

# Defendant Sentenced for Workers' Comp Fraud



## Sacramento County District Attorney's Office

*Semper Justitia*

**DATE:** September 6, 2018

**CASE:** Holly Merrill-Miller (Case #16FE019317)

**PROSECUTOR:** Deputy District Attorney John MacKenzie, Insurance Fraud Unit

Holly Merrill-Miller pled no contest to misdemeanor workers' compensation fraud. The Honorable Lawrence Brown sentenced Miller to 3 years probation and ordered her to pay \$8,382.31 in restitution.

Holly Miller was a 33-year-old nursing assistant with Sutter Health when she allegedly suffered an injury to her wrist. On September 22, 2015, Miller claimed a patient grabbed her hand, twisted it and repeatedly jerked it, causing pain and swelling. Miller was placed on restricted duty by the treating physician, but she complained her pain was getting worse. Images were taken, which didn't show an obvious injury. Miller continued to complain of increased pain and stress. After canceling several medical appointments, she was returned to work. In November 2015, surveillance was conducted on Miller which showed her using her right hand without any apparent limitations or pain. When the treating physician saw the video surveillance, he stated it was at odds with what Miller stated she could and could not do. Miller reiterated her complaints. The physician explained he had seen surveillance videos of her activity levels and was returning her to work with no restrictions.

**This case was investigated and prosecuted by the District Attorney's Insurance Fraud Unit.**

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