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

In Re: PROVIDER SUSPENSION

ORDER OF SUSPENSION

FRANK D. GILMAN,

Respondent.

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Labor Code section 139.21(a)(1)(B) 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 suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs or the Medi-Cal program.

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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.

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On or about July 4, 2019, Respondent Frank D. Gilman's (Gilman) license, certification or approval to provide health care services was surrendered or revoked by the Medical Board of California, Department of Consumer Affairs.

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Respondent Gilman was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs.

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On or about May 11, 2022, the Administrative Director mailed to Respondent Gilman 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.

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

6 Respondent Gilman did not submit a written request for hearing within ten (10)
7 calendar days of the date of mailing of the notice.

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

13 **IT IS HEREBY ORDERED** that Respondent Frank D. Gilman is hereby
14 suspended from participating in the workers' compensation system as a physician,
15 practitioner, or provider.

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17 Date: June 29, 2022

/S/ George P. Parisotto

George P. Parisotto
Administrative Director
Division of Workers' Compensation

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