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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

**CHRISTIAN HERNANDEZ,
Respondent.**

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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.

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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.

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On or about May 1, 2018, Respondent Christian Hernandez (Hernandez) was convicted in the United States District Court, Central District of California, of crimes described in Labor Code section 139.21(a)(1)(A). (United States of America v. Hernandez, Case No.CR15-0330-GW.)

1 Respondent Hernandez was suspended, due to fraud or abuse, from the federal
2 Medicare or Medicaid programs.

3 On or about June 7, 2022, the Administrative Director mailed to Respondent
4 Hernandez a written notice of the right to a hearing regarding the suspension and the
5 procedure to follow to request a hearing, as provided in Labor Code section
6 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1.

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

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

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

19 **IT IS HEREBY ORDERED** that Respondent Christian Hernandez is hereby
20 suspended from participating in the California workers' compensation system as a
21 physician, practitioner, or provider.

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23 Date: August 18, 2022

24 /S/ George P. Parisotto
25 George P. Parisotto
26 Administrative Director
27 Division of Workers' Compensation
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