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

In Re: PROVIDER SUSPENSION
JOSEPH BISTRAIN,
Respondent.

ORDER OF SUSPENSION

WHEREAS, Labor Code section 139.21(a)(1)(C) requires the Administrative Director to suspend any physician, practitioner, or provider from participating in the workers' compensation system as a physician, practitioner, or provider whose license, certification or approval to provide health care services has been surrendered or revoked; and

WHEREAS, on or about February 1, 2022, Respondent Joseph Bistrain's license, certification or approval to provide health care services was surrendered or revoked by the California Medical Board, Department of Consumer Affairs; and

WHEREAS, on or about February 8, 2023, the Administrative Director mailed to Joseph Bistrain a written notice of the right to a hearing regarding the suspension and the procedure to follow to request a hearing, as provided in Labor Code section 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1; and

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

WHEREAS, Joseph Bistrain did not submit a written request for hearing within ten (10) calendar days of the date of mailing of the notice; and

WHEREAS, the Administrative Director is required to suspend any physician, practitioner, or provider pursuant to Labor Code section 139.21 and title 8, California Code of Regulations, section 9788.2, after thirty (30) days from the date the notice was mailed, unless

1 the physician, practitioner, or provider submits a written request for a hearing within ten (10)
2 calendar days of the date of mailing of the notice;

3 **IT IS HEREBY ORDERED** that Joseph Bistrain is hereby suspended from participating
4 in the workers' compensation system as a physician, practitioner, or provider.

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8 Date: March 15, 2023

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