D	Trial Court of Massachusetts The Superior Court
		

PLAINTIFF(S): Commonwealth of Massachusetts ADDRESS: Attorney General's Office One Ashburton Place, 18th Floor Boston, MA 02108 ATTORNEY: Glenn Kaplan ADDRESS: Attorney General's Office One Ashburton Place, 18th Floor Boston, MA 02108 BBO: 567308	RECEIVED JUL 29 2020 SUPERIOR COURT-CIVIL MICHAEL JOSEPH DONOVAN CLERK/MAGISTRATE	COUNTY Suffolk DEFENDANT(S): Catherine Hinds Institute of Esthetics 300 Wildwood Ave. Woburn, MA 01801
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TYPE OF ACTION AND TRACK DESIGNATION (see reverse side)			
CODE NO.	TYPE OF ACTION (specify)	TRACK	HAS A JURY CLAIM BEEN MADE?
E99	Other Administrative Action	X	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
*If "Other" please describe: Assurance of Discontinuance pursuant to G.L. c. 93A, section 5			

STATEMENT OF DAMAGES PURSUANT TO G.L. c. 212, § 3A

The following is a full, itemized and detailed statement of the facts on which the undersigned plaintiff or plaintiff counsel relies to determine money damages. For this form, disregard double or treble damage claims; indicate single damages only.

TORT CLAIMS
(attach additional sheets as necessary)

A. Documented medical expenses to date:

1. Total hospital expenses	\$	_____
2. Total doctor expenses	\$	_____
3. Total chiropractic expenses	\$	_____
4. Total physical therapy expenses	\$	_____
5. Total other expenses (describe below)	\$	_____
Subtotal (A):		\$ _____

B. Documented lost wages and compensation to date \$ _____

C. Documented property damages to dated \$ _____

D. Reasonably anticipated future medical and hospital expenses \$ _____

E. Reasonably anticipated lost wages \$ _____

F. Other documented items of damages (describe below) \$ _____


G. Briefly describe plaintiff's injury, including the nature and extent of injury:

TOTAL (A-F):\$ n/a

CONTRACT CLAIMS
(attach additional sheets as necessary)

Provide a detailed description of claims(s):

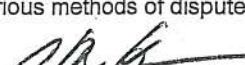
TOTAL: \$ _____

Signature of Attorney/Pro Se Plaintiff: X  Date: 7/25/2020

RELATED ACTIONS: Please provide the case number, case name, and county of any related actions pending in the Superior Court.

CERTIFICATION PURSUANT TO SJC RULE 1:18

I hereby certify that I have complied with requirements of Rule 5 of the Supreme Judicial Court Uniform Rules on Dispute Resolution (SJC Rule 1:18) requiring that I provide my clients with information about court-connected dispute resolution services and discuss with them the advantages and disadvantages of the various methods of dispute resolution.

Signature of Attorney of Record: X  Date: 7/25/2020

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

SUPERIOR COURT
CIVIL ACTION NO.

IN THE MATTER OF CATHERINE
HINDS INSTITUTE OF ESTHETICS

RECEIVED

JUL 29 2020

SUPERIOR COURT-CIVIL
MICHAEL JOSEPH DONOVAN
CLERK/MAGISTRATE

**ASSURANCE OF DISCONTINUANCE
PURSUANT TO M.G.L. CHAPTER 93A, § 5**

I. INTRODUCTION

1. The Commonwealth of Massachusetts ("Commonwealth"), through the Office of Attorney General Maura Healey ("AGO") and the Catherine Hinds Institute of Esthetics ("Catherine Hinds"), enter into this Assurance of Discontinuance ("AOD") pursuant to M.G.L. c. 93A, § 5.

2. Catherine Hinds is a private for-profit postsecondary educational institution with its principal place of business at 300 Wildwood Ave. Woburn, MA 01801. Catherine Hinds offers Certificate programs in the field of Esthetics.

3. Pursuant to M.G.L. c. 93A, § 6, the AGO conducted an investigation of Catherine Hinds' compliance with 940 C.M.R. 31.00 *et al.* (the "Investigation"). Based on the Investigation, the AGO alleges that Catherine Hinds' policies were not in compliance with 940 C.M.R. 31.00 *et al.* Specifically, the AGO alleges that:

- i. Catherine Hinds was not in compliance with 940 C.M.R. 31.05(2) by failing to provide required disclosures as defined by 940 C.M.R. 31.03.
- ii. The job placement rates Catherine Hinds provided to consumers were not calculated as required under 940 C.M.R. 31.05(4)(b)(1).

