In Re: PROVIDER SUSPENSION

**RESHEALTH DIAGNOSTICS, INC.,** 

Respondent.

**ORDER OF SUSPENSION** 

WHEREAS, Labor Code section 139.21(a)(1)(D) requires the Administrative Director to suspend any entity controlled by and individual who has been convicted of a felony or misdemeanor described in Labor Code section 139.21(a)(1)(A); and

STATE OF CALIFORNIA DEPARTMENT OF INDUSTRIAL RELATIONS

**DIVISION OF WORKERS' COMPENSATION** 

BEFORE THE ADMINISTRATIVE DIRECTOR

WHEREAS, Respondent Reshealth Diagnostics, Inc., is controlled by an individual, Eric Jay Schamas, who has been convicted of a felony or misdemeanor described in Labor Code section 139.219(a)(1)(A) (Pursuant to Labor Code section 139.21(a)(3), an entity is controlled by an individual if: (1) the individual is or was an officer or director of the entity; (2) the individual is or was a shareholder with a 10 percent or greater interest in the entity, or (3) the individual held de facto ownership of the entity or de facto control consistent with the right and duties of an officer or directory of the entity. See *Villanueva v. Teva Foods* (2019) WCAB Case No. ADJ9332041, 84 Cal. Comp. Cases 198 [significant panel decision].); and

WHEREAS, on or about June 11, 2024, the Administrative Director mailed to Reshealth Diagnostics, Inc., 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

27 WHEREAS, pursuant to Labor Code section 139.21(b)(2) and California Code of 28 Regulations, title 8, section 9788.1(d), the written notice advised Reshealth Diagnostics,

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Inc., that the suspension would start thirty (30) calendar days after the date of mailing of written notice, unless Reshealth Diagnostics, Inc., submitted a written request for a hearing within ten (10) calendar days of the date of mailing of the notice; and 

WHEREAS, Reshealth Diagnostics, Inc., did not submit a written request for hearing with in ten (10) calendar days of the date of mailing of the notice; and

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

IT IS HEREBY ORDERED that Respondent Reshealth Diagnostics, Inc., is hereby suspended from participating in the workers' compensation system as a physician, practitioner, or provider.

Date: October 1, 2024

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