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

In Re: PROVIDER SUSPENSION

JOHN DAVID WARBRITTON, III,
Respondent.

AMENDED ORDER OF SUSPENSION

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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

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WHEREAS, on or about May 16, 2018, John Warbritton 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, Northern District of California; and

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WHEREAS, on or about January 24, 2019, the Administrative Director mailed to John Warbritton 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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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 John Warbritton that the suspension would start thirty (30) calendar days after the date of mailing of written notice, unless John Warbritton submitted a written request for a hearing within ten (10) calendar days of the date of mailing of the notice;

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WHEREAS, John Warbritton did not submit a written request for a hearing within (10) calendar days of the date of mailing of notice; and

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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; and

4 WHEREAS, an Order of Suspension was issued on January 19, 2018 suspending John
5 Warbritton from participating in the workers' compensation system as a physician, practitioner,
6 or provider pursuant to Labor Code section 139.21(a)(1)(C); and

7 WHEREAS, the Order of Suspension dated January 19, 2018 is incorporated herein by
8 reference;

9 **IT IS HEREBY ORDERED** that John Warbritton is hereby suspended from participating
10 in the workers' compensation system as a physician, practitioner, or provider pursuant to Labor
11 Code sections 139.21(a)1(A) and 139.21(a)(1)(C).

12 Date: January 6, 2020

/S/ George Parisotto

14 GEORGE PARISOTTO
15 Administrative Director
16 Division of Workers' Compensation

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

In Re: PROVIDER SUSPENSION

JOHN DAVID WARBRITTON III,
Respondent.

ORDER OF SUSPENSION

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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

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WHEREAS, on or about May 3, 2017, John Warbritton III's license, certification or approval to provide health care services was surrendered or revoked by the Medical Board of California, Department of Consumer Affairs; and

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WHEREAS, on or about December 15, 2017, the Administrative Director mailed to John Warbritton III 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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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 John Warbritton III that the suspension would start thirty (30) calendar days after the date of mailing of written notice, unless John Warbritton III submitted a written request for a hearing within ten (10) calendar days of the date of mailing of the notice; and

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WHEREAS, John Warbritton III did not submit a written request for hearing within ten (10) calendar days of the date of mailing of the notice; and

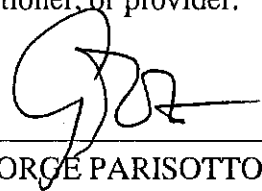
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WHEREAS, the Administrative Director is required to suspend any physician, practitioner, or provider pursuant to Labor Code section 139.21 and Title 8, California Code of Regulations section 9788.2, after thirty (30) days from the date the notice was mailed, unless the physician, practitioner, or

1 provider submits a written request for a hearing within ten (10) calendar days of the date of mailing of
2 the notice;

3 **IT IS HEREBY ORDERED** that John Warbritton III is hereby suspended from participating in
4 the workers' compensation system as a physician, practitioner, or provider.

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6 Date: January 19, 2018



7 GEORGE PARISOTTO
8 Administrative Director
9 Division of Workers' Compensation
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