

1 **WORKERS' COMPENSATION APPEALS BOARD**
2 **STATE OF CALIFORNIA**
3

4
5
6 **IN RE: JAVIER JIMENEZ,**
7 *Respondent.*
8
9
10

Misc. No. 257

**OPINION AND DECISION AFTER
HEARING, AND ORDER SUSPENDING
THE PRIVILEGE OF
JAVIER JIMENEZ TO APPEAR AS A
REPRESENTATIVE OF ANY PARTY
BEFORE THE WCAB
(Appeals Board En Banc)**

11
12 On December 16, 2015, the Appeals Board issued and served its en banc Notice Of Intention To
13 Suspend The Privilege Of Javier Jimenez To Appear As A Representative Of Any Party Before The
14 WCAB (Notice Of Intention). In the Notice Of Intention, the Appeals Board expressed its intention to
15 suspend the privilege of Javier Jimenez to appear in any proceeding as a representative of any party
16 before the Appeals Board and workers' compensation administrative law judges for one hundred eighty
17 (180) days pursuant to Labor Code section 4907 for the reasons set forth in the Notice Of Intention,
18 which is incorporated by reference herein. Notice was also given in the Notice of Intention that the
19 Appeals Board intended to further order that any suspension continue until there is full compliance with
20 the sanction orders described in the Notice Of Intention.

21 As part of the Notice Of Intention, Javier Jimenez was provided the opportunity to respond and be
22 heard why his privilege should not be suspended and to obtain further hearing regarding the proposed
23 suspension of his privilege.

24 No response to the Notice Of Intention and no request for further hearing was received from
25 Mr. Jimenez.

26 Accordingly, we now issue this Opinion And Decision After Hearing, And Order Suspending The
27 Privilege Of Javier Jimenez To Appear As A Representative Of Any Party Before The WCAB, in which

1 the privilege of Javier Jimenez of appearing before the WCAB is ordered suspended for one hundred
2 eighty (180) days pursuant to Labor Code Section 4907 for the reasons expressed in the Notice Of
3 Intention and it is further ordered that if there still has not been compliance with the sanction orders
4 described in the Notice of Intention when the one hundred eighty (180) day suspension expires, the
5 suspension of Javier Jimenez shall continue until there has been full compliance with those sanction
6 orders.

7 For the foregoing reasons,

8 **IT IS ORDERED** as the Decision After Hearing of the Workers' Compensation Appeals Board
9 that the privilege of Javier Jimenez to appear in any proceeding as a representative of any party before
10 the Appeals Board or any of its workers' compensation administrative law judges is hereby suspended
11 for one hundred eighty (180) days from the date of this order pursuant to Labor Code section 4907 for the
12 reasons set forth in the December 16, 2015 Notice Of Intention To Suspend The Privilege Of Javier
13 Jimenez To Appear As A Representative Of Any Party Before The WCAB.

14 ///

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

IT IS FURTHER ORDERED that upon the expiration of the one hundred eighty (180) day suspension, if there still has not been compliance with the sanction orders described in the December 16, 2015 Notice Of Intention To Suspend The Privilege Of Javier Jimenez To Appear As A Representative Of Any Party Before The WCAB, the suspension shall continue until there is full compliance with those sanction orders.

WORKERS' COMPENSATION APPEALS BOARD (EN BANC)

/s/ Ronnie G. Caplane

RONNIE G. CAPLANE, Chairwoman

/s/ *Frank M. Brass*

FRANK M. BRASS, Commissioner

/s/ Deidra E. Lowe

DEIDRA E. LOWE, Commissioner

/s/ Marguerite Sweeney

MARGUERITE SWEENEY, Commissioner

/s/ Katherine A. Zalewski

KATHERINE A. ZALEWSKI, Commissioner

/s/ Jose H. Razo

JOSÉ H. RAZO, Commissioner

DATED AND FILED AT SAN FRANCISCO, CALIFORNIA 2-18-2016

**SERVICE MADE ON THE ABOVE DATE ON THE PERSON LISTED ON THE FOLLOWING
PROOF OF SERVICE PAGE.**

JAVIER JIMENEZ

JFS/abs