4. This AOD is made without any trial or adjudication of any issue of fact or law.

5. This AOD does not constitute an admission of wrongdoing by Catherine Hinds of any fact alleged by the AGO or non-compliance with any state or federal law, rule or regulation.

6. The AGO and Catherine Hinds both voluntarily enter into this AOD.

II. TERMS OF THIS ASSURANCE

7. Catherine Hinds agrees to pay to the AGO the sum of thirty-five thousand dollars (\$35,000) which shall be distributed by the AGO to or on behalf of students of Catherine Hinds at the sole discretion of the AGO as well as used for settlement monitoring and implementation pursuant to G.L. c. 12 § 4A. Catherine Hinds shall make this payment within ninety (90) days of the entry of this AOD or pursuant to an alternate payment schedule agreed to by Catherine Hinds and the AGO. No part of this payment is or shall be considered a penalty or fine. The payment will be made by check payable to the Office of the Attorney General, delivered by certified mail to Kellin Lee, Insurance & Financial Services Division, Office of the Attorney General, One Ashburton Place, 18th Floor, Boston, MA 02108. Such monies shall be held by the AGO or designee while the AGO implements this AOD, although the AGO may in its discretion place remaning monies in the General Fund after six months from the date this AOD is filed.

8. Catherine Hinds shall fully comply with 940 C.M.R. 31.00 *et al.*

9. Specifically, regarding the issue of job placement rates, at least 72 hours prior to entering into an enrollment agreement with any prospective student, Catherine Hinds will provide the prospective student with a disclosure that clearly and conspicuously identifies Catherine Hinds' graduate placement rate, and notes that this graduate placement rate is the percentage of graduates during the latest two calendar years who obtained full-time, non-temporary jobs in their field of study. In the same disclosure, Catherine Hinds shall also identify the total placement rate, noting that this total placement rate is the percentage of students who enrolled in the program during the latest two calendar years and obtained full-time, non-temporary jobs in their field of study. Calculation of graduate and total placement rate and the proffer of these disclosures shall be done in accordance with the definitions in 940 C.M.R. 31.03.

10. Catherine Hinds will cooperate with the AGO during the implementation of this AOD and will provide all information not subject to applicable privileges that is reasonably requested by the AGO during the implementation of this AOD.

11. The acceptance of this AOD by the AGO does not constitute acceptance or approval by the AGO of any of Catherine Hinds' assertions of fact or past practices, and Catherine Hinds will make no representation to that effect.

12. The AOD may be modified or supplemented only by a written document signed

by both parties.

13. This AOD shall be binding upon Catherine Hinds, its officers, directors, employees, agents, subsidiaries, affiliates, subdivisions, successors, and assigns, and upon the AGO, its officers and employees.

14. This AOD and its provisions shall be effective on the date that it is filed in Suffolk Superior Court.

15. By signing below, the Attorney General agrees that this AOD shall be in lieu of a civil action or proceeding against Catherine Hinds under M.G.L. c. 93A, § 4 for acts or practices related to Catherine Hinds' failure to provide disclosures compliant with 940 C.M.R. 31.00 *et al.* to students who enrolled from April 1, 2016 through March 31, 2018.


16. Any violation by Catherine Hinds of this AOD may be pursued in a civil action or proceeding under M.G.L. c. 93A hereafter commenced by the AGO. By signing below, the signatories represent that they are authorized to sign this document on behalf of their respective parties and the parties agree to comply with their respective undertakings contained in this AOD.

**CATHERINE HINDS INSTITUTE
OF ESTHETICS**

By: 
An Hinds
President & CEO
300 Wildwood Ave.
Woburn, MA 01801
781-935-3344, ext. 222
ahinds@catherinehinds.edu

Dated:

**COMMONWEALTH OF MASSACHUSETTS
MAURA HEALEY ATTORNEY GENERAL**

By: 
Glenn Kaplan, BBO #567308
Assistant Attorney General
One Ashburton Place, 18th Floor
Boston, MA 02108
617-963-2453
glenn.kaplan@mass.gov

Dated:

7/25/20