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

In Re: PROVIDER SUSPENSION
DAVID HOBART PAYNE,
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 March 3, 2023, Respondent David Hobart Payne (David Payne) 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, County of Los Angeles; and

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WHEREAS, on or about April 26, 2023, the Administrative Director mailed to David Payne 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 David Payne that the suspension would start thirty (30) calendar days after the date of mailing of written notice, unless David Payne submitted a written request for a hearing within ten (10) calendar days of the date of mailing of the notice; and

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

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

6 **IT IS HEREBY ORDERED** that David Payne is hereby suspended from participating in
7 the workers' compensation system as a physician, practitioner, or provider.

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10 Date: June 6, 2023

 /S/George Parisotto

 GEORGE PARISOTTO
 Administrative Director
 Division of Workers' Compensation