

1 **STATE OF CALIFORNIA**
2 **DEPARTMENT OF INDUSTRIAL RELATIONS**
3 **DIVISION OF WORKERS' COMPENSATION**
4 **BEFORE THE ADMINISTRATIVE DIRECTOR**

5 In Re: PROVIDER SUSPENSION
6 BENJAMIN LEHR,
7 Respondent.
8

ORDER OF SUSPENSION

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

14 WHEREAS, on or about October 28, 2015, Benjamin Lehr's license, certification or
15 approval to provide health care services was surrendered or revoked by the Medical Board of
16 California, Department of Consumer Affairs; and

17 WHEREAS, on or about December 2, 2019, the Administrative Director mailed to
18 Benjamin Lehr a written notice of the right to a hearing regarding the suspension and the
19 procedure to follow to request a hearing, as provided in Labor Code section 139.21(b)(2) and
20 California Code of Regulations, title 8, section 9788.1; and

21 WHEREAS, pursuant to Labor Code section 139.21(b)(2) and California Code of
22 Regulations, title 8, section 9788.1(d), the written notice advised Benjamin Lehr that the
23 suspension would start thirty (30) calendar days after the date of mailing of written notice,
24 unless Benjamin Lehr submitted a written request for a hearing within ten (10) calendar days of
25 the date of mailing of the notice; and

26 WHEREAS, Benjamin Lehr did not submit a written request for hearing within ten (10)
27 calendar days of the date of mailing of the notice; and

28 WHEREAS, the Administrative Director is required to suspend any physician,
practitioner, or provider pursuant to Labor Code section 139.21 and title 8, California Code of

1 Regulations section 9788.2, after thirty (30) days from the date the notice was mailed, unless
2 the physician, practitioner, or provider submits a written request for a hearing within ten (10)
3 calendar days of the date of mailing of the notice;

4 **IT IS HEREBY ORDERED** that Benjamin Lehr is hereby suspended from participating
5 in the workers' compensation system as a physician, practitioner, or provider.

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7 Date: January 6, 2020

/S/ George Parisotto

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9 **GEORGE PARISOTTO**
10 Administrative Director
11 Division of Workers' Compensation
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