



In the Matter of

HDS TRUCK DRIVING INSTITUTE,

Docket No. 07-57-SF

Federal Student Aid Proceeding

Respondent.

DECISION OF THE SECRETARY

This matter comes before me on appeal by the office of Federal Student Aid (FSA) of an Initial Decision issued by Chief Administrative Judge Ernest C. Canellos on February 1, 2008. FSA requests that I modify the \$1,000 fine imposed by Judge Canellos against Respondent by reinstating FSA's proposed fine of \$14,000. Judge Canellos reduced FSA's proposed fine because he found mitigating factors favoring the reduction, including the small size of the institution and the gravity of Respondent's violation of the Integrated Postsecondary Education Data System/IPEDS reporting requirement. Given the factors cited by Judge Canellos supporting his reduction of the fine, I find no reason to modify the judge's result.

ORDER

ACCORDINGLY, the Initial Decision by Chief Administrative Judge Ernest C. Canellos is HEREBY AFFIRMED as the Final Decision of the Department.

So ordered this 15th day of October 2009.

Arne Duncan

Washington, D.C.

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OCT 16 2009

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Office of Hearings and Appeals
U.S. Department of Education
400 Maryland Avenue, S.W.
Washington, D.C. 20202-4616

Brian P. Siegel, Esq.
Office of the General Counsel
U.S. Department of Education
400 Maryland Avenue, S.W.
Washington, D.C. 20202-2110

Mr. Douglas A. Prall
President
HDS Truck Driving Institute
6251 S. Wilmot Road
Tucson, AZ 85731