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

In Re: PROVIDER SUSPENSION

**EMILIO LOUIS CRUZ III,
Respondent.**

ORDER OF SUSPENSION

Labor Code section 139.21(a)(1)(A) requires the Administrative Director of the Division of Workers' Compensation to suspend any physician, practitioner, or provider from participating in the workers' compensation system as a physician, practitioner, or provider if the individual or entity has been convicted of any felony or misdemeanor and that crime either: (1) involves fraud or abuse of the federal Medicare or Medicaid programs, the Medi-Cal program, or the workers' compensation system, or fraud or abuse of any patient; (2) relates to the conduct of the individual's medical practice as it pertains to patient care; or (3) is a financial crime that relates to the federal Medicare or Medicaid programs, the Medi-Cal program, or the workers' compensation system.

Labor Code section 139.21(a)(1)(C) requires the Administrative Director of the Division of Workers' Compensation 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.

On or about September 10, 2013, Respondent Emilio Louis Cruz III (Cruz) 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, Eastern District Of California (United States v. Cruz, Case No. 2:08CR00427-08).

1 On or about November 16, 2010, Respondent Cruz's license, certification or
2 approval to provide health care services was surrendered or revoked by the Medical
3 Board of California, Department of Consumer Affairs.

4 On or about April 11, 2022, the Administrative Director mailed to Respondent
5 Cruz a written notice of the right to a hearing regarding the suspension and the
6 procedure to follow to request a hearing, as provided in Labor Code section
7 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1.

8 Pursuant to Labor Code section 139.21(b)(2) and California Code of Regulations,
9 title 8, section 9788.1(d), the written notice advised Respondent Cruz that the
10 suspension would start thirty (30) calendar days after the date of mailing of written
11 notice, unless Respondent submitted a written request for a hearing within ten (10)
12 calendar days of the date of mailing of the notice.

13 Respondent Cruz did not submit a written request for hearing within ten (10)
14 calendar days of the date of mailing of the notice.

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

20 **IT IS HEREBY ORDERED** that Respondent Emilio Louis Cruz III is hereby
21 suspended from participating in the workers' compensation system as a physician,
22 practitioner, or provider.

23
24 Date: May 20, 2022

/S/ George P. Parisotto

George P. Parisotto
Administrative Director
Division of Workers' Compensation