

1  
2  
3  
4  
5  
6  
7  
8  
9

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

**In Re: PROVIDER SUSPENSION**

**ORDER OF SUSPENSION**

**BARRY LEFKOVITCH,  
Respondent.**

10  
11  
12  
13

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

14  
15  
16

WHEREAS, on or about September 28, 2012, Respondent Barry Lefkovitch 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 Ventura; and

17  
18  
19

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

20  
21

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

22  
23  
24  
25

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

26  
27  
28

WHEREAS, on or about March 17, 2016, Barry Lefkovitch's license, certification or approval to provide health care services was surrendered or revoked by the Medical Board of California, Department of Consumer Affairs; and

1           WHEREAS, on or about December 21, 2022, the Administrative Director mailed to  
2 Barry Lefkovitch a written notice of the right to a hearing regarding the suspension and the  
3 procedure to follow to request a hearing, as provided in Labor Code section 139.21(b)(2) and  
4 California 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 Barry Lefkovitch that the  
7 suspension would start thirty (30) calendar days after the date of mailing of written notice,  
8 unless Barry Lefkovitch submitted a written request for a hearing within ten (10) calendar days  
9 of the date of mailing of the notice; and

10           WHEREAS, Barry Lefkovitch 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 title 8, California Code of  
14 Regulations section 9788.2, after thirty (30) days from the date the notice was mailed, unless  
15 the physician, practitioner, or provider submits a written request for a hearing within ten (10)  
16 calendar days of the date of mailing of the notice;

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

19  
20  
21 Date: February 23, 2023

22           /S/ George Parisotto  
23           George Parisotto  
24           Administrative Director  
25           Division of Workers' Compensation  
26  
27  
28