

# California Department of Insurance

## Fraud Division

### June 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.

## June 2012 Workers' Compensation Fraud Convictions

**Case Number:** BA395948

**County:** Los Angeles

**Defendant:** Thelma Alvear

**City/County of Residence:** Not available at this time

**Conviction Date:** 06/21/12

**Offense:** 1 Count of IC 11760(a) (Misrepresent Fact to Obtain Workers' Compensation)

**Amount Allegedly Defrauded:** \$15,745

**Sentence:** 100 Hours Community Service, 3 Years Formal Probation, \$15,745 Restitution, \$240 Civil Fine

**CDI Case Number:** 09HW021574

**County:** Riverside

**Defendant:** Ingrid Jeaneth Barragan

**City/County of Residence:** Rancho Cucamonga/San Bernardino

**Conviction Date:** 06/08/12

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

**Amount Allegedly Defrauded:** \$34,554.58

**Sentence:** 2 Days County Jail, 36 Months Summary Probation, \$34,554.58 Restitution, \$120 Civil Fine, Pay \$119.50 for County Attorney Fees

**CDI Case Number:** 10AW011279

**County:** Siskiyou

**Defendant:** Patrick Fitzgerald Childs

**City/County of Residence:** Yreka/Siskiyou

**Conviction Date:** 06/27/12

**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); 2 Counts of PC 487(a) (Grand Theft)

**Amount Allegedly Defrauded:** \$94,353

**Sentence:** 270 Days County Jail, 3 Years Probation, \$85,508 Restitution to State Compensation Insurance Fund, \$8,845 Restitution to J. F. Shea Construction, Inc., \$720 Civil Fine (\$480 Stayed), Pay \$420 Reimbursement to Siskiyou County Probation Department for Preparation of Pre-Sentence Report, Pay Probation Supervision Fee Not To Exceed \$40 Per Month

**Case Number:** SCD233155

**CDI Number:** 10EW012008

**County:** San Diego

**Defendant:** Kathleen J. Conway

**City/County of Residence:** Chula Vista/San Diego

**Conviction Date:** 06/19/12

**Offense:** 5 Counts of IC 1871.4(a) False Claim)

**Amount Allegedly Defrauded:** TBD

**Sentence:** 120 Days County Jail (Stayed Pending Successful Completion of Probation), 240 Hours Volunteer Work at Nonprofit Organization, 3 Years Court Probation, TBD Restitution \$200 Civil Fine, \$800 Criminal Fine

**Case Number:** 2008026847MA

**County:** Ventura

**Defendant:** Erendira Diaz

**City/County of Residence:** Not available at this time

**Conviction Date:** 06/26/12

**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:** \$13,480

**Sentence:** 36 Months Conditional Probation, \$13,480 Restitution to Zenith Insurance, \$120 Civil Fine, \$1,348 Victim Restitution Administration Fee

**Case Number:** BA394321

**CDI Number:** 11CW004734

**County:** Los Angeles

**Defendant:** Patricia Flannigan

**City/County of Residence:** Los Angeles/Los Angeles

**Conviction Date:** 06/26/12

**Offense:** 1 Count of 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:** \$56,351.99

**Sentence:** 200 Hours Community Service, 5 Years Formal Probation, \$56,351.99 Restitution, \$240 Civil Fine (Stayed Pending Successful Completion of Probation)

**CDI Case Number:** 11AW025358

**County:** Yuba

**Defendant:** Christa Michelle Friend

**City/County of Residence:** Yuba City/Sutter

**Conviction Date:** 06/04/12

**Offense:** 1 Count of IC 1871.4(a)(2) (False or Misleading Statement in Support of Claim)

**Amount Allegedly Defrauded:** \$3,121.06

**Sentence:** 2 Days County Jail, 80 Hours Sheriff's Work Alternative Program (SWAP), 2 Years Formal Probation, \$3,121.06 Restitution, \$240 Civil Fine

**Case Number:** BA388932

**CDI Reference Number:** 09JW003953

**County:** Los Angeles

**Defendant:** David Gevarges

**City/County of Residence:** Palmdale/Los Angeles

**Conviction Date:** 6/29/12

**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:** TBD

**Sentence:** 2 Days County Jail, 20 Hours Community Service, 2 Years Summary Probation, \$120 Civil Fine

**Case Name:** Lambert Air Conditioning  
**CDI Case Number:** 07FW019655  
**County:** Tulare  
**Defendant:** Douglas Lambert  
**City/County of Residence:** Exeter/Tulare  
**Conviction Date:** 06/05/12  
**Offense:** 1 Count of IC 11760(a) (Misrepresent Facts to Obtain Workers' Compensation) (Misdemeanor)  
**Amount Allegedly Defrauded:** \$110,381.80  
**Sentence:** 29 Days County Jail (May enroll in Sheriff's Work Alternative Program. Court Allows Defendant to Serve Time in Los Angeles County), 3 years Summary Probation, Restitution Remains Open, \$138 Criminal Fine

**Case Number:** 12-CR-19282  
**County:** Amador  
**Defendant:** Luis Leyva Martinez  
**City/County of Residence:** Placerville/EI Dorado  
**Conviction Date:** 6/20/12  
**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
**Amount Allegedly Defrauded:** N/A  
**Sentence:** 18 Months Summary Probation, \$120 Civil Fine, \$2,500 Criminal Fine

**Case Number:** 2010012095F  
**County:** Ventura  
**Defendant:** Mojtaba Noury  
**City/County of Residence:** Not available at this time  
**Conviction Date:** 06/21/12  
**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:** \$66,369.25  
**Sentence:** 120 Days County Jail, 60 Months Formal Probation, \$66,369.25 Restitution, \$240 Civil Fine, \$138 Monthly Probation Fee

**CDI Case Number:** 10EW012199  
**County:** Los Angeles  
**Defendant:** Christopher L. Perkins  
**City/County of Residence:** Anaheim/Orange  
**Conviction Date:** 06/19/12  
**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:** \$3,500  
**Sentence:** 21 Days County Jail, 100 Hours of Volunteer Work, 3 Years Court Probation, \$3,500 Restitution, \$240 Civil Fine