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

In Re: PROVIDER SUSPENSION

LENG TAI KY,

Respondent.

ORDER OF SUSPENSION

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

WHEREAS, on or about January 26, 2023, Respondent Leng Tai Ky 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 Superior Court of California, County of San Diego; and

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

WHEREAS, Leng Tai Ky was suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs; and

WHEREAS, Labor Code section 139.21(a)(1)(C) requires the Administrative Director to suspend any physician, practitioner, or provider from participating in the workers' compensation system as a physician, practitioner, or provider whose license, certification, or approval to provide health care services has been surrendered or revoked; and

1 WHEREAS, on or about February 18, 2021, Leng Tai Ky's license, certification, or
2 approval to provide health care services was surrendered or revoked by the Medical Board,
3 Department of Consumer Affairs; and

4 WHEREAS, on or about December 19, 2023, the Administrative Director mailed to
5 Leng Tai Ky a written notice of the right to a hearing regarding the suspension and the
6 procedure to follow to request a hearing, as provided in Labor Code section 139.21(b)(2)
7 and California Code of Regulations, title 8, section 9788.1; and

8 WHEREAS, pursuant to Labor Code section 139.21(b)(2) and California Code of
9 Regulations, title 8, section 9788.1(d), the written notice advised Leng Tai Ky that the
10 suspension would start thirty (30) calendar days after the date of mailing of written notice,
11 unless Leng Tai Ky submitted a written request for a hearing within ten (10) calendar days
12 of the date of mailing of the notice; and

13 WHEREAS, Leng Tai Ky did not submit a written request for hearing within ten (10)
14 calendar days of the date of mailing of the notice; and

15 WHEREAS, the Administrative Director is required to suspend any physician,
16 practitioner, or provider pursuant to Labor Code section 139.21 and California Code of
17 Regulations, title 8, section 9788.2, after thirty (30) days from the date the notice was
18 mailed, unless the physician, practitioner, or provider submits a written request for a
19 hearing within ten (10) calendar days of the date of mail of the notice;

20 **IT IS HEREBY ORDERED** that Respondent Leng Tai Ky is hereby suspended from
21 participating in the workers' compensation system as a physician, practitioner, or provider.

22
23
24 Date: March 20, 2024

25 /S/ George Parisotto
26 George Parisotto
27 Administrative Director
28 Division of Workers' Compensation