In Re: PROVIDER SUSPENSION

MARK WILFRED TAMARIN,

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Respondent.

**ORDER OF SUSPENSION** 

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

STATE OF CALIFORNIA DEPARTMENT OF INDUSTRIAL RELATIONS

DIVISION OF WORKERS' COMPENSATION BEFORE THE ADMINISTRATIVE DIRECTOR

WHEREAS, on or about July 18, 2019, Respondent Mark Wilfred Tamarin 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 United States District Court for the Central District of California; and

WHEREAS, Labor Code section 139.21(a)(1)(B) requires the Administrative Director to suspend any physician, practitioner, or provider from participating in the workers' compensation system as a physician, practitioner, or provider who has been suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

WHEREAS, Mark Wilfred Tamarin was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; 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,

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or approval to provide health care services has been surrendered or revoked; and

WHEREAS, on or about October 18, 2022, Mark Wilfred Tamarin's license, certification, or approval to provide health care services was surrendered or revoked by the California Board of Pharmacy, Department of Consumer Affairs; and

WHEREAS, on or about December 14, 2023, the Administrative Director mailed to Mark Wilfred Tamarin 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

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

WHEREAS, Mark Wilfred Tamarin 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 mail of the notice;

**IT IS HEREBY ORDERED** that Respondent Mark Wilfred Tamarin is hereby suspended from participating in the workers' compensation system as a physician, practitioner, or provider.

Date: February 29, 2024

<u>/S/ George Parisotto</u>

George Parisotto Administrative Director Division of Workers' Compensation