

Hearing Request
Department of Industrial Relations
Officer of the Director
Anti-Fraud Unit
1515 Clay Street, Suite 1700
Oakland, California 92612

August 16, 2018

Re: Hearing Request for Domenic Signorelli, DPM To the Acting Officer of Administrative Director:

August 16, 2018

This letter is issued in regard to the interim suspension of my provider status for worker's compensation, as discussed in your Notice of Provider Suspension-Workers' Compensation to him, dated August 10, 2018. Please direct all correspondence and contact to the undersigned, exclusively.

Please be advised that, pursuant to Cal Labor Code§ 139.21(b), I, Domenic Signorelli, DPM hereby request that a hearing be conducted within the next thirty (30) days in order to determine the applicability of suspending my provider account, pursuant to Cal Labor Code§ 139.21(a)(1). In the interim, I request that the imposition of any such suspension be stayed, pursuant to Cal Labor Code§ 139.21(b)(2), until such time as the above hearing is completed.

As alleged in the above Notice of Suspension, Cal Labor Code§ 139.21(a)(1) provides that:

The administrative director shall promptly suspend, pursuant to subdivision (b), 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 following criteria:

(A) The individual has been convicted of any felony or misdemeanor and that crime comes within any of the following descriptions:

1. It involves fraud or abuse of the Medi-Cal program, Medicare program, or workers' compensation system, or fraud or abuse of any patient.
2. It relates to the conduct of the individual's medical practice as it pertains to patient care.
3. It is a financial crime that relates to the federal Medicare or Medicaid programs, the Medi-Cal program, or the workers' compensation system.
4. It is otherwise substantially related to the qualifications, functions, or duties of a provider of services,

I assert that Labor Code§ 139.21(a)(1) is not applicable to me because I have not been convicted of any crime. The criminal proceedings in which I am involved remain pending. While I have entered a plea of guilty in the case, this was done pursuant to a Cooperation Plea Agreement negotiated with the United States Attorney's Office, which involves and requires my ongoing cooperation with law enforcement authorities, including testimony in any and all legal proceedings relating to the pending case. To this effect, sentencing has been continued and deferred until such time as I have completely performed my commitments under the Plea Agreement.

As such, there been no sentence imposed on me, there has thus been no final judgment issued by the court in that case such that I have not been adjudged "convicted" of any crime. Furthermore, the case's final disposition, including whether *any* conviction will result therefrom, is currently unknown. Thus, it is premature for the Acting Administrative Director to subject me to suspension at this time. Instead, such action should wait until the pending criminal proceedings conclude with the resolution of the Plea Agreement, whether to my benefit or detriment, and either the sentencing of me that is pursuant to the Plea Agreement

I will present evidence at the scheduled hearing in support of the summary representations above to establish that Labor Code§ 139.21(a)(1) does not and should not apply at this time.

I look forward to hearing from you and to scheduling a mutually-convenient date and time for the above hearing. Please do not hesitate to contact me with any question or any other matter.

Yours very truly,



Domenic Signorelli, DPM

Proof Of Service By Mail

I declare that:

I am (resident of/employed in) the county of Orange California. I am over the age of eighteen years, my (business/residence) address is:

7108 Katella Ave, #400 Stanton CA 90680

On 08/20/18, I served the attached Request for Hearing on the Officer of the Director in said case, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully paid, in the United State mail at

Certified mail addressed as follows Officer of the Direct

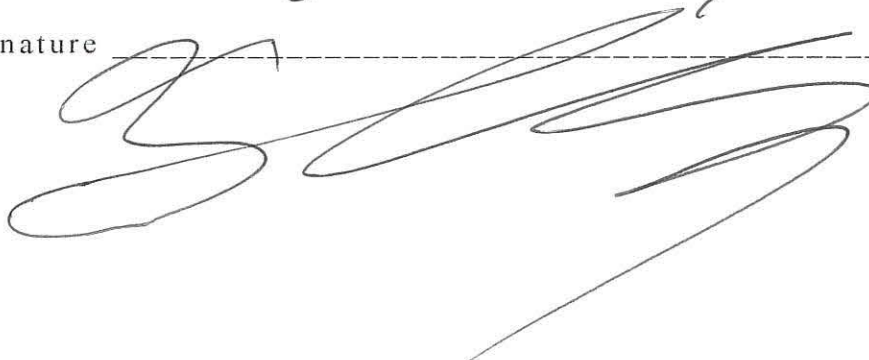
Dep of Industrial Rel, Anti-Fraud Unit, 1515 Clay St, Ste 1700, Oakland CA 94612

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on

(date) 08/20/18, at Irvine California.

Type or print name Domenice Signorelli

Signature _____



71086 tellu Ave #400
Staten CA 90080

RECEIVED
AUG 23 2018
DWC/ADMIN
DEPARTMENT OF INDUSTRIAL RELATIONS



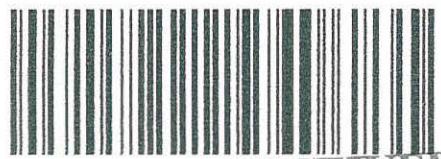
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AUG 20, 18
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PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE
CERTIFIED MAIL



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AUG 23 2018

Department of Industrial Relations
Office of the Director

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Anti-Fraud Unit
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Oakland CA ~~94612~~
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