

1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

ELECTRONICALLY FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE

02/06/2019
09:03 AM

DAVID H. YAMASAKI, Clerk of the Court
19CF0354

6 THE PEOPLE OF THE STATE OF CALIFORNIA,) FELONY COMPLAINT
7) WARRANT
8 Plaintiff,)
9)
10 vs.) No.
11 MIRELLA FLORES 05/16/73) OCDA WC15110031
12 A8042157)
13 AKA MIRELLA GUTTIERREZ)
14 SALVADOR FRANCO JR. 04/01/76)
15 B3863638)
16 AKA SALVADOR FRANCO)
17 SALVADOR FRANCO JR)
18)
19 Defendant(s))

17 The Orange County District Attorney charges that in Orange
18 County, California, the law was violated as follows:

19 COUNT 1: On or about and between August 04, 2015 and January
20 06, 2017, in violation of Section 182(a)(1) of the Penal Code
21 (CONSPIRACY TO COMMIT A CRIME), a FELONY, MIRELLA FLORES and
22 SALVADOR FRANCO JR. did unlawfully conspire together and with
23 another person, whose identity is unknown, to commit the crime
24 of PRESENTING FRAUDULENT MATERIAL STATEMENTS TO OBTAIN
Insurance Code.

25 It is further alleged that pursuant to and for the purpose of
26 carrying out the objects and purposes of the conspiracy, one and
27 more of the conspirators committed the following overt acts:

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OVERT ACT 1

Between 2013 and 2017, SALVADOR A. FRANCO and SALVADOR FRANCO, JR. operated Graduates Do Succeed, Inc. ("GDS"), doing business as GDS Institute, purportedly to provide vocational training to workers' compensation claimants and other individuals.

OVERT ACT 2

SALVADOR FRANCO, JR. acted as the 20 percent owner, Vice-President, Secretary and Chief Financial Officer of Graduates Do Succeed, Inc.

OVERT ACT 3

SALVADOR FRANCO, JR. acted as the Chief Financial Officer and Director of The Technical School, Inc. and its subsidiary, Technical College, another vocational training school.

OVERT ACT 4

MIRELLA FLORES, also known as MIRELLA GUTIERREZ, worked at both Technical College and Graduates Do Succeed, Inc. acting as the Associate Director.

OVERT ACT 5

Between at least 2015 and 2017, SALVADOR FRANCO, JR. and MIRELLA FLORES recruited workers' compensation claimants to enroll in vocational training from Graduates Do Succeed, Inc. or Technical College located at 7916 Long Beach Blvd., South Gate, California 90280.

OVERT ACT 6

SALVADOR FRANCO, JR. and MIRELLA FLORES assisted claimants in completing enrollment paperwork and directed the claimants to sign over job displacement vouchers that were worth between \$4,000 and \$10,000 to Technical College and Graduates Do Succeed, Inc.

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OVERT ACT 7

SALVADOR FRANCO, JR. and MIRELLA FLORES then submitted the enrollment paperwork and signed job placement vouchers to the claimants' insurers.

OVERT ACT 8

On the enrollment paperwork sent to insurers, SALVADOR FRANCO, JR. and MIRELLA FLORES provided a false course of study for each claimant, including the subject matter, the length of training, the beginning and ending dates of the program, the total hours of training to be provided, the days of the week the claimant was to attend class, and the specific times and locations when and where classes were to be held, even though SALVADOR FRANCO, JR. and MIRELLA FLORES had no intention of providing the training outlined in the documents sent to each insurer.

OVERT ACT 9

SALVADOR FRANCO, JR. and MIRELLA FLORES offered each applicant either "at-home training" for a few hours a week, and/or a monetary or other kickback in exchange for not attending training at the school instead of providing the training outlined in the enrollment paperwork.

OVERT ACT 10

SALVADOR FRANCO and/or MIRELLA FLORES failed to disclose to insurers the kickbacks and different training actually being provided to claimants.

OVERT ACT 11

Between 2013 and 2017, Graduates Do Succeed, Inc. received over \$2 million in payments from insurers for job displacement vouchers.

