

## California Department of Insurance

### Fraud Division

#### May 2019 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  
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.

## **May 2019 Workers' Compensation Fraud Convictions**

**CDI Case Number:** 15DW027237

**Court Case Number:** 19CF0354 F A

**County:** Orange

**Defendant:** Mirella Flores

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

**Conviction Date:** 5/24/2019

**Offense:** 18 Counts 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) (Felony)

**Amount Allegedly Defrauded:** To Be Determined

**Sentence:** 90 Days County Jail (Stayed pending completion of Community Service Hours), 250 Hours Community Service, 3 Years Formal Probation \$88,000 Restitution, \$62,000 to CDI for Investigative Costs, \$600 Criminal Fine

**CDI Case Number:** 14FW024982

**Court Case Number:** VCM345755

**County:** Tulare

**Defendant:** Mario Gutierrez

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

**Conviction Date:** 5/31/2019

**Offense:** 1 Count of 11760(a) (Premium Fraud) (Misdemeanor)

**Amount Allegedly Defrauded:** \$16,000

**Sentence:** 1 Day County Jail, 3 Years Summary Probation, \$10,000 Restitution, \$165 Criminal Fine

**CDI Case Number:** 15DW027237

**Court Case Number:** 19CF0354 F A

**County:** Orange

**Defendant:** Franco Salvador, Jr.

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

**Conviction Date:** 5/24/2019

**Offense:** 18 Counts 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) (Felony)

**Amount Allegedly Defrauded:** To Be Determined

**Sentence:** 90 Days County Jail (Stayed pending completion of Community Service Hours), 275 Hours Community Service, 3 Years Formal Probation \$88,000 Restitution, \$62,000 to CDI for Investigative Costs, \$600 Criminal Fine