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

In Re: PROVIDER SUSPENSION

CARLOS X. MONTANO,

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 July 26, 2018, Respondent Carlos X. Montano 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 Orange; 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, Carlos X. Montano 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 June 21, 2021, Carlos X. Montano' 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 January 16, 2024, the Administrative Director mailed to
5 Carlos X. Montano a written notice of the right to a hearing regarding the suspension and
6 the procedure to follow to request a hearing, as provided in Labor Code section
7 139.21(b)(2) 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 Carlos X. Montano that
10 the suspension would start thirty (30) calendar days after the date of mailing of written
11 notice, unless Carlos X. Montano submitted a written request for a hearing within ten (10)
12 calendar days of the date of mailing of the notice; and

13 WHEREAS, Carlos X. Montano did not submit a written request for hearing within
14 ten (10) 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 Carlos X. Montano is hereby
21 suspended from participating in the workers' compensation system as a physician,
22 practitioner, or provider.

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25 Date: March 26, 2024

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