OVERT ACT 12

Between 2013 and 2017, Technical College received over \$4 million in payments from insurers for job displacement vouchers.

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OVERT ACT 13

On or about July 20, 2015, MIRELLA FLORES met with ROSALINA PEREZ at her home in Santa Ana, California.

OVERT ACT 14

During this meeting, MIRELLA FLORES offered to provide training to Ms. PEREZ in her home, once or twice a week for two hours, and provide her a computer and books in exchange for Ms. PEREZ's \$8,000 job displacement voucher.

OVERT ACT 15

MIRELLA FLORES also offered to give ROSALINA PEREZ at least \$2,000 if she did not attend training.

OVERT ACT 16

On or about July 20, 2015, Ms. PEREZ requested the training and signed the voucher.

OVERT ACT 17

On or about July 20, 2015, MIRELLA GUTIERREZ submitted paperwork to Compwest Insurance Company, indicating that ROSALINA PEREZ enrolled in a 336-hour Administrative Office Assistant Program at Technical College, with the training to be given at Technical College's campus between July 20, 2015, and October 9, 2015, Monday through Friday from 9 a.m. and 3 p.m., and requested payment of Ms. PEREZ's \$8,000 voucher to Technical College.

OVERT ACT 18

SALVADOR FRANCO, JR. and MIRELLA FLORES provided ROSALINA PEREZ with a computer, but never provided any classes or training at her home or at the TECHNICAL COLLEGE campus.

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OVERT ACT 19

On or about September 22, 2015, MIRELLA GUTIERREZ faxed an attendance sheet falsely indicating that ROSALINA PEREZ completed the Administrative Office Assistant Program by attending 44 sessions between July 20, 2015, and September 18, 2015.

OVERT ACT 20

On or about May 18, 2016, SALVADOR FRANCO, JR. met with GENEVIE CABANG and offered once a week in-home computer and photography training from Graduates Do Succeed, Inc., plus a computer and camera, in exchange for her \$8,000 job displacement voucher.

OVERT ACT 21

On or about May 31, 2016, MIRELLA GUTIERREZ met with GENEVIE CABANG at her home and had Ms. CABANG sign blank Graduates Do Succeed, Inc. enrollment paperwork.

OVERT ACT 22

On May 31, 2016, MIRELLA GUTIERREZ completed and submitted paperwork to the State Compensation Insurance Fund, stating that GENEVIE CABANG had enrolled in a 900-hour, 30-week, Certified Human Resources Administrator program, to be completed at Graduates Do Succeed, Inc.'s campus, Monday through Friday from 3 p.m. to 9 p.m. from May 31, 2016, through December 19, 2016.

OVERT ACT 23

On or about June 6, 2016, GENEVIE CABANG met with SALVADOR FRANCO, JR. at the Chino Hills Costco and Best Buy stores, where SALVADOR FRANCO, JR. purchased a computer and camera for GENEVIE CABANG's at-home photography and computer training.

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1 COUNT 2: On or about August 04, 2015, in violation of Section
2 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
3 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
4 make and cause to be made a knowingly false and fraudulent
5 material statement and material representation for the purpose
6 of obtaining and denying compensation as defined in Section 3207
7 of the Labor Code. The statement and representation at issue:
8 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
9 workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (Compwest Insurance Company/
Debra A.)

10 COUNT 3: On or about August 04, 2015, in violation of Section
11 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
12 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
13 SALVADOR FRANCO JR. did unlawfully present and cause to be
14 presented a knowingly false and fraudulent written and oral
15 material statement in support of, and in opposition to, a claim
16 for compensation for the purpose of obtaining compensation, as
17 defined in Labor Code section 3207. (Compwest Insurance Company/
18 Debra A.)

19 COUNT 4: On or about May 23, 2016, in violation of Section
20 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
21 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
22 make and cause to be made a knowingly false and fraudulent
23 material statement and material representation for the purpose
24 of obtaining and denying compensation as defined in Section 3207
25 of the Labor Code. The statement and representation at issue:
SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (State Compensation Insurance
Fund/Genevie C.)

