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

In Re: PROVIDER SUSPENSION

ORDER OF SUSPENSION

**TAMARA LEE MCINTOSH,
Respondent.**

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Labor Code section 139.21(a)(1)(A) requires the Administrative Director of the Division of Workers' Compensation (Administrative Director) to suspend any physician, practitioner, or provider from participating in the California workers' compensation system as a physician, practitioner, or provider if the individual or entity has been convicted of any felony or misdemeanor and that crime either: (1) involves fraud or abuse of the federal Medicare or Medicaid programs, the Medi-Cal program, or the workers' compensation system, or fraud or abuse of any patient; (2) relates to the conduct of the individual's medical practice as it pertains to patient care; or (3) is a financial crime that relates to the federal Medicare or Medicaid programs, the Medi-Cal program, or the workers' compensation system.

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Labor Code section 139.21(a)(1)(B) requires the Administrative Director to suspend any physician, practitioner, or provider from participating in the California workers' compensation system as a physician, practitioner, or provider if the individual or entity has been suspended, due to fraud or abuse, from the federal Medicare or Medicaid programs or the Medi-Cal program.

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

1 On or about January 24, 2018, Respondent Tamara Lee McIntosh (McIntosh)
2 was convicted in the District Court of the Fifteenth Judicial District of the State of
3 Oklahoma, Sitting In and For Muskogee County,, of crimes described in Labor Code
4 section 139.21(a)(1)(A). (The State of Oklahoma v. Tamara Lee McIntosh, Case No.
5 CM-2017-00667.)

6 Respondent McIntosh was suspended, due to fraud or abuse, from the federal
7 Medicare or Medicaid programs.

8 On or about January 11, 2017, Respondent McIntosh's license, certification or
9 approval to provide health care services was surrendered or revoked by the Board of
10 Registered Nursing, Department of Consumer Affairs.

11 On or about August 12, 2022, the Administrative Director mailed to Respondent
12 McIntosh a written notice of the right to a hearing regarding the suspension and the
13 procedure to follow to request a hearing, as provided in Labor Code section
14 139.21(b)(2) and California Code of Regulations, title 8, section 9788.1.

15 Pursuant to Labor Code section 139.21(b)(2) and California Code of Regulations,
16 title 8, section 9788.1(d), the written notice advised Respondent McIntosh that the
17 suspension would start thirty (30) calendar days after the date of mailing of written
18 notice, unless Respondent McIntosh submitted a written request for a hearing within ten
19 (10) calendar days of the date of mailing of the notice.

20 Respondent McIntosh did not submit a written request for hearing within ten (10)
21 calendar days of the date of mailing of the notice.

22 The Administrative Director is required to suspend any physician, practitioner, or
23 provider pursuant to Labor Code section 139.21 and California Code of Regulations,
24 title 8, section 9788.2, after thirty (30) days from the date the notice was mailed, unless
25 the physician, practitioner, or provider submits a written request for a hearing within ten
26 (10) calendar days of the date of mailing of the notice;

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1 **IT IS HEREBY ORDERED** that Respondent Tamara Lee McIntosh is hereby
2 suspended from participating in the California workers' compensation system as a
3 physician, practitioner, or provider.

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5 Date: 9/21/2022

/S/ George Parisotto
George P. Parisotto
Administrative Director
Division of Workers' Compensation

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