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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**

**PAUL ELIAS KAPLAN,  
Respondent.**

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Labor Code section 139.21(a)(1)(A) requires the Administrative Director of the Division of Workers' Compensation (Administrative Director) to suspend any physician, practitioner, or provider from participating in the California 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.

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Labor Code section 139.21(a)(1)(B) requires the Administrative Director to suspend any physician, practitioner, or provider from participating in the California 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 California workers' compensation system as a physician, practitioner, or provider whose license, certification or approval to provide health care services has been surrendered or revoked.

1 On or about November 14, 2018, Respondent Paul Elias Kaplan (Kaplan) was  
2 convicted in the Superior Court of California, County of Orange, of crimes described in  
3 Labor Code section 139.21(a)(1)(A). (People v. Kaplan, Case No. 17F00369.)

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

6 On or about October 29, 2019, Respondent Kaplan's license, certification or  
7 approval to provide health care services was surrendered or revoked by the Medical  
8 Board of California, Department of Consumer Affairs.

9 On or about May 31, 2022, the Administrative Director mailed to Respondent  
10 Kaplan a written notice of the right to a hearing regarding the suspension and the  
11 procedure to follow to request a hearing, as provided in Labor Code section  
12 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1.

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

18 Respondent Kaplan did not submit a written request for hearing within ten (10)  
19 calendar days of the date of mailing of the notice.

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

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1           **IT IS HEREBY ORDERED** that Respondent Paul Elias Kaplan is hereby  
2 suspended from participating in the California workers' compensation system as a  
3 physician, practitioner, or provider.

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5 Date: August 18, 2022

/S/ George P. Parisotto  
George P. Parisotto  
Administrative Director  
Division of Workers' Compensation

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