

1
2
3
4
5
6
7
8

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

In Re: PROVIDER SUSPENSION

ORDER OF SUSPENSION

SAMUEL KIM,

Respondent.

9
10
11
12
13
14
15
16
17
18

Labor Code section 139.21(a)(1)(A) requires the Administrative Director of the Division of Workers' Compensation (Administrative Director) to suspend any physician, practitioner, or provider from participating in the California workers' compensation system as a physician, practitioner, or provider if the individual or entity has been convicted of any felony or misdemeanor and that crime either: (1) involves fraud or abuse of the federal Medicare or Medicaid programs, the Medi-Cal program, or the workers' compensation system, or fraud or abuse of any patient; (2) relates to the conduct of the individual's medical practice as it pertains to patient care; or (3) is a financial crime that relates to the federal Medicare or Medicaid programs, the Medi-Cal program, or the workers' compensation system.

19
20
21
22

On or about November 2, 2017, Respondent Samuel Kim (Kim) was convicted in the United States District Court, Eastern District of Louisiana, of crimes described in Labor Code section 139.21(a)(1)(A). (United States of America v. Ricketts, et al., Case No. 15CR-00153-EEF-MBN-4.)

23
24
25
26

On or about June 7, 2022, the Administrative Director mailed to Respondent Kim 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.

27
28

Pursuant to Labor Code section 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1(d), the written notice advised Respondent Kim that the

1 suspension would start thirty (30) calendar days after the date of mailing of written
2 notice, unless Respondent Kim submitted a written request for a hearing within ten (10)
3 calendar days of the date of mailing of the notice.

4 Respondent Kim did not submit a written request for hearing within ten (10)
5 calendar days of the date of mailing of the notice.

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

11 **IT IS HEREBY ORDERED** that Respondent Samuel Kim is hereby suspended
12 from participating in the California workers' compensation system as a physician,
13 practitioner, or provider.

14
15 Date: August 18, 2022

16 /S/ George P. Parisotto
17 George P. Parisotto
18 Administrative Director
19 Division of Workers' Compensation
20
21
22
23
24
25
26
27
28