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**STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF WORKERS' COMPENSATION
BEFORE THE ADMINISTRATIVE DIRECTOR**

In Re: PROVIDER SUSPENSION

BRANDON JEREMIAH BENAVENTE,

Respondent.

ORDER OF SUSPENSION

WHEREAS, Labor Code section 139.21(a)(1)(A) requires the Administrative Director to suspend any physician, practitioner, or provider from participating in the workers' compensation system as a physician, practitioner, or provider if the individual has been convicted of any felony or misdemeanor described in Labor Code section 139.21(a)(1)(A); and

WHEREAS, on or about December 13, 2021, Respondent Brandon Jeremiah Benavente pled guilty to or was found guilty of one or more felonies or misdemeanors described in Labor Code section 139.21(a)(1)(A) in the Superior Court of California for the County of San Diego; and

WHEREAS, Labor Code section 139.21(a)(1)(B) requires the Administrative Director to suspend any physician, practitioner, or provider from participating in the workers' compensation system as a physician, practitioner, or provider who has been suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

WHEREAS, Brandon Jeremiah Benavente was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

WHEREAS, on or about November 15, 2023, the Administrative Director mailed to Brandon Jeremiah Benavente a written notice of the right to a hearing regarding the

1 suspension and the procedure to follow to request a hearing, as provided in Labor Code
2 section 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1; and

3 WHEREAS, pursuant to Labor Code section 139.21(b)(2) and California Code of
4 Regulations, title 8, section 9788.1(d), the written notice advised Brandon Jeremiah
5 Benavente that the suspension would start thirty (30) calendar days after the date of
6 mailing of written notice, unless Brandon Jeremiah Benavente submitted a written request
7 for a hearing within ten (10) calendar days of the date of mailing of the notice; and

8 WHEREAS, Brandon Jeremiah Benavente did not submit a written request for
9 hearing within ten (10) calendar days of the date of mailing of the notice; and

10 WHEREAS, the Administrative Director is required to suspend any physician,
11 practitioner, or provider pursuant to Labor Code section 139.21 and California Code of
12 Regulations, title 8, section 9788.2, after thirty (30) days from the date the notice was
13 mailed, unless the physician, practitioner, or provider submits a written request for a
14 hearing within ten (10) calendar days of the date of mail of the notice;

15 **IT IS HEREBY ORDERED** that Respondent Brandon Jeremiah Benavente is hereby
16 suspended from participating in the workers' compensation system as a physician,
17 practitioner, or provider.

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20 Date: January 11, 2024

/S/ George Parisotto
GEORGE PARISOTTO
Administrative Director
Division of Workers' Compensation