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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

KENNETH JOHNSON,
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 February 18, 2014, Kenneth Johnson 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 United States District Court, Central District of California; 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, Kenneth Johnson 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 September 9, 2016, Kenneth Johnson's license, certification, or approval to provide health care services was surrendered or revoked by the Medical Board of California,

1 Department of Consumer Affairs; and

2 WHEREAS, on or about April 3, 2017, the Administrative Director mailed to Kenneth Johnson
3 a written notice of the right to a hearing regarding the suspension and the procedure to follow to request
4 a hearing, as provided in Labor Code section 139.21(b)(2) and California Code of Regulations, title 8,
5 section 9788.1; and

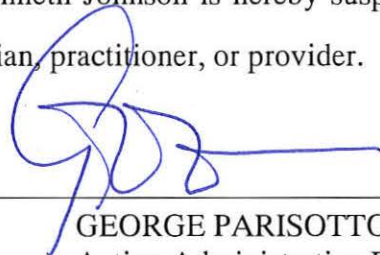
6 WHEREAS, pursuant to Labor Code section 139.21(b)(2) and California Code of Regulations,
7 title 8, section 9788.1(d), the written notice advised Kenneth Johnson that the suspension would start
8 thirty (30) calendar days after the date of mailing of written notice, unless Kenneth Johnson submitted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

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

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

19 Date: May 4, 2017



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21 GEORGE PARISOTTO
22 Acting Administrative Director
23 Division of Workers' Compensation
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