

California Department of Insurance

Fraud Division

September 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.

September 2016 Workers' Compensation Fraud Convictions

Court Case Number: BA444955

County: Los Angeles

Defendant: Lucila Aceves

City/County of Residence: Not available at this time

Conviction Date: 9/21/16

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) (Misdemeanor)

Amount Allegedly Defrauded: \$8,689

Sentence: 245 Hours Community Service (Completed), 2 Years Summary, \$8,689 Restitution (Paid-In-Full), \$150 Civil Fine Has Been Paid

Court Case Number: BA443077

County: Los Angeles

Defendant: Roberto Magos Arrellano

City/County of Residence: Palmdale/Los Angeles

Conviction Date: 09/14/16

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: \$31,985.87

Sentence: 2 Days County Jail, 90 Days Community Labor, 3 Years Formal Probation, \$31,985.87 Restitution, \$400 Civil Fine, Pay Costs of Probation Services in the Amount Prescribed by Probation Officer

Court Case Number: BA444802

County: Los Angeles

Defendant: Carmen Fernando Camacho

City/County of Residence: Not available at this time

Conviction Date: 9/28/16

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: To Be Determined

Sentence: 300 Hours Community Service, 5 Years Formal, Make Restitution To Victim In An Amount To Be Determined, \$300 Civil Fine

Court Case Number: BA444500

County: Los Angeles

Defendant: Carlos Fernando Ecute

City/County of Residence: Not available at this time

Conviction Date: 09/26/16

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: To Be Determined

Sentence: 1 Day County Jail, 200 Hours Community Service, 3 Years Formal Probation, Restitution to Victim(s) To Be Determined, \$300 Civil Fine

Court Case Number: 1495278

County: Santa Barbara

Defendant: Jacob Finerty

City/County of Residence: Camarillo/Ventura

Conviction Date: 09/23/16

Offense: 2 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), 2 Counts of IC 1871.4(a)(2) (False or Misleading Statement in Support of Claim)

Amount Allegedly Defrauded: \$115,669.86

Sentence: 120 Days County Jail (Electronic Monitoring Out of County is Permitted), 5 Years Probation, \$115,669.86 Restitution, \$300 Civil Fine, \$750 for Cost of Probation Investigation, \$30 per Month for Cost of Probation Supervision, \$6 per Day for Cost of Continuous Electronic Monitoring

Court Case Number: BA445673

County: Los Angeles

Defendant: Daysi Guadalupe Hernandez

City/County of Residence: San Fernando/Los Angeles

Conviction Date: 09/16/16

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: \$25,000

Sentence: 6 Days County Jail, 400 Hours Community Service, 36 Months Formal Probation, \$19,346 Restitution to Republic Underwriters (\$5,000 Previously Made-Remaining Balance of \$14,346), \$5,654 Restitution to State of California Employment Development Department, \$300 Civil Fine

Court Case Number: BA445724

County: Los Angeles

Defendant: Melanie Johnston

City/County of Residence: Henderson, NV/Clark County

Conviction Date: 09/01/16

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

Amount Allegedly Defrauded: \$22,648.86

Sentence: 120 Hours Community Service (Has Now been Completed), 3 Years Formal Probation (Changed to 36 Months Summary Probation), \$22,648.86 Restitution (Is Paid-In-Full), \$200 Civil Fine (Has Been Paid)

Court Case Number: F14906294

County: Fresno

Defendant: Timothy Ray Jones

City/County of Residence: Fresno/Fresno

Conviction Date: 09/09/16

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: \$220,701.18

Sentence: Booked at Fresno County Jail and Released, 5 Years Formal Probation, \$126,518 Restitution to California Public Employees' Retirement System (CalPERS), \$94,183.18 Restitution to State Compensation Insurance Fund; \$600 Civil Fine

Court Case Number: BA444367

County: Los Angeles

Defendant: Lanika Manning

City/County of Residence: Not available at this time

Conviction Date: 09/06/16

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 664/118(a) (Attempted Perjury)

Amount Allegedly Defrauded: \$14,026.37

Sentence: 200 Hours Community Service, 36 Months Summary Probation, \$14,026.37 Restitution

Court Case Number: BA443170

County: Los Angeles

Defendant: Jaime Alberto Perez

City/County of Residence: Not available at this time

Conviction Date: 09/12/16

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: \$4,994.36

Sentence: 14 Days County Jail, 200 Hours Community Service, 3 Years Formal Probation, \$4,994.36 Restitution, \$400 Civil Fine, Pay Costs of Probation Services to Probation Officer In The Amount the Probation Officer Shall Prescribe

Court Case Number: 2062091

County: Stanislaus (Prosecuted by Amador County)

Defendant: Thomas James Staten

City/County of Residence: Gustine/Merced

Conviction Date: 09/13/16

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: To Be Determined

Sentence: 60 Days County Jail, 3 Years Formal Probation, Restitution to Victim(s) To Be Determined, \$300 Civil Fine

Court Case Number: BA445003

County: Los Angeles

Defendant: Bencalix Urbina

City/County of Residence: Not Available at This Time

Conviction Date: 09/27/16

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

Amount Allegedly Defrauded: \$9,228.85

Sentence: 250 Hours Community Service, 3 Years Formal Probation, \$9,228.85 Restitution, \$400 Civil Fine