

California Department of Insurance

Fraud Division

June 2015 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 2015 Workers' Compensation Fraud Convictions

Court Case Number: 1447494

County: Santa Barbara

Defendant: Martha Avila

City/County of Residence: Lompoc/Santa Barbara

Conviction Date: 06/09/15

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: 4 Days County Jail, 3 Years Unsupervised Probation, \$175 Civil Fine, \$140 Criminal Fine

Court Case Number: BA435713

County: Los Angeles

Defendant: Jorge Contreras

City/County of Residence: Ontario/San Bernardino

Conviction Date: 06/18/15

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: \$13,265.39

Sentence: 200 Hours Community Service (Completed), 1 Year Summary Probation, \$13,265.39 Restitution (Paid-In-Full), \$150 Civil Fine (Stayed)

Court Case Number: CD261347

County: San Diego

Defendant: George M. Hencon

City/County of Residence: La Mesa/San Diego

Conviction Date: 06/24/15

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

Amount Allegedly Defrauded: \$21,818.65

Sentence: 180 Days County Jail (Stayed Pending Successful Completion of Probation), 5 Years Court Probation, \$21,818.65 Restitution, \$300 Civil Fine, \$820 Criminal Fine (Stayed Pending Successful Completion of Probation)

Court Case Number: SC192791A

CDI Case Name: Merrell Construction

CDI Case Number: 15BW006907

County: Marin

Defendant: William E. Merrell

City/County of Residence: Novato/Marin

Conviction Date: 06/25/15

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

Amount Allegedly Defrauded: N/A

Sentence: 15 Days County Jail, 40 Hours Volunteer Work, 3 Years Supervised Probation, Pay Restitution to Victim In An Amount And Manner To Be Determined by Probation Officer, \$200 Civil Fine, \$10,000 Criminal Fine (\$9,000 is Stayed Pending Successful Completion of Probation), Pay \$50 Volunteer Work Fee

Court Case Number: 1453096
CDI Case Name: Jim's Hamburgers
CDI Case Number: 14JW013282
County: Santa Barbara
Defendant: Pafsanias Mitrou
City/County of Residence: Santa Maria/Santa Barbara
Conviction Date: 06/09/15
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)
Amount Allegedly Defrauded: N/A
Sentence: Pay \$125 In Court Appointed Attorney Costs, Keep Insurance Active

Court Case Number: BA434859
County: Los Angeles
Defendant: Mark Russell
City/County of Residence: Temple City/Los Angeles
Conviction Date: 06/26/15
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: \$6,118.56
Sentence: 200 Hours Community Service, 3 Years Formal Probation, \$6,118.56 Restitution, \$300 Civil Fine (Stayed-Stay To Become Permanent Upon Successful Completion of Probation)

Court Case Number: BA434176
County: Los Angeles
Defendant: Daniel Santos
City/County of Residence: South Gate/Los Angeles
Conviction Date: 06/09/15
Offense: 1 Count of PC 550(b)(3) (Failure to Disclose)
Amount Allegedly Defrauded: \$22,823.92
Sentence: 1 Day County Jail, 250 Hours Community Service, 3 Years Formal Probation, \$22,823.92 Restitution, \$300 Civil Fine