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1 COUNT 5: On or about May 23, 2016, in violation of Section
2 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
3 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
4 SALVADOR FRANCO JR. did unlawfully present and cause to be
5 presented a knowingly false and fraudulent written and oral
6 material statement in support of, and in opposition to, a claim
7 for compensation for the purpose of obtaining compensation, as
8 defined in Labor Code section 3207. (State Compensation
9 Insurance Fund/Genevie C.)

10 COUNT 6: On or about June 01, 2016, in violation of Section
11 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
12 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
13 make and cause to be made a knowingly false and fraudulent
14 material statement and material representation for the purpose
15 of obtaining and denying compensation as defined in Section 3207
16 of the Labor Code. The statement and representation at issue:
17 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
18 workers' compensation claimant's supplemental job displacement
19 voucher by submitting documents that substantially
20 misrepresented the nature and extent of vocational training
21 being provided to the claimant. (State Compensation Insurance
22 Fund/Genevie C.)

23 COUNT 7: On or about June 01, 2016, in violation of Section
24 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
25 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
26 SALVADOR FRANCO JR. did unlawfully present and cause to be
27 presented a knowingly false and fraudulent written and oral
28 material statement in support of, and in opposition to, a claim
for compensation for the purpose of obtaining compensation, as
defined in Labor Code section 3207. (State Compensation
Insurance Fund/Genevie C.)

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1 COUNT 8: On or about July 08, 2016, in violation of Section
2 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
3 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
4 make and cause to be made a knowingly false and fraudulent
5 material statement and material representation for the purpose
6 of obtaining and denying compensation as defined in Section 3207
7 of the Labor Code. The statement and representation at issue:
8 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
9 workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (ICW Group Insurance Companies/
Gary C.)

10 COUNT 9: On or about July 08, 2016, in violation of Section
11 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
12 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
13 SALVADOR FRANCO JR. did unlawfully present and cause to be
14 presented a knowingly false and fraudulent written and oral
15 material statement in support of, and in opposition to, a claim
16 for compensation for the purpose of obtaining compensation, as
17 defined in Labor Code section 3207. (ICW Group Insurance
18 Companies/ Gary C.)

19 COUNT 10: On or about September 26, 2015, in violation of
20 Section 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT
21 STATEMENT), a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR.
22 did unlawfully make and cause to be made a knowingly false and
23 fraudulent material statement and material representation for
24 the purpose of obtaining and denying compensation as defined in
25 Section 3207 of the Labor Code. The statement and
representation at issue: SALVADOR FRANCO, JR. and MIRELLA FLORES
sought payment of a workers' compensation claimant's
supplemental job displacement voucher by submitting documents
that substantially misrepresented the nature and extent of
vocational training being provided to the claimant. (Berkshire
Hathaway Homestate Companies/ Martin C.)

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1 COUNT 11: On or about September 26, 2015, in violation of
2 Section 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT
3 MATERIAL STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA
4 FLORES and SALVADOR FRANCO JR. did unlawfully present and cause
5 to be presented a knowingly false and fraudulent written and
6 oral material statement in support of, and in opposition to, a
7 claim for compensation for the purpose of obtaining
8 compensation, as defined in Labor Code section 3207. (Berkshire
9 Hathaway Homestate Companies/ Martin C.)

10 COUNT 12: On or about February 23, 2016, in violation of Section
11 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
12 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
13 make and cause to be made a knowingly false and fraudulent
14 material statement and material representation for the purpose
15 of obtaining and denying compensation as defined in Section 3207
16 of the Labor Code. The statement and representation at issue:
17 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
18 workers' compensation claimant's supplemental job displacement
19 voucher by submitting documents that substantially
20 misrepresented the nature and extent of vocational training
21 being provided to the claimant. (The Travelers Indemnity
22 Company/Kevin C.)

23 COUNT 13: On or about February 23, 2016, in violation of Section
24 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
25 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
26 SALVADOR FRANCO JR. did unlawfully present and cause to be
27 presented a knowingly false and fraudulent written and oral
28 material statement in support of, and in opposition to, a claim
for compensation for the purpose of obtaining compensation, as
defined in Labor Code section 3207. (The Travelers Indemnity
Company/Kevin C.)

