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

## ORDER OF SUSPENSION

In Re: PROVIDER SUSPENSION

ANICETO BALITON,

Respondent.

WHEREAS, Labor Code section 139.21(a)(l)(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)(l)(A); and

WHEREAS, on or about August 14, 2017, Aniceto Baliton pled guilty to or was found guilty of one or more felonies or misdemeanors described in Labor Code section 139.21(a)(l)(A) in United States District Court, Central District of California; and

WHEREAS, on or about April 3, 2018, the Administrative Director mailed to Aniceto Baliton 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

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

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

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

1	IT IS HEREBY ORDERED Aniceto Baliton is hereby suspended from particip	ating in
2	the workers' compensation system as a physician, practitioner, or provider.	
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5	Dated: May 2, 2018	
6	George Parisotto Administrative Director	
7	Division of Workers' Compensation	
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#### CERTIFICATE OF SERVICE BY MAIL

(C.C.P. section 1013(a), 2015.5)

I am over the age of 18 years and not a party to the entitled action. My business address is 1515 Clay Street, 18<sup>th</sup> Floor, Oakland, California 94612.

I served the following document: **ORDER OF SUSPENSION** on the following person(s) at the following address(es):

# By Certified Mail:

Aniceto Baliton 676 Armitos Place Diamond Bar, CA 91765

Aniceto Baliton 19804 Meadows Road Tehachapi, CA 93561

### By Hand Delivery:

Paige Levy, Chief Judge WCAB 1515 Clay Street, 17<sup>th</sup> Floor Oakland, CA 94612

Mi Kim, Esq., DIR/ODL c/o Regina Schneider 1515 Clay Street, 17<sup>th</sup> Floor Oakland, CA 94612

The document was served by the following means:

[X] (BY U.S. CERTIFIED MAIL) I enclosed the document in a sealed envelope or package addressed to the person(s) at the address(es) listed above and:

[X] Placed the envelope or package for collection and mailing, following our ordinary business practices. I am readily familiar with the firm's practice for collection and processing correspondence for mailing. Under that practice, on the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the U.S. Postal Service, in a sealed envelope or package with the postage fully prepaid.

[X] **HAND DELIVERY/PERSONAL SERVICE.** I personally delivered the document to the person(s) indicated at the address(es) above by leaving the document at the specified office address with a receptionist or an individual in charge of the office in an envelope or package clearly labelled to identify the person(s) being served.

I declare under penalty of perjury under the laws of State of California that the above is true and correct. Executed on May 25, 2018, at Oakland, California.

