

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

**In Re: PROVIDER SUSPENSION**

**DAVID LYNN KERBS,**

**Respondent.**

**ORDER OF SUSPENSION**

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

WHEREAS, Respondent David Lynn Kerbs (David Kerbs) was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

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 September 27, 2023, David Kerbs' license, certification, or approval to provide health care services was surrendered or revoked by the California Board of Registered Nursing, Department of Consumer Affairs; and

WHEREAS, on or about August 6, 2024, the Administrative Director mailed to David Kerbs 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

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

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

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

13           **IT IS HEREBY ORDERED** that Respondent David Kerbs is hereby suspended from  
14 participating in the workers' compensation system as a physician, practitioner, or provider.

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17 Date: November 12, 2024

/S/ George P. Parisotto  
George P. Parisotto  
Administrative Director  
Division of Workers' Compensation