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

In Re: PROVIDER SUSPENSION KYLE R. KRUEGER,

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ORDER OF SUSPENSION

Respondent.

WHEREAS, Labor Code section 139.21(a)(1)(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)(1)(A); and

WHEREAS, on or about February 3, 2009, Respondent Kyle R. Krueger (Kyle Krueger) pled guilty to or was found guilty of one or more felonies or misdemeanors described in Labor Code section 139.21(a)(1)(A) in the Superior Court of the State of California, County of San Joaquin; and

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

WHEREAS, on or about May 22, 2016, Kyle Krueger's license, certification, or approval to provide health care services was surrendered or revoked by the California Osteopathic Board, Department of Consumer Affairs; and

WHEREAS, on or about February 15, 2023, the Administrative Director mailed to Kyle Krueger 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

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C // 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 Kyle Krueger that the suspension would start thirty (30) calendar days after the date of mailing of written notice, unless Kyle Krueger submitted a written request for a hearing within ten (10) calendar days of the date of mailing of the notice; and

WHEREAS, Kyle Krueger 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 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 Kyle Krueger is hereby suspended from participating in the workers' compensation system as a physician, practitioner, or provider.

Date: May 10, 2023

<u>/S/ George Parisotto</u> GEORGE PARISOTTO Administrative Director Division of Workers' Compensation