

1 STATE OF CALIFORNIA
2 DEPARTMENT OF INDUSTRIAL RELATIONS
3 DIVISION OF WORKERS' COMPENSATION
4 BEFORE THE ADMINISTRATIVE DIRECTOR

5 In Re: PROVIDER SUSPENSION

ORDER OF SUSPENSION

6 DANIEL GORDON SMILEY,

7 Respondent.
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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'
12 compensation system as a physician, practitioner, or provider whose license, certification or
13 approval to provide health care services has been surrendered or revoked; and

14 WHEREAS, on or about January 26, 2017, Daniel Smiley's license, certification or
15 approval to provide health care services was surrendered or revoked by the Medical Board of
16 California, Department of Consumer Affairs; and

17 WHEREAS, on or about August 15, 2019, the Administrative Director mailed to Daniel
18 Smiley a written notice of the right to a hearing regarding the suspension and the procedure to
19 follow to request a hearing, as provided in Labor Code section 139.21(b)(2) and California
20 Code of Regulations, title 8, section 9788.1; and

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

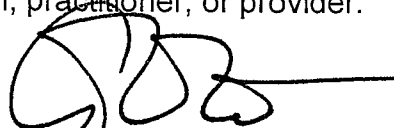
26 WHEREAS, Daniel Smiley did not submit a written request for hearing within ten (10)
27 calendar days of the date of mailing of the notice; and

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

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

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

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7 Date: October 16, 2019

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