

California Department of Insurance

Fraud Division

September 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.

September 2012 Workers' Compensation Fraud Convictions

CDI Case Number: 10AW002770

County: San Joaquin

Defendant: Sonia Casas

City/County of Residence: Stockton/San Joaquin

Conviction Date: 09/17/12

Offense: 1 Count of IC 11880 (Premium Fraud); 1 Count of IC 11760 (Misrepresent Facts to Obtain Workers' Compensation)

Amount Allegedly Defrauded: \$2,899,256

Sentence: 4 Years State Prison, \$2,899,256 Restitution (Joint and Several), \$240 Civil Fine

CDI Case Number: 10AW002770

County: San Joaquin

Defendant: Alfredo Casas

City/County of Residence: Stockton/San Joaquin

Conviction Date: 09/17/12

Offense: 1 Count of IC 11880 (Premium Fraud)

Amount Allegedly Defrauded: \$2,899,256

Sentence: 30 Days County Jail, 5 Years Conditional Probation, \$2,899,256 Restitution (Joint and Several), \$240 Civil Fine

Case Number: BA395317

County: Los Angeles

Defendant: Raphael Davis

City/County of Residence: Not available at this time

Conviction Date: 09/06/12

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

Amount Allegedly Defrauded: \$30,400

Sentence: 2 Days County Jail, 200 Hours Community Service, 3 Years Summary Probation, \$30,400 Restitution-Proof of Payment Presented to Court, \$100 Civil Fine (Stayed Pending Successful Completion of Probation)

CDI Case Number: 12HW002613

County: Riverside

Defendant: Alex Gamboa

City/County of Residence: Lake Elsinore/Riverside

Conviction Date: 09/24/12

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

Amount Allegedly Defrauded: N/A

Sentence: 36 Months Summary Probation, \$120 Civil Fine, \$10,000 Criminal Fine (\$8,000 Suspended on Condition That Continuous Workers' Compensation Insurance Coverage is Maintained), \$8,410 to Workers' Compensation Fraud Account, \$210 Pre-Sentence Investigation Fee

CDI Case Number: 11JW002930

County: Los Angeles

Defendant: Timothy Pano Holguin

City/County of Residence: Van Nuys/Los Angeles

Conviction Date: 09/18/12

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: \$19,469.02

Sentence: 7 Days County Jail, 100 Hours Community Service, 3 Years Formal Probation, \$19,469.02 Restitution, \$240 Civil Fine

CDI Number: 11BW017315

County: Contra Costa

Defendant: Sam Nijem

City/County of Residence: San Ramon/Contra Costa

Conviction Date: 09/18/12

Offense: 1 Count of IC 1871.4(a) (False Claim)

Amount Allegedly Defrauded: \$120,000

Sentence: 120 Days County Jail (Electronic Home Detention Allowed), 3 Years Formal Probation, \$120,000 Restitution, \$240 Civil Fine

CDI Case Number: 10GW024822

County: Santa Clara

Defendant: Chad Karsten Oberquell

City/County of Residence: San Jose/Santa Clara

Conviction Date: 09/28/12

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: \$14,480

Sentence: 30 Days County Jail, 3 Years Court Probation, \$14,480 Restitution (\$10,571 Paid), \$132 Civil Fine

Case Number: CRM022340

County: Merced

Defendant: Salvador Verduzco Torres

City/County of Residence: Not available at this time

Conviction Date: 09/07/12

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

Amount Allegedly Defrauded: N/A

Sentence: 1 year Conditional Probation, \$10,000 Restitution to Merced County District Attorney's Office

CDI Case Number: 12JW004049

County: Ventura

Defendant: Guadalupe Velasquez-Reyes

City/County of Residence: Ventura/Ventura

Conviction Date: 09/18/12

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: \$17,256.90

Sentence: 112 Days County Jail, 16 Hours of Direct Work Program, 36 Months Formal Probation, \$17,256.90 Restitution, \$120 Civil Fine, \$669 Probation Investigation Fee