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

In Re: PROVIDER SUSPENSION

OLUFUNKE IBIYEMI FADOJUTIMI,

Respondent.

ORDER OF SUSPENSION

Labor Code section 139.21(a)(1)(A) 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 convicted of any felony or misdemeanor and that crime either: (1) involves fraud or abuse of the federal Medicare or Medicaid programs, the Medi-Cal program, or the workers' compensation system, or fraud or abuse of any patient; (2) relates to the conduct of the individual's medical practice as it pertains to patient care; or (3) is a financial crime that relates to the federal Medicare or Medicaid programs, the Medi-Cal program, or the workers' compensation system.

Labor Code section 139.21(a)(1)(B) 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 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 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 May 13, 2015, Respondent Olufunke Ibiyemi Fadojutimi (Fadojutimi) was convicted in the United Stated District Court, Central District of California, of crimes described in Labor Code section 139.21(a)(1)(A). (People v. Olufunke Ibiyemi Fadojutimi, Case No.CR13-0324-CAS-1.)

On or about October 12, 2015, Respondent Fadojutimi was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs.

On or about April 5, 2018, Respondent Fadojutimi's license, certification or approval to provide health care services was surrendered or revoked by the California Board of Registered Nursing, Department of Consumer Affairs.

On or about July 26, 2022, the Administrative Director mailed to Respondent Fadojutimi 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.

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

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

The Administrative Director is required to suspend any physician, practitioner, or provider pursuant to Labor Code section 139.21 and California Code of Regulations, title 8, section 9788.2, after thirty (30) days from the date the 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;

IT IS HEREBY ORDERED that Respondent Olufunke Ibiyemi Fadojutimi is hereby suspended from participating in the California workers' compensation system as a physician, practitioner, or provider. Date: September 12, 2022 /S/ George P. Parisotto George P. Parisotto Administrative Director Division of Workers' Compensation