

BESSMON KALASHO

Case Number: M094871
Case Location: San Diego

Offence Date: 8/11/14

Complaint Filed: 4/6/15, Misdemeanor

LC 3700.5 (a)
LC 3710.2

Pleaded Guilty: 10/1/2015

Sentence: 3 years, summary probation
1 day custody, book and released

Fined: \$245.00

Attorney: S. Lopez

LABOR CODE - LAB

DIVISION 4. WORKERS' COMPENSATION AND INSURANCE [3200 - 6002]

(Heading of Division 4 amended by Stats. 1979, Ch. 373.)

PART 1. SCOPE AND OPERATION [3200 - 4418]

(Part 1 enacted by Stats. 1937, Ch. 90.)

CHAPTER 4. Compensation Insurance and Security [3700 - 3823]

(Chapter 4 enacted by Stats. 1937, Ch. 90.)

ARTICLE 1. Insurance and Security [3700 - 3709.5]

(Article 1 enacted by Stats. 1937, Ch. 90.)

3700.5.

(a) The failure to secure the payment of compensation as required by this article by one who knew, or because of his or her knowledge or experience should be reasonably expected to have known, of the obligation to secure the payment of compensation, is a misdemeanor punishable by imprisonment in the county jail for up to one year, or by a fine of up to double the amount of premium, as determined

by the court, that would otherwise have been due to secure the payment of compensation during the time compensation was not secured, but not less than ten thousand dollars (\$10,000), or by both that imprisonment and fine.

(b) A second or subsequent conviction shall be punished by imprisonment in the county jail for a period not to exceed one year, by a fine of triple the amount of premium, or by both that imprisonment and fine, as determined by the court, that would otherwise have been due to secure the payment of compensation during the time payment was not secured, but not less than fifty thousand dollars (\$50,000).

(c) Upon a first conviction of a person under this section, the person may be charged the costs of investigation at the discretion of the court. Upon a subsequent conviction, the person shall be charged the costs of investigation in addition to any other penalties pursuant to subdivision (b). The costs of investigation shall be paid only after the payment of any benefits that may be owed to injured workers, any reimbursement that may be owed to the director for benefits provided to the injured worker pursuant to Section 3717, and any other penalty assessments that may be owed.

(Amended by Stats. 2004, 4th Ex. Sess., Ch. 2, Sec. 3. Effective March 6, 2005.)

LABOR CODE - LAB

DIVISION 4. WORKERS' COMPENSATION AND INSURANCE [3200 - 6002]

(Heading of Division 4 amended by Stats. 1979, Ch. 373.)

PART 1. SCOPE AND OPERATION [3200 - 4418]

(Part 1 enacted by Stats. 1937, Ch. 90.)

CHAPTER 4. Compensation Insurance and Security [3700 - 3823]

(Chapter 4 enacted by Stats. 1937, Ch. 90.)

ARTICLE 1. Insurance and Security [3700 - 3709.5]

(Article 1 enacted by Stats. 1937, Ch. 90.)

3700.5.

(a) The failure to secure the payment of compensation as required by this article by one who knew, or because of his or her knowledge or experience should be reasonably expected to have known, of the obligation to secure the payment of compensation, is a misdemeanor punishable by imprisonment in the county jail for up to one year, or by a fine of up to double the amount of premium, as determined by the court, that would otherwise have been due to secure the payment of compensation during the time compensation was not secured, but not less than ten thousand dollars (\$10,000), or by both that imprisonment and fine.

(b) A second or subsequent conviction shall be punished by imprisonment in the county jail for a period not to exceed one year, by a fine of triple the amount of premium, or by both that imprisonment and fine, as determined by the court, that

would otherwise have been due to secure the payment of compensation during the time payment was not secured, but not less than fifty thousand dollars (\$50,000).

(c) Upon a first conviction of a person under this section, the person may be charged the costs of investigation at the discretion of the court. Upon a subsequent conviction, the person shall be charged the costs of investigation in addition to any other penalties pursuant to subdivision (b). The costs of investigation shall be paid only after the payment of any benefits that may be owed to injured workers, any reimbursement that may be owed to the director for benefits provided to the injured worker pursuant to Section 3717, and any other penalty assessments that may be owed.

(Amended by Stats. 2004, 4th Ex. Sess., Ch. 2, Sec. 3. Effective March 6, 2005.)

LABOR CODE - LAB

DIVISION 4. WORKERS' COMPENSATION AND INSURANCE [3200 - 6002]

(Heading of Division 4 amended by Stats. 1979, Ch. 373.)

PART 1. SCOPE AND OPERATION [3200 - 4418]

(Part 1 enacted by Stats. 1937, Ch. 90.)

CHAPTER 4. Compensation Insurance and Security [3700 - 3823]

(Chapter 4 enacted by Stats. 1937, Ch. 90.)

ARTICLE 2. Uninsured Employers Fund [3710 - 3733]

(Heading of Article 2 added by Stats. 1980, Ch. 852.)

3710.2.

Failure of an employer, officer, or anyone having direction, management, or control of any place of employment or of employees to observe a stop order issued and served upon him or her pursuant to Section 3710.1 is a misdemeanor punishable by imprisonment in the county jail not exceeding 60 days or by a fine not exceeding ten thousand dollars (\$10,000), or both. Fines shall be paid into the State Treasury to the credit of the Uninsured Employers Fund. The director may also obtain injunctive and other relief from the courts to carry out the purposes of Section 3710.1. The failure to obtain a policy of workers' compensation insurance or a certificate of consent to self-insure as required by Section 3700 is a misdemeanor in accordance with Section 3700.5.

(Amended by Stats. 1991, Ch. 600, Sec. 1.)