

HEALTHCARE FRAUD

WARRANT ISSUED

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,
v.
01 SALVADOR FRANCO, JR (DOB: 04/01/1976),
and
02 MIRELLA FLORES (DOB: 05/16/1973),
aka MIRELLA GUTIERREZ
Defendant(s).

CASE NO. BA472693

*FELONY COMPLAINT
FOR ARREST WARRANT*

FILED
2018 NOV -7 PM 2:31
LOS ANGELES SUPERIOR COURT

The undersigned is informed and believes that:

COUNT 1

On or about August 19, 2015, in the County of Los Angeles, the crime of INSURANCE FRAUD, in violation of INSURANCE CODE SECTION 1871.4(a)(2), a Felony, was committed by SALVADOR FRANCO, JR and MIRELLA FLORES, who did unlawfully and knowingly present and cause to be presented a false and fraudulent written and oral material statement in support of, and in opposition to, a claim for compensation for the purpose of obtaining and denying compensation, as defined in section 3207 of the Labor Code.

* * * * *

COUNT 2

On or about August 19, 2015, in the County of Los Angeles, the crime of INSURANCE FRAUD, in violation of PENAL CODE SECTION 550(a)(6), a Felony, was committed by SALVADOR FRANCO, JR and MIRELLA FLORES, who did aid, abet, solicit, conspire with another and did knowingly make and cause to be made a false and fraudulent claim for payment of a health care benefit.

It is further alleged that the claim or amount at issue exceeds nine hundred fifty dollars (\$950).

* * * * *

COUNT 3

On or about August 19, 2015, in the County of Los Angeles, the crime of INSURANCE FRAUD, in violation of PENAL CODE SECTION 550(a)(7), a Felony, was committed by SALVADOR FRANCO, JR and MIRELLA FLORES, who did aid, abet, solicit, conspire with another and did knowingly submit a claim for a health care benefit which was not used by, or on behalf of, the claimant.

It is further alleged that the claim or amount at issue exceeds nine hundred fifty dollars (\$950).

* * * * *

COUNT 4

On or about April 21, 2015, in the County of Los Angeles, the crime of INSURANCE FRAUD, in violation of INSURANCE CODE SECTION 1871.4(a)(2), a Felony, was committed by MIRELLA FLORES, who did unlawfully and knowingly present and cause to be presented a false and fraudulent written and oral material statement in support of, and in opposition to, a claim for compensation for the purpose of obtaining and denying compensation, as defined in section 3207 of the Labor Code.

* * * * *

COUNT 5

On or about April 21, 2015, in the County of Los Angeles, the crime of INSURANCE FRAUD, in violation of PENAL CODE SECTION 550(a)(6), a Felony, was committed by MIRELLA FLORES, who did aid, abet, solicit, conspire with another and did knowingly make and cause to be made a false and fraudulent claim for payment of a health care benefit.

It is further alleged that the claim or amount at issue exceeds nine hundred fifty dollars (\$950).

* * * * *

COUNT 6

On or about April 21, 2015, in the County of Los Angeles, the crime of INSURANCE FRAUD, in violation of PENAL CODE SECTION 550(a)(7), a Felony, was committed by MIRELLA FLORES, who did aid, abet, solicit, conspire with another and did knowingly submit a claim for a health care benefit which was not used by, or on behalf of, the claimant.

It is further alleged that the claim or amount at issue exceeds nine hundred fifty dollars (\$950).

* * * * *

NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1. Willful refusal to provide the samples and impressions is a crime.

NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code section 1170(b) and *Cunningham v. California* (2007) 549 U.S. 270.

NOTICE: A Suspected Child Abuse Report (SCAR) may have been generated within the meaning of Penal Code §§ 11166 and 11168 involving the charges alleged in this complaint. Dissemination of a SCAR is limited by Penal Code §§ 11167 and 11167.5 and a court order is required for full disclosure of the contents of a SCAR.

