

California Department of Insurance

Fraud Division

March 2017 Workers' Compensation Fraud Convictions

Effective January 01, 2005, Assembly Bill 2866 (Frommer) enacted Insurance Code Section 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.

March 2017 Workers' Compensation Fraud Convictions

CDI Case Number: 14JW013162

Court Case Number: 1478677

County: Santa Barbara

Defendant: Maria Carbajal

City/County of Residence: Santa Marta / Santa Barbara

Conviction Date: 03/16/17

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: 3 Years Probation, \$12,000 Restitution, \$250 Civil Fine

Court Case Number: BA451675

County: Los Angeles

Defendant: Jose Delcid

City/County of Residence: Van Nuys/Los Angeles

Conviction Date: 03/15/17

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: \$48,435.01

Sentence: 6 Days County Jail, 400 Hours Community Service, 3 Years Formal Probation, \$48,435.01 Restitution, \$400 Civil Fine

CDI Case Number: 13HW029330

Court Case Number: RIF1501504

County: Riverside

Defendant: Teunis Joshua DeJong

City/County of Residence: San Jacinto / Riverside

Conviction Date: 3/8/2017

Offense: 2 Counts of IC 11760(a) (Misrepresent Fact to Obtain Workers' Compensation) (Felony)

Amount Allegedly Defrauded: \$190,463.34

Sentence: 365 Days County Jail, 36 Months Formal Probation, \$116,254.61 Restitution to Zenith Insurance Company, \$12,753.89 Restitution to Cypress Insurance Company, \$61,454.84 Restitution to EDD, \$20,000 Civil Fine, \$600 Criminal Fine

Court Docket Number: BA448822

County: Los Angeles

Defendant: Desmon Devon Joshua

City/County of Residence: Inglewood/Los Angeles

Conviction Date: 03/28/17

Offense: 1 Count of 550(b)(1) (Failure to Disclose Material Information) (Reduced to Misdemeanor PC 17(B))

Amount Allegedly Defrauded: \$1,771.64

Sentence: 200 Hours Community Service (Completed), 3 Years Summary Probation, \$1,771.64 Restitution to United States Postal Service (Paid in Full), \$150 Civil Fine

Court Case Number: F15-000324

County: Nevada

Defendant: Dorothy Pamlyn Kelly

City/County of Residence: Grass Valley/Nevada

Conviction Date: 03/14/17

Offense: 1 Count PC 532(a) (Theft by False Pretenses); 1 Count PC 550(b)(2) (False or Misleading Statement)(Misdemeanor)

Amount Allegedly Defrauded: \$40,000

Sentence: 3 Years Summary Probation, \$28,973.25 Restitution to California Board of Psychology, \$150 Civil Fine

CDI Case Name: Bellagio Massage Parlor

Court Number: 4PY05067

County: Los Angeles

Defendant: Kye Sook Ki

City/County of Residence: Anaheim/Orange

Conviction Date: 03/21/17

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

Amount Allegedly Defrauded: N/A

Sentence: 24 Months Summary Probation, \$150 Civil Fine, \$10,000 Criminal Fine

Court Case Number: SCD255526

CDI Case Name: GNS Management

County: San Diego

Defendant: Hyok Min Kwon

City/County of Residence: Irvine/Orange

Conviction Date: 03/14/17

Offense: 1 Count of IC 11880(a) (Premium Fraud); 1 Count of IC 11760(a) (Misrepresent Fact to Obtain Workers' Compensation); 3 Counts of UI 2118.5 (Payroll Tax Evasion)

Amount Allegedly Defrauded: \$5,341,371.13

Sentence: 8 Years State Prison, \$1,290,790.76 Has Been Paid. Remaining Restitution Balances Are: \$499,704.90 owed to Employment Development Department, \$176,815.52 owed to Travelers Insurance, \$73,579.62 owed to Norguard Insurance Company, \$280,197.80 owed to Granite State, \$84,025.71 owed to State Compensation Insurance Fund, \$36,754.31 owed to Southern Insurance Company, \$39,561.99 owed to Preferred Employers, \$86,890.51 owed to Everest Insurance Company, \$13,260.40 owed to Employers Insurance, \$500 Civil Fine

Court Number: SS161342A

CDI Case Name: AA Best Buffet

County: Monterey

Defendant: Chang Tai Lin

City/County of Residence: Salinas/Monterey

Conviction Date: 03/03/17

Offense: 2 Counts of IC 11760(a) (Premium Fraud) (Private Carrier); 1 Count of UIC 2117.5 (Payroll Tax Evasion)

Amount Allegedly Defrauded: \$42,778.81

Sentence: 5 Years Formal Probation, 90 Days County Jail, \$34,419.67 Restitution to EIG Services, \$8,359.14 Restitution to Sequoia, Restitution to the Employment Development Department in an Amount to be Determined by the Probation Officer, \$900 Civil Fine, \$10,000 Criminal Fine (\$50,000 Suspended), \$864 plus \$81 per Month Probation Supervision Fee

Court Case Number: BA448459

County: Los Angeles

Defendant: Maree Lynn Montgomery

City/County of Residence: Not available at this time

Conviction Date: 03/14/17

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: \$21,597.69

Sentence: 200 Hours Community Service, 3 Years Formal Probation, \$21,597.69 Restitution (Additional Restitution is Subject To a Restitution Hearing), \$400 Civil Fine, Pay Costs of Probation Services In An Amount Probation Officer Shall Prescribe

CDI Case Number: 15JW009870

Court Case Number: BA443195

County: Los Angeles

Defendant: Richard Hunter Pfeil

City/County of Residence: Winnestka / Los Angeles

Conviction Date: 3/24/2017

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: \$6,981

Sentence: 24 Months Summary Probation, 150 Hours Community Service, \$6,981 Restitution (Satisfied), \$240 Fine

Court Docket Number: BA439599

County: Los Angeles

Defendant: Dawn Plummer

City/County of Residence: Not Available at This Time

Conviction Date: 3/17/17

Offense: 1 Count PC 550(a)(5) (Knowingly Prepare, Make, or Subscribe any Writing, with the Intent to Present or Use It, or to Allow It to be Presented, in Support of Any False or Fraudulent Claim)

Amount Allegedly Defrauded: \$50,731.74

Sentence: 364 Days County Jail, 3 Years Formal Probation, \$50,731.74 Restitution to Transportation Insurance Company, \$300 Civil Fine

CDI Case Number: 13CW024583

Court Case Number: BA421700

County: Los Angeles

Defendant: Jose Fabian Ruiz

City/County of Residence: Los Angeles / Los Angeles

Conviction Date: 3/14/2017

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: To Be Determined

Sentence: 12 Months Summary Probation, 100 Hours Community Service (Satisfied), \$5,000 Restitution (Satisfied), \$150 Civil Fine