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1 COUNT 14: On or about November 09, 2015, in violation of Section
2 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
3 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
4 make and cause to be made a knowingly false and fraudulent
5 material statement and material representation for the purpose
6 of obtaining and denying compensation as defined in Section 3207
7 of the Labor Code. The statement and representation at issue:
8 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
9 workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (The Travelers Indemnity
Company/Josue C.)

10 COUNT 15: On or about November 09, 2015, in violation of Section
11 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
12 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
13 SALVADOR FRANCO JR. did unlawfully present and cause to be
14 presented a knowingly false and fraudulent written and oral
15 material statement in support of, and in opposition to, a claim
16 for compensation for the purpose of obtaining compensation, as
17 defined in Labor Code section 3207. (The Travelers Indemnity
18 Company/Josue C.)

19 COUNT 16: On or about June 30, 2015, in violation of Section
20 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
21 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
22 make and cause to be made a knowingly false and fraudulent
23 material statement and material representation for the purpose
24 of obtaining and denying compensation as defined in Section 3207
25 of the Labor Code. The statement and representation at issue:
SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (State Compensation Insurance
Fund/Patricia C.)

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1 COUNT 17: On or about June 30, 2015, in violation of Section
2 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
3 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
4 SALVADOR FRANCO JR. did unlawfully present and cause to be
5 presented a knowingly false and fraudulent written and oral
6 material statement in support of, and in opposition to, a claim
7 for compensation for the purpose of obtaining compensation, as
8 defined in Labor Code section 3207. (State Compensation
9 Insurance Fund/Patricia C.)

10 COUNT 18: On or about December 02, 2015, in violation of Section
11 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
12 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
13 make and cause to be made a knowingly false and fraudulent
14 material statement and material representation for the purpose
15 of obtaining and denying compensation as defined in Section 3207
16 of the Labor Code. The statement and representation at issue:
17 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
18 workers' compensation claimant's supplemental job displacement
19 voucher by submitting documents that substantially
20 misrepresented the nature and extent of vocational training
21 being provided to the claimant. (State Compensation Insurance
22 Fund/Soulie E.)

23 COUNT 19: On or about December 02, 2015, in violation of Section
24 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
25 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
26 SALVADOR FRANCO JR. did unlawfully present and cause to be
27 presented a knowingly false and fraudulent written and oral
28 material statement in support of, and in opposition to, a claim
for compensation for the purpose of obtaining compensation, as
defined in Labor Code section 3207. (State Compensation
Insurance Fund/Soulie E.)

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1 COUNT 20: On or about July 25, 2016, in violation of Section
2 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
3 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
4 make and cause to be made a knowingly false and fraudulent
5 material statement and material representation for the purpose
6 of obtaining and denying compensation as defined in Section 3207
7 of the Labor Code. The statement and representation at issue:
8 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
9 workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (The Travelers Indemnity
Company/Robert F.)

10 COUNT 21: On or about July 25, 2016, in violation of Section
11 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
12 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
13 SALVADOR FRANCO JR. did unlawfully present and cause to be
14 presented a knowingly false and fraudulent written and oral
15 material statement in support of, and in opposition to, a claim
16 for compensation for the purpose of obtaining compensation, as
17 defined in Labor Code section 3207. (The Travelers Indemnity
18 Company/Robert F.)

19 COUNT 22: On or about October 17, 2016, in violation of Section
20 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
21 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
22 make and cause to be made a knowingly false and fraudulent
23 material statement and material representation for the purpose
24 of obtaining and denying compensation as defined in Section 3207
25 of the Labor Code. The statement and representation at issue:
SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (ICW Group Insurance Companies/
Eduardo F.)

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1 COUNT 23: On or about October 17, 2016, in violation of Section
2 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
3 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
4 SALVADOR FRANCO JR. did unlawfully present and cause to be
5 presented a knowingly false and fraudulent written and oral
6 material statement in support of, and in opposition to, a claim
7 for compensation for the purpose of obtaining compensation, as
8 defined in Labor Code section 3207. (ICW Group Insurance
9 Companies/Eduardo F.)

