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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

WADE SMITH,

Respondent.

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

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Labor Code section 139.21(a)(1)(C) 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 whose license, certification or approval to provide health care services has been surrendered or revoked.

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On or about February 9, 2017, Respondent Wade Smith's (Smith) license, certification or approval to provide health care services was surrendered or revoked by the California Board of Registered Nursing, Department of Consumer Affairs.

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On or about June 7, 2017, Respondent Smith was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs.

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On or about October 5, 2022, the Administrative Director mailed to Respondent Smith 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 Smith that the
3 suspension would start thirty (30) calendar days after the date of mailing of written
4 notice, unless Respondent Smith submitted a written request for a hearing within ten
5 (10) calendar days of the date of mailing of the notice.

6 Respondent Smith did not submit a written request for hearing within ten (10)
7 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 California Code of Regulations,
10 title 8, section 9788.2, after thirty (30) days from the date the notice was mailed, unless
11 the physician, practitioner, or provider submits a written request for a hearing within ten
12 (10) calendar days of the date of mailing of the notice;

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

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17 Date: November 17, 2022

/S/ George P. Parisotto

George P. Parisotto
Administrative Director
Division of Workers' Compensation

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