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

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**In Re: PROVIDER SUSPENSION**

**ORDER OF SUSPENSION**

**GARY ROYCE WISNER,  
Respondent.**

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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

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WHEREAS, on or about June 16, 2022, Respondent Gary Royce Wisner (Gary Wisner) 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, County of San Joaquin; and

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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

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WHEREAS, Gary Wisner was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

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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

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WHEREAS, on or about January 30, 2023, Gary Wisner's license, certification, or approval to provide health care services was surrendered or revoked by the California Medical Board, Department of Consumer Affairs; and

1           WHEREAS, on or about March 22, 2023, the Administrative Director mailed to Gary  
2 Wisner a written notice of the right to a hearing regarding the suspension and the procedure to  
3 follow to request a hearing, as provided in Labor Code section 139.21(b)(2) and California  
4 Code of Regulations, title 8, section 9788.1; and

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

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

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

17           **IT IS HEREBY ORDERED** that Gary Wisner is hereby suspended from participating in  
18 the workers' compensation system as a physician, practitioner, or provider.

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21 Date: May 31, 2023

22           /S/ George Parisotto  
23           GEORGE PARISOTTO  
24           Administrative Director  
25           Division of Workers' Compensation  
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