10 COUNT 24: On or about June 08, 2015, in violation of Section
11 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
12 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
13 make and cause to be made a knowingly false and fraudulent
14 material statement and material representation for the purpose
15 of obtaining and denying compensation as defined in Section 3207
16 of the Labor Code. The statement and representation at issue:
17 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
18 workers' compensation claimant's supplemental job displacement
19 voucher by submitting documents that substantially
20 misrepresented the nature and extent of vocational training
21 being provided to the claimant. (Compwest Insurance Company/
22 Charisse G.)

23 COUNT 25: On or about June 08, 2015, in violation of Section
24 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
25 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
26 SALVADOR FRANCO JR. did unlawfully present and cause to be
27 presented a knowingly false and fraudulent written and oral
28 material statement in support of, and in opposition to, a claim
for compensation for the purpose of obtaining compensation, as
defined in Labor Code section 3207.(Compwest Insurance Company/
Charisse G.)

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1 COUNT 26: On or about August 19, 2015, in violation of Section
2 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
3 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
4 make and cause to be made a knowingly false and fraudulent
5 material statement and material representation for the purpose
6 of obtaining and denying compensation as defined in Section 3207
7 of the Labor Code. The statement and representation at issue:
8 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
9 workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (Berkshire Hathaway Homestate
Companies/Wade H.)

10 COUNT 27: On or about August 19, 2015, in violation of Section
11 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
12 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
13 SALVADOR FRANCO JR. did unlawfully present and cause to be
14 presented a knowingly false and fraudulent written and oral
15 material statement in support of, and in opposition to, a claim
16 for compensation for the purpose of obtaining compensation, as
17 defined in Labor Code section 3207. (Berkshire Hathaway
18 Homestate Companies/Wade H.)

19 COUNT 28: On or about January 28, 2016, in violation of Section
20 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
21 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
22 make and cause to be made a knowingly false and fraudulent
23 material statement and material representation for the purpose
24 of obtaining and denying compensation as defined in Section 3207
25 of the Labor Code. The statement and representation at issue:
SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (ICW Group Insurance Companies/
Christopher H.)

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1 COUNT 29: On or about January 28, 2016, in violation of Section
2 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
3 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
4 SALVADOR FRANCO JR. did unlawfully present and cause to be
5 presented a knowingly false and fraudulent written and oral
6 material statement in support of, and in opposition to, a claim
7 for compensation for the purpose of obtaining compensation, as
8 defined in Labor Code section 3207. (ICW Group Insurance
9 Companies/Christopher H.)

10 COUNT 30: On or about November 02, 2015, in violation of Section
11 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
12 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
13 make and cause to be made a knowingly false and fraudulent
14 material statement and material representation for the purpose
15 of obtaining and denying compensation as defined in Section 3207
16 of the Labor Code. The statement and representation at issue:
17 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
18 workers' compensation claimant's supplemental job displacement
19 voucher by submitting documents that substantially
20 misrepresented the nature and extent of vocational training
21 being provided to the claimant. (Zurich Insurance Group/Silvia
22 M.)

23 COUNT 31: On or about November 02, 2015, in violation of Section
24 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
25 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
26 SALVADOR FRANCO JR. did unlawfully present and cause to be
27 presented a knowingly false and fraudulent written and oral
28 material statement in support of, and in opposition to, a claim
for compensation for the purpose of obtaining compensation, as
defined in Labor Code section 3207. (Zurich Insurance Group/
Silvia M.)

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1 COUNT 32: On or about July 20, 2015, in violation of Section
2 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
3 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
4 make and cause to be made a knowingly false and fraudulent
5 material statement and material representation for the purpose
6 of obtaining and denying compensation as defined in Section 3207
7 of the Labor Code. The statement and representation at issue:
8 SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
9 workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (Compwest Insurance Company/
Rosalina P.)

10 COUNT 33: On or about July 20, 2015, in violation of Section
11 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
12 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
13 SALVADOR FRANCO JR. did unlawfully present and cause to be
14 presented a knowingly false and fraudulent written and oral
15 material statement in support of, and in opposition to, a claim
16 for compensation for the purpose of obtaining compensation, as
17 defined in Labor Code section 3207. (Compwest Insurance Company/
18 Rosalina P.)

