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

In Re: PROVIDER SUSPENSION
MATTHEW COLE,
Respondent.

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 December 30, 2015, Matthew Cole 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, Southern District of California; and

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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

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WHEREAS, Matthew Cole was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

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WHEREAS, on or about September 29, 2017, the Administrative Director mailed to Matthew Cole 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 Matthew Cole that the suspension would start thirty (30) calendar days after the date of mailing of written notice, unless Matthew Cole submitted a written

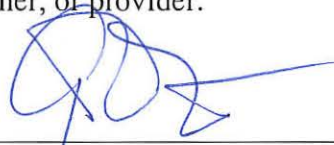
1 request for a hearing within ten (10) calendar days of the date of mailing of the notice; and

2 WHEREAS, Matthew Cole did not submit a written request for hearing within ten (10) calendar
3 days of the date of mailing of the notice; and

4 WHEREAS, the Administrative Director is required to suspend any physician, practitioner, or
5 provider pursuant to Labor Code section 139.21 and Title 8, California Code of Regulations section
6 9788.2, after thirty (30) days from the date the notice was mailed, unless the physician, practitioner, or
7 provider submits a written request for a hearing within ten (10) calendar days of the date of mailing of
8 the notice;

9 **IT IS HEREBY ORDERED** that Matthew Cole is hereby suspended from participating in the
10 workers' compensation system as a physician, practitioner, or provider.

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12 Date: October 30, 2017



13 **GEORGE PARISOTTO**
14 Administrative Director
15 Division of Workers' Compensation
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