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

In Re: PROVIDER SUSPENSION

KATHLEEN M. HERWATT,
Respondent.

ORDER OF SUSPENSION

10 WHEREAS, Labor Code section 139.21(a)(1)(C) requires the Administrative Director to
11 suspend any physician, practitioner, or provider from participating in the workers' compensation system
12 as a physician, practitioner, or provider whose license, certification or approval to provide health care
13 services has been surrendered or revoked; and

14 WHEREAS, on or about October 15, 2016, Kathleen M. Herwatt's license, certification or
15 approval to provide health care services was surrendered or revoked by the California Board of
16 Psychology, Department of Consumer Affairs; and

17 WHEREAS, on or about June 26, 2019, the Administrative Director mailed to Kathleen M.
18 Herwatt a written notice of the right to a hearing regarding the suspension and the procedure to follow to
19 request a hearing, as provided in Labor Code section 139.21(b)(2) and California Code of Regulations,
20 title 8, section 9788.1; and

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


26 WHEREAS, Kathleen M. Herwatt did not submit a written request for hearing within ten (10)
27 calendar days of the date of mailing of the notice; and

28 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

1 9788.2, after thirty (30) days from the date the notice was mailed, unless the physician, practitioner, or
2 provider submits a written request for a hearing within ten (10) calendar days of the date of mailing of
3 the notice;

4 **IT IS HEREBY ORDERED** that Kathleen M. Herwatt is hereby suspended from participating
5 in the workers' compensation system as a physician, practitioner, or provider.

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7 Date: July 29, 2019

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10 GEORGE PARISOTTO
11 Administrative Director
12 Division of Workers' Compensation
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