

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

In Re: PROVIDER SUSPENSION

DIANA GRACIELA HERNANDEZ,

ORDER OF SUSPENSION

Respondent.

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

WHEREAS, on or about October 12, 2023, Respondent Diana Graciela Hernandez's (Diana Hernandez) license, certification, or approval to provide health care services was surrendered or revoked by the Board of Registered Nursing, Department of Consumer Affairs; and

WHEREAS, on or about September 10, 2024, the Administrative Director mailed to Diana Hernandez 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

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 Diana Hernandez that the suspension would start thirty (30) calendar days after the date of mailing of written notice, unless Diana Hernandez submitted a written request for a hearing within ten (10) calendar days of the date of mailing of the notice; and

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

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

IT IS HEREBY ORDERED that Respondent Diana Hernandez is hereby suspended from participating in the workers' compensation system as a physician, practitioner, or provider.

Date: January 21, 2025

George P. Parisotto Administrative Director Division of Workers' Compensation

/S/George Parisotto