California Department of Insurance

Fraud Division

March 2012 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.

March 2012 Workers' Compensation Fraud Convictions

Case Number: TCM25858
County: Tulare
Defendant: Naief Mohamed Ahmed
City/County of Residence: Earlimart/Tulare
Conviction Date: 03/20/12
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)
Amount Allegedly Defrauded: N/A
Sentence: 1 Day County Jail, 36 Months Summary Probation, $10,000 Criminal Fine ($9,000 Suspended)

CDI Case Number: 11EW021715
County: San Diego
Defendant: Salvador Arroyo
City/County of Residence: Chula Vista/San Diego
Conviction Date: 03/21/12
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: $12,778.13
Sentence: 90 Days County Jail (Stayed Pending Successful Completion of Probation), 3 Years Probation, $12,778.13 Restitution, $240 Civil Fine, $200 Criminal Fine

CDI Case Number: 98HW000213
County: San Bernardino
Defendant: Mary DePrada
City/County of Residence: Redlands/San Bernardino
Conviction Date: 03/20/12
Offense: 1 Count of IC 1871.4(a)(2) (False or Misleading Statement In Support of Claim)
Amount Allegedly Defrauded: $12,127
Sentence: 1 Day County Jail, $120 Civil Fine

Court Case Number: BA389911
County: Los Angeles
Defendant: Dennis Robert Duronslet
City/County of Residence: Not available at this time
Conviction Date: 03/15/12
Offense: 1 Count of IC 11880(a) (Premium Fraud) (Misdemeanor)
Amount Allegedly Defrauded: $15,177.68
Sentence: 100 Hours Community Service (Now Completed), 2 Years Summary Probation, $15,177.68 Restitution, $150 Civil Fine (Stayed)

Case Number: CRM020612
County: Merced
Defendant: Jorge Castaneda Esparza
City/County of Residence: Modesto/Stanislaus
Conviction Date: 03/21/12
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)
Amount Allegedly Defrauded: N/A
Sentence: 30 Days County Jail (Suspended), 36 Months Conditional Probation, $1,000 Restitution to Merced County District Attorney, $10,260 Criminal Fine ($10,000 Suspended)

CDI Case Number: 11JW006679
County: Ventura
Defendant: Yadder Espinosa
City/County of Residence: Thousan Oaks/Ventura
Conviction Date: 03/20/12
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: $52,041.34
Sentence: 180 Days County Jail, 5 Years Formal Probation, $52,041.34 Restitution, $240 Civil Fine, $1,664 Probation Investigation Fees (Fines/Fees Stayed to 10/22/2012)

CDI Case Number: 12BW013397
County: Contra Costa
Defendant: Sione Maamaloa Fine
City/County of Residence: Concord/Contra Costa
Conviction Date: 03/27/12
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)
Amount Allegedly Defrauded: N/A
Sentence: 20 Hours of Volunteer Community Service, 2 Years Court Probation, $120 Civil Fine

CDI Case Number: 09CW012191
County: Los Angeles
Defendant: Araceli Guzman
City/County of Residence: Carson/Los Angeles
Conviction Date: 03/27/12
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: $58,539
Sentence: 2 Years Summary Probation, $120 Civil Fine

Case Number: CRM020252
County: Merced
Defendant: Kenneth Randall Kelly
City/County of Residence: Los Banos/Merced
Conviction Date: 03/19/12
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance); 1 Count of BP 7028(a) (Contracting Without A License)
Amount Allegedly Defrauded: N/A
Sentence: 30 Days County Jail (Suspended), 36 Months Conditional Probation, $11,000 Criminal Fine ($10,000 Suspended)

CDI Case Name: WWC Window Cleaning
CDI Case Number: 07CW012181
County: Los Angeles
Defendant: Emmett Timothy Kennedy III
City/County of Residence: Los Angeles/Los Angeles
Conviction Date: 03/08/12
Offense: 3 Counts of IC 11880(a) (Premium Fraud)
Sentence: 200 Hours Community Service, 5 Years Felony Probation (Transferred to San Francisco), $321,351 Restitution ($200,000 paid), Forfeit $30,000-$15,000 to the Employment Development Department and $15,000 to State Compensation Insurance Fund (SCIF)

CDI Case Number: 10BW003033
County: Contra Costa
Defendant: Roy Anthony Lewis
City/County of Residence: Antioch/Contra Costa
Conviction Date: 03/27/12
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: $2,200
Sentence: 12 Months Adult Pre-Trial Diversion, 40 Hours Court Watch In Lieu of 20 Hours Community Service, $2,200 Restitution

CDI Case Number: 11JW000791
County: Los Angeles
Defendant: Luis Felipe Lope
City/County of Residence: Northridge/Los Angeles
Conviction Date: 03/14/12
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: $3,078
Sentence: 12 Days County Jail, 40 Hours Community Service, 2 Years Summary Probation, $100 Civil Fine

CDI Case Number: 10EW025442
County: San Diego
Defendant: Randolph McDonald
City/County of Residence: San Diego/San Diego
Conviction Date: 03/14/12
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); 1 Count of PC 487(a) (Grand Theft)
Amount Allegedly Defrauded: $14,628.08
Sentence: 180 Days County Jail (Stayed Pending Successful Commpletion of Probation), 50 Hours of Volunteer Work, 3 Years Summary Probation, $14,628.08 Restitution, $200 Criminal Fine (Stayed Pending Successful Commpletion of Probation)

Case Number: CRM020281
County: Merced
Defendant: Salvador Montano Murrietta, Jr.
City/County of Residence: Los Banos/Merced
Conviction Date: 03/21/12
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance); 1 Count of BP 7028(a) (Contracting Without A License)
Amount Allegedly Defrauded: N/A
Sentence: 30 Days County Jail (Suspended), 36 Months Conditional Probation, $10,000 Criminal Fine ($9,000 Suspended)

Case Number: BA382486
County: Los Angeles
Defendant: Timothy Thomas Ryan
City/County of Residence: Not available at this time
Conviction Date: 03/19/12
Offense: 1 Count of IC 11880(a) (Premium Fraud) (Misdemeanor)
Amount Allegedly Defrauded: $55,000
Sentence: 1 Day County Jail, 2 Years Summary Probation, $55,000 Restitution (Now Paid In Full), $120 Civil Fine