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

In Re: PROVIDER SUSPENSION  
ANDREW MONROY,  
Respondent.

**Case No. AD PS-17-14**

**DETERMINATION AND ORDER  
RE: SUSPENSION**

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The Administrative Director of the Division of Workers' Compensation is required to suspend any physician, practitioner, or provider from participating in the workers' compensation system as a physician, practitioner, or provider if the individual or entity meets any of the express criteria set forth in Labor Code section 139.21(a)(1).

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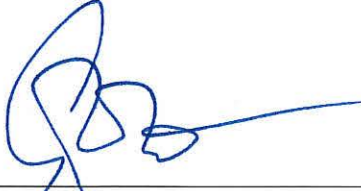
Based upon a review of the record in this case, including the March 22, 2018 recommended Determination and Order re: Suspension of the designated Hearing Officer, the Administrative Director finds that Respondent Andrew Monroy meets the criteria for suspension set forth in Labor Code section 139.21(a) and shall be suspended from participating in the workers' compensation system as a physician, practitioner, or provider. Pursuant to California Code of Regulations, title 8, section 9788.3(d), the Administrative Director adopts and incorporates the March 22, 2018 recommended Determination and Order re: Suspension of the designated Hearing Officer, attached hereto, as the Administrative Director's Determination and Order re: Suspension.

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**IT IS HEREBY ORDERED** Andrew Monroy is hereby suspended from participating in the workers' compensation system as a physician, practitioner, or provider.

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Dated: March 27, 2018

  
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George Parisotto  
Administrative Director  
Division of Workers' Compensation

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

Case No. AD PS-17-14

In Re: PROVIDER SUSPENSION

ANDREW MONROY

*Respondent,*

**FINDINGS  
&  
RECOMMENDED ORDER  
RE: Order of Suspension  
(L.C. 139.21)**

**DIVISION OF INDUSTRIAL RELATIONS, ANTI FRAUD UNIT**  
By: Attorney Philip Landsman

**Notice of Provider Suspension – Workers Compensation** having issued per L.C. §§ 139(a)(1)(C). Andrew Monroy having requested a hearing; said hearing having taken place on 2/22/2018 and 3/21/18 per L.C. §139(b)(2). Andrew Monroy having been given notice of said hearing and having failed to appear, has defaulted his right to contest Order of Suspension. Based on the non-contested evidence presented the Honorable Robert Mays, Workers' Compensation Administrative Law Judge ("WCJ"), finds as follows:

**DISCUSSION**

Respondent, Andrew Monroy requested a hearing on receipt of the 9/8/2017 letter from George Parisoto, Acting Administrative Director of the Division of Workers Compensation

notifying him of his Suspension per L.C. 139.21. Said hearing was originally scheduled for October 13, 2017.

Mr. Monroy, due to medical reasons, requested that the hearing be postponed and waived the time limits required for said hearing. The hearing was thereafter set on 1/18/2018. On 1/18/2018 Andrew Monroy did not appear. Counsel for the Anti Fraud Unit, Philip Landsman, was present and asked to contact Mr. Monroy. Mr. Monroy was unreachable by either phone nor email. Because the 101 Freeway was closed between Ventura and Santa Barbara, due to mudslides, this court continued the case one more time.

Again on 2/22/2018, Andrew Monroy was not present and per Philip Landsman's presentation to the court on the record was unable to be reached by phone nor email, despite multiple attempts both before and on the day of hearing. Unfortunately, not until after the hearing it was discovered that Mr. Landsman could not locate a proof of service for the Notice of the Hearing with an actual address served on Andrew Monroy. Therefore, the case was again reset for hearing on 3/21/2018 at 1:30pm.

On 3/21/2018, again Andrew Monroy was not present. Counsel for the Anti Fraud Unit, Philip Landsman, explained that he had been in contact with Mr. Monroy both before the day of hearing and on the day of hearing. Mr. Monroy indicated that he would not be appearing. Further Philip Landsman provided a copy of their Notice of Hearing with a proof of service on all three possible addresses of Mr. Monroy.

Exhibits #1 thru #4 clearly document that Andrew Monroy's license to practice medicine in the State of California was revoked on 6/1/2015. Said finding and revocation were adopted by the Medical Licensing Board on 6/25/2015.

## FINDING OF FACT

1. Andrew Monroy's Physician's and Surgeon's Certificate was revoked by Judge David Benjamin on 6/1/2015. Said decision of revocation was adopted by the Medical Board of California by Decision on 6/25/2015. (Exhibits # 2 and #3). Said revocation is in violation of L.C. §139 (a)(1)(C).
2. Andrew Monroy, having had the opportunity at hearing to present evidence and/or testimony as to why the Notice of Provider Suspension mailed on 9/8/2017, Exhibit #1, per L.C. section 139(a)(1)(C) should not apply, and having presented no evidence, failed to sustain his burden of proof that said suspension from the California Workers' Compensation system should not commence.

## RECOMMENDATION/ORDER

Based on Andrew Monroy's license having been revoked without evidence to the contrary, it is recommended that Andrew Monroy be and hereby is suspended from participating in the workers' compensation system as a physician, practitioner, or provider per L.C. §139(a)(1).

Dated: 3/22/2018



**Robert M. Mays**  
Workers' Compensation  
Administrative Law Judge

**SERVICE:**  
GEORGE PARISOTTO, EMAIL & OVERNIGHT MAIL  
PAIGE LEVY, EMAIL  
ELLEN FLYNN, EMAIL  
WILLIAM GUNN, EMAIL  
ON: 3/22/2018

By:   
IVONNE SOLIS