

California Department of Insurance

Fraud Division

December 2014 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.

December 2014 Workers' Compensation Fraud Convictions

Court Case Number: SS131988A

CDI Case Name: Nacional Security Agency

County: Monterey

Defendant: Efren Quiait Evangelista

City/County of Residence: Salinas/Monterey

Conviction Date: 12/17/14

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

Amount Allegedly Defrauded: 0 (Restitution has been paid)

Sentence: 120 Days County Jail, 5 Years Formal Probation, \$360 Civil Fine, \$10,000 Fine to the California Workers' Compensation Fraud Account (\$5,000 is Suspended), Additional \$5,000 Fine (\$3,000 is Suspended) for UI 2188.5 violation, \$864 Fee for Probation Investigation Report, \$81 Per Month for Probation Supervision Fee

Case Number: 62-133369

County: Placer (Prosecuted by Amador County DA)

Defendant: Robert Frank

City/County of Residence: Portola/Plumas

Conviction Date: 12/16/14

Offense: 1 Count of PC 550(b)(3) False or Fraudulent Claim or Statement) (Misdemeanor)

Amount Allegedly Defrauded: TBD

Sentence: 2 Years Conditional Probation, \$120 Civil Fine, \$100 Criminal Fine

Case Number: 62-133367

County: Placer (Prosecuted by Amador County DA)

Defendant: Richard James Lacy

City/County of Residence: Rio Linda/Sacramento

Conviction Date: 12/12/14

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

Amount Allegedly Defrauded: N/A

Sentence: 1 Year Conditional Probation, \$150 Civil Fine, \$500 Payable to the Workers' Compensation Fraud Fund

Case Number: 62-134744

County: Placer (Prosecuted by Amador County DA)

Defendant: Perry Richard Orbea

City/County of Residence: Loomis/Placer

Conviction Date: 12/16/14

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

Amount Allegedly Defrauded: N/A

Sentence: 1 Year Conditional Probation, \$150 Civil Fine

Court Case Number: RIF1401764
County: Riverside
Defendant: Delaram Nasrullah
City/County of Residence: Corona/Riverside
Conviction Date: 12/22/14
Offense: 1 Count of IC 1871.4(a)(2) (False or Misleading Statement in Support of Claim) (Misdemeanor); 1 Count of PC 500(b)(1) (Failure to Disclose Material Information) (Misdemeanor)
Amount Allegedly Defrauded: To Be Determined
Sentence: 60 Days County Jail (Served In Work Release Program) 36 Months Summary Probation, Restitution Amount To Be Determined By Probation Department, \$150 Civil Fine (Now Paid)

Court Case Number: BA423574
CDI Case Number: 13JW001251
County: Los Angeles
Defendant: Jose Rodas
City/County of Residence: Northridge/Los Angeles
Conviction Date: 12/11/14
Offense: 1 Count of IC 11880 (Premium Fraud) (Misdemeanor)
Amount Allegedly Defrauded: \$149,785.99
Sentence: 1 Day County Jail, 150 Hours Community Service (Has Now Been Completed), 3 Years Formal Probation (Converted to Summary Probation), \$149,785.99 Restitution (Has Been Paid-In-Full)

Court Case Number: RIF1301136
County: Riverside
Defendant: Nayeli Iliana Torres
City/County of Residence: Corona/Riverside
Conviction Date: 12/19/14
Offense: 1 Count of IC 11760(a) (Misrepresent Fact to Obtain Workers' Compensation) (Misdemeanor)
Amount Allegedly Defrauded: \$2,164.74
Sentence: 28 Days County Jail, 36 Months Summary Probation, \$2,164.74 Restitution Has Been Paid, \$150 Civil Fine (Paid)

Court Docket Number: BA409069
CDI Case Name: Optima Staffing
CDI Case Number: 09CW009077
County: Los Angeles
Defendant: Robinson Rin Yang
City/County of Residence: Fontana/San Bernardino
Conviction Date: 12/12/14
Offense: 1 Count of IC 11760(a) (Misrepresent Fact to Obtain Workers' Compensation)
Amount Allegedly Defrauded: \$718,000
Sentence: 365 Days County Jail (Court will Allow At-Home Electronic Monitoring), 5 Years Formal Probation, \$300 Civil Fine (Stayed as Restitution Has Been Paid)

Court Docket Number: BA409069
CDI Case Name: Optima Staffing
CDI Case Number: 09CW009077
County: Los Angeles
Defendant: Roland Marty Yang
City/County of Residence: Alhambra/Los Angeles
Conviction Date: 12/12/14
Offense: 1 Count of IC 11760(a) (Misrepresent Fact to Obtain Workers' Compensation)
Amount Allegedly Defrauded: \$718,000
Sentence: 365 Days County Jail (Court will Allow At-Home Electronic Monitoring), 5 Years
Formal Probation, \$300 Civil Fine (Stayed as Restitution Has Been Paid)