

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

In Re: PROVIDER SUSPENSION

DANA JOYCE MILLER,

Respondent.

ORDER OF SUSPENSION

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 if the individual has been suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

WHEREAS, Respondent Dana Joyce Miller was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

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

WHEREAS, on or about December 8, 2022, Dana Joyce Miller's license, certification or approval to provide health care services was surrendered or revoked by the California Board of Registered Nursing, Department of Consumer Affairs; and

WHEREAS, on or about August 29, 2023, the Administrative Director mailed to Dana Joyce Miller 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

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

6 WHEREAS, Dana Joyce Miller did not submit a written request for hearing within ten
7 (10) calendar days of the date of mailing of the notice; and

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

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

16
17
18 Date: January 11, 2024

/S/ George Parisotto
GEORGE PARISOTTO
Administrative Director
Division of Workers' Compensation