19 COUNT 34: On or about January 16, 2017, in violation of Section
20 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT STATEMENT),
21 a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR. did unlawfully
22 make and cause to be made a knowingly false and fraudulent
23 material statement and material representation for the purpose
24 of obtaining and denying compensation as defined in Section 3207
25 of the Labor Code. The statement and representation at issue:
SALVADOR FRANCO, JR. and MIRELLA FLORES sought payment of a
workers' compensation claimant's supplemental job displacement
voucher by submitting documents that substantially
misrepresented the nature and extent of vocational training
being provided to the claimant. (ICW Group Insurance Companies/
Rufino P.)

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1 COUNT 35: On or about January 16, 2017, in violation of Section
2 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT MATERIAL
3 STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA FLORES and
4 SALVADOR FRANCO JR. did unlawfully present and cause to be
5 presented a knowingly false and fraudulent written and oral
6 material statement in support of, and in opposition to, a claim
7 for compensation for the purpose of obtaining compensation, as
8 defined in Labor Code section 3207. (ICW Group Insurance
9 Companies/Rufino P.)

10 COUNT 36: On or about September 30, 2015, in violation of
11 Section 1871.4(a)(1) of the Insurance Code (MAKE FRAUDULENT
12 STATEMENT), a FELONY, MIRELLA FLORES and SALVADOR FRANCO JR.
13 did unlawfully make and cause to be made a knowingly false and
14 fraudulent material statement and material representation for
15 the purpose of obtaining and denying compensation as defined in
16 Section 3207 of the Labor Code. The statement and
17 representation at issue: SALVADOR FRANCO, JR. and MIRELLA FLORES
18 sought payment of a workers' compensation claimant's
19 supplemental job displacement voucher by submitting documents
20 that substantially misrepresented the nature and extent of
21 vocational training being provided to the claimant. (Zurich
22 Insurance Group/Oscar V.)

23 COUNT 37: On or about September 30, 2015, in violation of
24 Section 1871.4(a)(2) of the Insurance Code (PRESENT FRAUDULENT
25 MATERIAL STATEMENT TO OBTAIN COMPENSATION), a FELONY, MIRELLA
26 FLORES and SALVADOR FRANCO JR. did unlawfully present and cause
27 to be presented a knowingly false and fraudulent written and
28 oral material statement in support of, and in opposition to, a
claim for compensation for the purpose of obtaining
compensation, as defined in Labor Code section 3207. (Zurich
Insurance Group/Oscar V.)

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ENHANCEMENT(S)

It is further alleged pursuant to Penal Code section 186.11(a) (1)/(3) (AGGRAVATED WHITE COLLAR CRIME - OVER \$100,000), that as to counts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36 and 37, defendants MIRELLA FLORES and SALVADOR FRANCO JR. engaged in a pattern of related fraudulent felony conduct involving the taking of more than one hundred thousand dollars (\$100,000) but less than five hundred thousand dollars (\$500,000).

I declare under penalty of perjury, on information and belief, that the foregoing is true and correct.

Dated 02-06-2019 at Orange County, California.
SS/AC 19F01233

TODD SPITZER, DISTRICT ATTORNEY

by: /s/ MIKE HERNANDEZ
MIKE HERNANDEZ, Deputy District Attorney

RESTITUTION CLAIMED

- None
- \$ _____
- To be determined

BAIL RECOMMENDATION:

MIRELLA FLORES - \$ 100,000.00
SALVADOR FRANCO JR. - \$ 100,000.00

NOTICES:

The People request that defendant and counsel disclose, within 15 days, all of the materials and information described in Penal Code section 1054.3, and continue to provide any later-acquired materials and information subject to disclosure, and without further request or order.

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Pursuant to Welfare & Institutions Code §827 and California Rule of Court 5.552, notice is hereby given that the People will seek a court order to disseminate the juvenile case file of the defendant/minor, if any exists, to all parties in this action, through their respective attorneys of record, in the prosecution of this case.