NOTICE: Any allegation making a defendant ineligible to serve a state prison sentence in the county jail shall not be subject to dismissal pursuant to Penal Code § 1385.

NOTICE: Conviction of this offense prohibits you from owning, purchasing, receiving, possessing, or having under your custody and control any firearms, and effective January 1, 2018, will require you to complete a Prohibited Persons Relinquishment Form ("PPR") pursuant to Penal Code § 29810.

Further, attached hereto and incorporated herein are official reports and documents of a law enforcement agency which the undersigned believes establish probable cause for the arrest of defendant(s) SALVADOR FRANCO, JR and MIRELLA FLORES for the above-listed crimes. Wherefore, a warrant of arrest is requested for SALVADOR FRANCO, JR and MIRELLA FLORES.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER BA472693, CONSISTS OF 6 COUNT(S).

Executed at LOS ANGELES, County of Los Angeles, on November 7, 2018.

Wayne Hasegawa
WAYNE HASEGAWA
DECLARANT AND COMPLAINANT

.....
JACKIE LACEY, DISTRICT ATTORNEY

BY: Theresa E. Mitchell
THERESA E. MITCHELL
DEPUTY DISTRICT ATTORNEY
HEALTHCARE FRAUD DIVISION

AGENCY: LACO D.A. I/O: WAYNE ID NO.: 136 PHONE: (213) 257-2607
 BUREAU OF HASEGAWA
 INVESTIGATION
DR NO.: 2014-F-0337 OPERATOR: HT PRELIM. TIME EST.: 2 HOUR(S)

<u>DEFENDANT</u>	<u>CH NO.</u>	<u>DOB</u>	<u>BOOKING NO.</u>	<u>BAIL RECOM'D</u>	<u>CUSTODY RTN DATE</u>
FRANCO, SALVADOR JR	032630236	4/1/1976		\$30,000	
FLORES, MIRELLA		5/16/1973		\$60,000	

It appearing to the Court that probable cause exists for the issuance of a warrant of arrest for the above-named defendant(s), the warrant is so ordered.

SALVADOR FRANCO BAIL: \$ 30,000
MIRELLA FLORES BAIL: \$ 60,000

Pursuant to Penal Code Section 1054.5, the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

DATE: 11/9/18



Robert C. Vanderet
ROBERT C. VANDERET
Judge of the Above Entitled Court

FELONY COMPLAINT -- ORDER HOLDING TO ANSWER -- P.C. SECTION 872

It appearing to me from the evidence presented that the following offense(s) has/have been committed and that there is sufficient cause to believe that the following defendant(s) guilty thereof, to wit:

SALVADOR FRANCO, JR

<u>Ct.</u>	<u>Charge</u>	<u>Charge Range</u>	<u>Allegation</u>	<u>Alleg. Effect</u>
1	IC 1871.4(a)(2)	2-3-5 County Jail		
2	PC 550(a)(6)	2-3-5 County Jail		
3	PC 550(a)(7)	2-3-5 County Jail		

MIRELLA FLORES

<u>Ct.</u>	<u>Charge</u>	<u>Charge Range</u>	<u>Allegation</u>	<u>Alleg. Effect</u>
1	IC 1871.4(a)(2)	2-3-5 County Jail		
2	PC 550(a)(6)	2-3-5 County Jail		
3	PC 550(a)(7)	2-3-5 County Jail		
4	IC 1871.4(a)(2)	2-3-5 County Jail		
5	PC 550(a)(6)	2-3-5 County Jail		
6	PC 550(a)(7)	2-3-5 County Jail		

I order that the defendant(s) be held to answer therefore and be admitted to bail in the sum of:

SALVADOR FRANCO, JR _____ Dollars

MIRELLA FLORES _____ Dollars

and be committed to the custody of the Sheriff of Los Angeles County until such bail is given. Date of arraignment in Superior Court will be:

SALVADOR FRANCO, JR _____ in Dept _____

MIRELLA FLORES _____ in Dept _____

at: _____ A.M.

Date: _____

Committing Magistrate