

# California Department of Insurance

## Fraud Division

### January 2011 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  
9342 Tech Center Drive, Suite 100  
Sacramento, CA 95826

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

## January 2011 Workers' Compensation Fraud Convictions

Case Number: 2010000523 FA

County: Ventura

Defendant: Rafael Alvarez

City/County of Residence: Santa Paula/Ventura

Conviction Date: 01/18/11

Offense: 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation) (Misdemeanor)

Amount Allegedly Defrauded: TBD

Sentence: 180 Days County Jail, 60 Months Formal Probation, TBD Restitution, \$200 Civil Fine

CDI Case Number: 08HW019296

County: Riverside

Defendant: Lisa Michelle Barden, (aka Lisa Degner)

City/County of Residence: Rancho Cucamonga/San Bernardino

Conviction Date: 01/18/11

Offense: 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation)

Amount Allegedly Defrauded: TBD

Sentence: 7 years, 08 Months State Prison, 360 Days County Jail, (To Be Served in House Arrest for 180 Days), 1,000 Hours Community Service, 60 Months Formal Probation, TBD Restitution, \$1,000 Criminal Fine

CDI Case Name: California Auto Repair

CDI Case Number: 10GW003623

County: Monterey

Defendant: Enrique Padron Celedon

City/County of Residence: Greenfield/Monterey

Conviction Date: 01/21/11

Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance), 1 Count of UI 2117.5 (Acting With Intent to Evade Taxes)

Amount Allegedly Defrauded: N/A

Sentence: 10 Days County Jail, 3 Years Conditional Probation, \$200 Civil Fine, \$10,000 Criminal Fine (\$6,000 Suspended)

Case Number: BA379104

County: Los Angeles

Defendant: Jorge Ignacio Gurrola

City/County of Residence: Not available at this time

Conviction Date: 01/27/11

Offense: 1 Count of IC 11880(a) (Premium Fraud) (Misdemeanor)

Amount Allegedly Defrauded: \$34,255

Sentence: 3 Years Summary Probation, \$34,255 Restitution (Satisfied), \$100 Civil Fine (Stayed)

Case Number: BA379104  
County: Los Angeles  
Defendant: Maria Isabel Gurrola  
City/County of Residence: Not available at this time  
Conviction Date: 01/27/11  
Offense: 1 Count of IC 11880(a) (Premium Fraud) (Misdemeanor)  
Amount Allegedly Defrauded: \$34,255  
Sentence: 3 Years Summary Probation, \$34,255 Restitution (Satisfied), \$100 Civil Fine (Stayed)

Case Number: BA369513  
County: Los Angeles  
Defendant: Timothy Hargrave  
City/County of Residence: Not available at this time  
Conviction Date: 01/26/11  
Offense: 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation)  
Amount Allegedly Defrauded: \$26,285  
Sentence: 2 Days County Jail, 250 Hours Community Service, 3 Years Formal Probation, \$26,285 Restitution \$200 Civil Fine

CDI Case Number: 09AW002556  
County: Placer  
Defendant: Matthew Robert McCoy  
City/County of Residence: Rocklin/Placer  
Conviction Date: 01/24/11  
Offense: 1 Count of PC 550(b)(1) (Failure To Disclose Material Information)  
Amount Allegedly Defrauded: \$34,000  
Sentence: 30 Days County Jail, 1 Year Formal Probation, \$1,000 Restitution, \$200 Civil Fine, \$100 Criminal Fine

CDI Case Name: World Wide Attractions  
CDI Case Number: 07GW011584  
County: Santa Clara  
Defendant: Daniel Ethan Nelson  
City/County of Residence: San Jose/Santa Clara  
Conviction Date: 01/06/11  
Offense: 1 Count of IC 11880(a) (Premium Fraud)  
Amount Allegedly Defrauded: \$57,000  
Sentence: 4 Months County Jail, 3 Years Formal Probation, \$55,000 Restitution, \$220 Civil Fine

CDI Case Number: 09AW015667  
County: Placer  
Defendant: Patrick Charles Nickel  
City/County of Residence: Penryn/Placer  
Conviction Date: 01/10/11  
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
Amount Allegedly Defrauded: N/A  
Sentence: \$3,000 Restitution (Paid In Full)

CDI Case Name: Ray's Auto Care Plus  
CDI Case Number: 10GW005502  
County: Monterey  
Defendant: Ramon Briseno Rendon  
City/County of Residence: Greenfield/Monterey  
Conviction Date: 01/20/11  
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance), 1 Count of UI 2117.5 (Acting With Intent to Evade Taxes)  
Amount Allegedly Defrauded: N/A  
Sentence: 1 Day County Jail, 3 Years Conditional Probation, \$200 Civil Fine, \$10,000 Criminal Fine (\$6,500 Suspended) Now Paid, plus an additional \$500 Criminal Fine

CDI Case Number: 07AW012086  
County: Sacramento  
Defendant: Victor Daniel Valenzuela  
City/County of Residence: Wilton/Sacramento  
Conviction Date: 01/26/11  
Offense: 1 Count of IC 11880(a) (Premium Fraud); 1 Count of UI 2117.5 ( Failure to File Return or Report)  
Amount Allegedly Defrauded: \$174,424.24  
Sentence: 180 Days County Jail, 5 Years Formal Probation, Restitution of \$ 100,000 to State Compensation Insurance Fund and \$74,424.24 to Employment Development Department, \$200 Civil Fine

CDI Case Number: 09BW002828  
County: Alameda  
Defendant: Nicholas Van Eyck  
City/County of Residence: Berkeley/Alameda  
Conviction Date: 01/28/11  
Offense: 1 Count of IC 1871.4(a)(2) (False or Misleading Statement in support of a claim)  
Amount Allegedly Defrauded: \$40,657  
Sentence: 40 Hours Volunteer Work, 36 Months Court Probation, \$3,000 Restitution, \$200 Civil Fine, \$750 Workers' Compensation Fraud Fund

Case Number: 10CR17309  
County: Amador  
Defendant: Wesley Windley  
City/County of Residence: Ione/Amador  
Conviction Date: 01/19/11  
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
Amount Allegedly Defrauded: N/A  
Sentence: 2 Years Probation, \$100 Civil Fine, \$8,000 Criminal Fine, \$1,270 to Amador County for Investigation Fees