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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

**TAN MINH DO DBA MOJAVE
PHARMACY,**

Respondent.

Labor Code section 139.21(a)(1)(B) requires the Administrative Director of the Division of Workers' Compensation to suspend any physician, practitioner, or provider from participating in the 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.

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.

On or about March 2, 2018, Respondent Tan Minh Do dba Mojave Pharmacy's (Mojave Pharmacy) license, certification or approval to provide health care services was surrendered or revoked by the California Board of Pharmacy, Department of Consumer Affairs.

Respondent Mojave Pharmacy was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs.

On or about April 15, 2022, the Administrative Director mailed to Respondent Mojave Pharmacy 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.

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

6 Respondent Mojave Pharmacy did not submit a written request for hearing within
7 ten (10) calendar days of the date of mailing of the notice.

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

13 **IT IS HEREBY ORDERED** that Respondent Tan Minh Do dba Mojave Pharmacy
14 is hereby suspended from participating in the workers' compensation system as a
15 physician, practitioner, or provider.

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17 Date: May 27, 2022

/S/ George P. Parisotto

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19 George P. Parisotto
20 Administrative Director
21 Division of Workers' Compensation
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