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**STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF WORKERS' COMPENSATION
BEFORE THE ADMINISTRATIVE DIRECTOR**

In Re: PROVIDER SUSPENSION

VALERY BOGOMOLNY,
Respondent.

ORDER OF SUSPENSION

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WHEREAS, Labor Code section 139.21(a)(1)(A) requires the Administrative Director to suspend any physician, practitioner, or provider from participating in the workers' compensation system as a physician, practitioner, or provider if the individual has been convicted of any felony or misdemeanor described in Labor Code section 139.21(a)(1)(A); and

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WHEREAS, on or about, November 6, 2015, Valery Bogomolny pled guilty to or was found guilty of one or more felonies or misdemeanors described in Labor Code section 139.21(a)(1)(A) in the United States District Court, Central District of California; and

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WHEREAS, Labor Code section 139.21(a)(1)(B) requires the Administrative Director to suspend any physician, practitioner, or provider from participating in the workers' compensation system as a physician, practitioner, or provider who has been suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

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WHEREAS, Valery Bogomolny was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

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WHEREAS, on or about July 27, 2018, the Administrative Director mailed to Valery Bogomolny a written notice of the right to a hearing regarding the suspension and the procedure to follow to request a hearing, as provided in Labor Code section 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1; and

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WHEREAS, pursuant to Labor Code section 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1(d), the written notice advised Valery Bogomolny that the suspension would start thirty (30) calendar days after the date of mailing of written notice, unless Valery Bogomolny submitted

1 a written request for a hearing within ten (10) calendar days of the date of mailing of the notice; and

2 WHEREAS, Valery Bogomolny did not submit a written request for hearing within ten (10)
3 calendar days of the date of mailing of the notice; and

4 WHEREAS, the Administrative Director is required to suspend any physician, practitioner, or
5 provider pursuant to Labor Code section 139.21 and Title 8, California Code of Regulations section
6 9788.2, after thirty (30) days from the date the notice was mailed, unless the physician, practitioner, or
7 provider submits a written request for a hearing within ten (10) calendar days of the date of mailing of
8 the notice;

9 **IT IS HEREBY ORDERED** that Valery Bogomolny is hereby suspended from participating in
10 the workers' compensation system as a physician, practitioner, or provider.

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12 Date: September 21, 2018



13 GEORGE PARISOTTO
14 Administrative Director
15 Division of Workers' Compensation
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