

California Department of Insurance

Fraud Division

December 2017 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.

December 2017 Workers' Compensation Fraud Convictions

Court Docket Number: 4016195-E

County: Stanislaus

Defendant: Laban Charo

City/County of Residence: Modesto/Stanislaus

Conviction Date: 12/29/17

Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

Amount Allegedly Defrauded: \$850.00

Sentence: 36 Months Informal Probation, \$850.00 Restitution, \$220 Civil Fine

Court Case Number: BA456110

County: Los Angeles

Defendant: Julio R. Delcid

City/County of Residence: Not available at this time

Conviction Date: 12/4/2017

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: \$56,356.96

Sentence: \$56,356.96 Restitution to California Restaurant Mutual Benefit Corporation

Court Docket Number: NCR95442

County: Tehama

Defendant: Isabell Escarano

City/County: Red Bluff / Tehama

Conviction Date: 12/13/17

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

Amount Allegedly Defrauded: \$79,390.99

Sentence: 300 Days County Jail, 60 Months Formal Probation, \$79,390.99 Restitution to State Compensation Insurance Fund

CDI Case Number: 16CW004041

Court Case Number: BA445843

County: Los Angeles

Defendant: Melissa Halsell

City/County of Residence: Not Available At This Time

Conviction Date: 12/12/2017

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

Amount Allegedly Defrauded: To Be Determined

Sentence: 8 Days County Jail, 36 Months Formal Probation, 200 Hours Community Service, \$220 Criminal Fine (Satisfied) or \$150 Restitution Fine

Court Case Number: P17CRF0027

County: El Dorado

Defendant: Emiliano Isidoro

City/County of Residence: Citrus Heights/Sacramento

Conviction Date: 12/12/17

Offense: 1 Count of IC 11880(a) (Premium Fraud)(Misdemeanor); 1 Count LC 3700.5 (No Workers' Compensation Insurance) (Misdemeanor)

Amount Allegedly Defrauded: \$8,593.00(Paid)

Sentence: 36 Months Probation, \$8,593.00 Restitution to State Compensation Insurance Fund, \$150.00 Civil Fine

Court Docket Number: BA456213

CDI Case Name: Morales Omar

County: Los Angeles

Defendant: Omar Morales

City/County: Granada Hills / Los Angeles

Conviction Date: 12/28/17

Offense: 1 Count of IC 1874.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material representation for the Purpose of Obtaining Compensation (Felony)

Amount Allegedly Defrauded: \$9,999.00

Sentence: 1 Day County Jail, 5 Years Probation, 300 Hours Community Service, \$9,999 Restitution to EDD, Hartford Accident and Indemnity Company (Satisfied)

Court Case Number: BA455306

County: Los Angeles

Defendant: Michael Otuzbiryan

City/County of Residence: Not available at this time

Conviction Date: 12/21/2017

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: \$9,272.00

Sentence: 3 Years Formal Probation, if Defendant Fails to Complete Conditions; 200 Hours Community Service, \$9,272.00 Restitution

Court Docket Number: CRM032844B

County: Merced

Defendant: Alicia Flores Padilla

City/County of Residence: Atwater/Merced

Conviction Date: 12/07/17

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

Amount Allegedly Defrauded: \$41,898.00

Sentence: 3 Years Conditional Probation, \$41,898.00 Restitution to State Compensation Insurance Fund

Court Docket Number: 4015386-E

Defendant: Josue Placido Tapiabuto

City/County of Residence: Not Available At This Time

Conviction Date: 12/29/17

Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

Amount Allegedly Defrauded: TBD

Sentence: \$150 Civil Fine