

## California Department of Insurance

### Fraud Division

#### August 2019 Workers' Compensation Fraud Convictions

Effective January 01, 2005, Assembly Bill 2866 (Frommer) enacted Insurance Code Section 1871.9 requiring the posting of all workers' compensation fraud convictions to the CDI website.

Per section 1871.9, the department shall post all of the following information on its Internet Web site for each person, as defined in Section 19, convicted of a violation of this article (1871.4), Section 11760 or 11880, Section 3700.5 of the Labor Code or Section 487 or 550 of the Penal Code, if the violation involved workers' compensation insurance, services or benefits:

- The name, case number, county or court and other identifying information with respect to the case.
- The full name of the defendant.
- The city and county of the defendant's last known residence or business address.
- The date of conviction.
- A description of the offense.
- The amount of money alleged to have been defrauded.
- A description of the punishment imposed, including the length of any sentence of imprisonment and the amount of any fine imposed.

The information required to be posted under this section shall be maintained on the department Web site for a period of five years from the date of conviction or until the department is notified in writing by the person that the conviction has been reversed or expunged.

**Note:** If new documentation has been received that in any way affects the conviction information contained herein, please forward that documentation with an explanation to:

Bureau Chief, Workers' Compensation Program  
2400 Del Paso Road, Suite 250  
Sacramento, CA 95834

A determination to make any changes will be made within sixty (60) days of receipt of the information.

## **August 2019 Workers' Compensation Fraud Convictions**

**CDI Case Number:** 19GW009929

**Court Case Number:** 19CR007856

**County:** Monterey

**Defendant:** Juan Jose Herrera Diaz

**City/County of Residence:** Marina / Monterey

**Conviction Date:** 8/30/2019

**Offense:** 2 Counts of LC 3700.5 (No Workers' Compensation Insurance) (Misdemeanor)

**Amount Allegedly Defrauded:** \$To Be Determined

**Sentence:** 5 Days County Jail, 3 Years Summary Probation, \$1,000 Civil Fine, \$150 Criminal Fine

**CDI Case Number:** 17GW007419

**Court Case Number:** 18CR001083

**County:** Monterey

**Defendant:** Hector Hernandez

**City/County of Residence:** Not available at this time

**Conviction Date:** 8/23/19

**Offense:** 1 Count IC 11880(a) Premium Fraud (State Fund), 1 Count UIC 2118.5 Failure to collect, account for or pay over taxes.

**Amount Allegedly Defrauded:** \$159,059

**Sentence:** 129 Days County Jail, 5 Years Probation, \$159,059 Restitution

**CDI Case Number:** 16AW016079

**Court Case Number:** 4005965

**County:** Stanislaus

**Defendant:** Trinidad Mendoza Rios

**City/County of Residence:** Modesto / Stanislaus

**Conviction Date:** 8/1/2019

**Offense:** 1 Count of IC 1871.4(a)(2) (False or Misleading Statement in Support of Claim) (Misdemeanor)

**Amount Allegedly Defrauded:** \$2,500

**Sentence:** 36 Months Summary Probation, \$2,500 Restitution to Zenith Insurance, \$150 Criminal Fine