

California Department of Insurance

Fraud Division

April 2016 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.

April 2016 Workers' Compensation Fraud Convictions

Court Case Number: BA429015

County: Los Angeles

Defendant: Joyce Janine Flores

City/County of Residence: Baldwin Park/Los Angeles

Conviction Date: 04/13/16

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: \$30,241.72

Sentence: 500 Hours Community Service, \$30,241.72 restitution to be paid to Adminsure Insurance. Felony Conviction To Be Reduced To A Misdemeanor Once Restitution Has Been Paid In Full, Community Service Has Been Completed, and No New Arrests

Court Case Number: 15CF0802 MA

County: Orange

Defendant: Alberto Gonzalez

City/County of Residence: Stanton/Orange

Conviction Date: 04/28/16

Offense: 2 Counts 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); 1 Count of PC 500(b)(3) (False or Fraudulent Claim or Statement) (Misdemeanor)

Amount Allegedly Defrauded: \$25,000

Sentence: 90 Days County (Supervised Electronic Confinement is Authorized), 3 Years Informal Probation, Restitution Has Been Paid-In-Full, \$150 Civil Fine

Court Case Number: BA441131

CDI Case Name: Dead Mans Hand

County: Los Angeles

Defendant: Efrain Ojeda Heredia

City/County of Residence: Corona/Riverside

Conviction Date: 04/28/16

Offense: 1 Count of PC 487(a) (Grand Theft)

Amount Allegedly Defrauded: \$12,606.72

Sentence: 90 Days County Jail (May Be Served Through Electronic Monitoring), 200 Hours Community Service, 3 Years Formal Probation, \$12,606.72 Restitution (Paid-In-Full), \$300 Civil Fine

Court Case Number: SCD235497

CDI Case Name: Balboa Market

County: San Diego

Defendant: Javid Javdani

City/County of Residence: San Diego/San Diego

Conviction Date: 04/07/16

Offense: 2 Counts of IC 11760 (Misrepresent Fact to Obtain Workers' Compensation) (Misdemeanor); 1 Count UI 2117.5 (Failure to File Payroll Tax Return) (Misdemeanor)

Amount Allegedly Defrauded: \$350,000

Sentence: 3 Years County Jail Suspended Pending Compliance With Each And Every Term of Plea Agreement And Terms of Probation), 120 Hours Community Service, 3 Years Summary Probation, \$350,000 Restitution Has Been Paid-In-Full, \$300 Civil Fine, \$820 Criminal Fine

Court Case Number: BA445817

County: Los Angeles

Defendant: Victoria Murcia

City/County of Residence: Los Angeles/Los Angeles

Conviction Date: 12/15/16

Offense: 1 Count of IC 1871.4(a)(1) (False or Fraudulent Claim)

Amount Allegedly Defrauded: \$1,754.50

Sentence: 120 Hours of Community Service, 2 Years Summary Probation, \$1,754.50 Restitution to Zenith Insurance Company

Court Case Number: 16F6738

County: Calaveras (Prosecuted by Amador County District Attorney)

Defendant: Jorge Torres

City/County of Residence: Altaville/Calaveras

Conviction Date: 04/25/16

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

Amount Allegedly Defrauded: N/A

Sentence: \$2,000 Fine Payable to the Workers' Compensation Fraud Fund

Court Case Number: 16MI001108

County: Sacramento

Defendant: Brandon Matthew White

City/County of Residence: Folsom/Sacramento

Conviction Date: 04/19/16

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: \$2,894.10

Sentence: 180 Hours Sheriff's Alternative Sentencing Program (ASP) by April 17, 2017, \$2,894.10 Restitution