

1 STATE OF CALIFORNIA
2 DEPARTMENT OF INDUSTRIAL RELATIONS
3 DIVISION OF WORKERS' COMPENSATION
4 BEFORE THE ADMINISTRATIVE DIRECTOR

5 In Re: PROVIDER SUSPENSION

6 F & M RADIOLOGY MEDICAL CENTER,
7 INC.,

8 Respondent.

9 ORDER OF SUSPENSION

10 WHEREAS, Labor Code section 139.21(a)(1)(D) requires the Administrative Director
11 to suspend any entity controlled by and individual who has been convicted of a felony or
12 misdemeanor described in Labor Code section 139.21(a)(1)(A); and

13 WHEREAS, Respondent F & M Radiology Medical Center, Inc., is controlled by an
14 individual, Moosa Heikali, who has been convicted of a felony or misdemeanor described in
15 Labor Code section 139.219(a)(1)(A). (Per Labor Code section 139.21(a)(3), an entity is
16 controlled by an individual if: (1) the individual is or was an officer or director of the entity;
17 (2) is or was a shareholder with a 10 percent or greater interest in the entity; or (3) held de
18 facto ownership of the entity or de facto control consistent with the rights and duties of an
19 officer or director of the entity. See Villanueva v. Teva Foods (2019) WCAB Case No.
20 ADJ9332041, 84 Cal. Comp. Cases 198 [significant panel decision].); and

21 WHEREAS, on or about June 27, 2023, the Administrative Director mailed to F & M
22 Radiology Medical Center, Inc., a written notice of the right to a hearing regarding the
23 suspension and the procedure to follow to request a hearing, as provided in Labor Code
24 section 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1; and

25 WHEREAS, pursuant to Labor Code section 139.21(b)(2) and California Code of
26 Regulations, title 8, section 9788.1(d), the written notice advised F & M Radiology Medical
27 Center, Inc., that the suspension would start thirty (30) calendar days after the date of
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1 mailing of written notice, unless F & M Radiology Medical Center, Inc., submitted a written
2 request for a hearing within ten (10) calendar days of the date of mailing of the notice; and

3 WHEREAS, F & M Radiology Medical Center, Inc., did not submit a written request
4 for hearing with in ten (10) calendar days of the date of mailing of the notice; and

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

10 **IT IS HEREBY ORDERED** that F & M Radiology Medical Center, Inc., is hereby
11 suspended from participating in the workers' compensation system as a physician,
12 practitioner, or provider.

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15 Date: August 15, 2023

16 /S/ George Parisotto
17 GEORGE PARISOTTO
18 Administrative Director
19 Division of Workers' Compensation
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