

California Department of Insurance

Fraud Division

July 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.

July 2016 Workers' Compensation Fraud Convictions

Court Case Number: BA435695

County: Los Angeles

Defendant: Gonzalo Castillo

City/County of Residence: Not available at this time

Conviction Date: 07/06/16

Offense: 1 Count of PC 664/118(a) (Attempted Perjury) (Misdemeanor)

Amount Allegedly Defrauded: \$1,678

Sentence: 2 Years Summary Probation, \$1,678 Restitution (Paid-In-Full), \$150 Civil Fine

Court Case Number: 2061552-E

County: Stanislaus (Prosecuted by Amador County DA)

Defendant: Darin Joseph Deniz

City/County of Residence: Hilmar/Merced

Conviction Date: 07/26/16

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

Amount Allegedly Defrauded: N/A

Sentence: \$150 Civil Fine, \$500 Criminal Fine

Court Case Number: MS338823A

CDI Case Name: Ulises Auto Smog

County: Monterey

Defendant: Ulises Ortiz Guizar

City/County of Residence: Salinas/Monterey

Conviction Date: 07/21/16

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

Amount Allegedly Defrauded: N/A

Sentence: 3 Years Conditional Probation, \$150 Civil Fine, \$10,000 Criminal Fine (\$9,000 Suspended)

Court Case Number: BA443165

County: Los Angeles

Defendant: Britni I. Hurtado

City/County of Residence: Inglewood/Los Angeles

Conviction Date: 07/22/16

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: \$49,791.81

Sentence: 30 Days County Jail, 500 Hours Community Service, 5 Years Formal Probation, \$49,791.81 Restitution, \$400 Civil Fine, Probation Department will impose additional cost of Probation Fees pursuant to Penal Code Section 1203.18

Court Case Number: 15-005918

County: Kings

Defendant: Michael Harold Kreger

City/County of Residence: Corcoran/Kings

Conviction Date: 07/15/16

Offense: 3 Counts of IC 11880(a) (Premium Fraud)

Amount Allegedly Defrauded: \$5,446,604.84

Sentence: 270 Days County Jail, 1,500 Hours of Community Service, 5 Years Formal Probation, \$5,446,604.84 Restitution to State Compensation Insurance Fund, Defendant pay Probation \$450 as a portion of the cost of conducting the pre-sentencing investigation and report and a fee, not to exceed \$20 per month to defray a portion of the cost of supervision

Court Case Number: BA445775

County: Los Angeles

Defendant: Guillermo Lazo

City/County of Residence: Not available at this time

Conviction Date: 07/21/16

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); 1 Count of PC 550(b)(3) (Failure to Disclose)

Amount Allegedly Defrauded: To Be Determined

Sentence: 1 Day County Jail, 200 Hours Community Service, 3 Years Formal Probation, Restitution to Victim(s) Has Been Paid-In-Full At Time Of Sentencing, \$400 Civil Fine, Pay Costs of Probation Services in the Amount Prescribed by Probation Officer

Court Case Number: BA431285

County: Los Angeles

Defendant: Anita Judith Maxwell

City/County of Residence: Valley Village/Los Angeles

Conviction Date: 07/27/16

Offense: 13 Counts of PC 550(b)(1) (Failure to Disclose Material Information) (Misdemeanor); 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: \$11,843.79

Sentence: 1 Day County Jail, 200 Hours Community Service, 3 Years Summary Probation, \$11,843.79 Restitution, \$150 Civil Fine

Court Case Number: SCD266382

County: San Diego

Defendant: Esteven Mendiola

City/County of Residence: San Diego/San Diego

Conviction Date: 07/26/16

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: \$18,237.15

Sentence: 1 Day County Jail, 3 Years Formal Probation, \$18,237.15 Restitution, \$300 Civil Fine, \$820 Criminal Fine

Court Case Number: BA445529
County: Los Angeles
Defendant: Catalino Sanchez Moreno
City/County of Residence: Not available at this time
Conviction Date: 07/19/16
Offense: 1 Count of PC 550(b)(3) (Failure to Disclose) (Misdemeanor)
Amount Allegedly Defrauded: \$1,250
Sentence: 19 Days of Community Labor, 12 Months Summary Probation, \$1,250 Restitution

Court Case Number: BF163064A
County: Kern
Defendant: Juan Luis Nunez
City/County of Residence: McFarland/Kern
Conviction Date: 07/1/16
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) (Misdemeanor)
Amount Allegedly Defrauded: \$20,000.00
Sentence: 15 Days County Jail; 3 Years Probation, \$570 Civil Fine

Court Case Number: BA423411
County: Los Angeles
Defendant: Richard Rojas
City/County of Residence: Wilmington/Los Angeles
Conviction Date: 07/20/16
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); 1 Count of PC 550 (a)(1) (Knowingly Present Fraudulent Insurance Claim); 1 Count of PC 664/118(a) (Attempted Perjury)
Amount Allegedly Defrauded: \$14,941.25
Sentence: 5 Years State Prison (Suspended), 1 Day County Jail, 3 Years Formal Probation, \$14,941.25 Restitution, \$300 Civil Fine, defendant ordered to pay cost of Probation Services pursuant to Penal Code Section 1203.1b, Defendant ordered to pay attorney fees in the amount of \$2,309

Court Case Number: 16-NF-001338-A
CDI Case Name: Battery Drop
County: San Mateo
Defendant: Ulualo Tauaneai Tuulauulu
City/County of Residence: San Francisco/San Francisco
Conviction Date: 07/28/16
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: \$3,576.60
Sentence: 5 Days County Jail, 2 Years Summary Probation, \$3,576.60 Restitution

Court Case Number: 62-133368

County: Placer

Defendant: Weina Zhang

City/County of Residence: Roseville/Placer

Conviction Date: 07/19/16

Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance); 1 Count of B P 7027.3 (Fraudulent Use Of A Contractor's License Number); 1 Count of B P 7028(a) (Contracting Without A License)

Amount Allegedly Defrauded: N/A

Sentence: 60 Days County Jail (May be served by Electronic Monitoring or Work Project), 3 Years Conditional Probation, \$150 Civil Fine, \$2,500 to the Workers' Compensation Fraud Fund