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

In Re: PROVIDER SUSPENSION

POSEIDON MEDICAL GROUP, INC.,

Respondent.

ORDER OF SUSPENSION

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WHEREAS, Labor Code section 139.21(a)(1)(D) requires the Administrative Director to suspend any entity controlled by an individual who has been convicted of a felony or misdemeanor described in Labor Code section 139.21(a)(1)(A); and

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WHEREAS, Respondent Poseidon Medical Group, Inc., is controlled by an individual, John Workman III, who has been convicted of a felony or misdemeanor described in Labor Code section 139.21(a)(1)(A). (Pursuant to Labor Code section 139.21(a)(3), an entity is controlled by an individual if: (1) the individual is or was an officer or director of the entity; (2) is or was a shareholder with a 10 percent or greater interest in the entity; or (3) held de facto ownership of the entity or de facto control consistent with the rights and duties of an officer or directory of the entity. See *Villanueva v. Teva Foods* (2019) WCAB Case No. ADJ9332041, 84 Cal. Comp. Cases 198 [significant panel decision].); and

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WHEREAS, on or about March 21, 2023 the Administrative Director mailed to Poseidon Medical Group, Inc., 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 Poseidon Medical Group, Inc., that the suspension would start thirty (30) calendar days after the date of mailing of written notice, unless Poseidon Medical Group, Inc., submitted a written request for a hearing within ten (10) calendar days of the date of mailing of the notice; and

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