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

In Re: PROVIDER SUSPENSION

ORDER OF SUSPENSION

**REINA LANA AVILES,
Respondent.**

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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.

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Labor Code section 139.21(a)(1)(B) requires the 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 suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs or the Medi-Cal program.

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On or about June 6, 2014, Respondent Reina Lana Aviles (Aviles) was convicted in the United States District Court, Southern District of California, of crimes described in Labor Code section 139.21(a)(1)(A). (United States of America v. Aviles, Case No. 14CR 1575-BAS.)

1 On or about October 10, 2017, Respondent Aviles was suspended, due to fraud
2 or abuse, from the federal Medicare or Medicaid programs.

3 On or about June 7, 2022, the Administrative Director mailed to Respondent
4 Aviles a written notice of the right to a hearing regarding the suspension and the
5 procedure to follow to request a hearing, as provided in Labor Code section
6 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1.

7 Pursuant to Labor Code section 139.21(b)(2) and California Code of Regulations,
8 title 8, section 9788.1(d), the written notice advised Respondent Aviles that the
9 suspension would start thirty (30) calendar days after the date of mailing of written
10 notice, unless Respondent Aviles submitted a written request for a hearing within ten
11 (10) calendar days of the date of mailing of the notice.

12 Respondent Aviles did not submit a written request for hearing within ten (10)
13 calendar days of the date of mailing of the notice.

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

19 **IT IS HEREBY ORDERED** that Respondent Reina Lana Aviles is hereby
20 suspended from participating in the California workers' compensation system as a
21 physician, practitioner, or provider.

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23 Date: August 18, 2022

24 /S/ George P. Parisotto
25 George P. Parisotto
26 Administrative Director
27 Division of Workers' Compensation
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