

**PERMANENT VOLUNTARY SURRENDER
ALLAN AFEGENUI
LP53803**

Gary N. Hicks, MS, RN, CEN, CNE
President
Maryland Board of Nursing
4140 Patterson Avenue
Baltimore, Maryland 21215-2254

**RE: Allan Afegenui: LP53803
Permanent Voluntary Surrender of Licensed Practical Nurse License**

Dear Mr. Hicks,

I agree to permanently voluntarily surrender my Licensed Practical Nurse (“LPN”) license, License Number **LP53803**, in the State of Maryland. By permanently voluntarily surrendering my Maryland LPN license, I understand that I may not engage in the practice of licensed practical nursing with or without compensation, as defined in the Maryland Nurse Practice Act (“the Act”), Md. Code Ann., Health Occupations Article (“Health Occ.”) §§ 8-101 *et seq.* (2021 Repl. Vol.) and the Board’s regulations, Code of Maryland Regulations (“COMAR”) 10.27.01 *et seq.* I understand that, as of the effective date of this Permanent Voluntary Surrender, I am in the same position as an unlicensed individual.

My practice was brought to the attention of the Maryland Board of Nursing (“the Board”) as follows:

On or about October 30, 2017, I submitted an on-line Application for Exam of LPN License (“LPN Application”) to the Board and indicated that I graduated from LPN School on June 28, 2013. I affirmed and agreed to the following statement “I affirm that the contents of this document are accurate to the best of my knowledge”.

By order issued on May 15, 2012, the Virginia Board of Nursing, ordered that approval of LPN School was withdrawn and LPN School “shall cease operations no later than June 30, 2013”.

My Official Transcript from LPN School indicates that I attended the school from April 16, 2012 to June 28, 2013; completed a total of 1700 contact hours, including 400 clinical hours in Fundamentals of Nursing, medical-surgical nursing, geriatric nursing, maternity nursing, pediatric nursing and mental health nursing at several “clinical agencies” in Virginia and Washington, D.C.

On or about January 31, 2018, I was issued a Maryland LPN license, which expired on September 28, 2020.

Board investigators verified that none of the “clinical agencies” identified in the LPN School transcript had a contract with LPN School to offer clinical training. During my interview with Board investigators, I was unable to recall the names and specific locations of the clinical sites and I stated that I observed nurses doing procedures but was not permitted to touch the patients and that I provided no direct patient care. I further stated that I received a copy of the

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transcript from Director¹ and I did not complete the program in 14 months as indicated on the transcript but instead completed the program in 18 months and the graduation date of June 28, 2013 was incorrect.

I attended RN School² in Florida, obtained my Florida RN license on June 16, 2020 and was issued a compact Virginia RN license, license number 0001299726, by endorsement on January 12, 2021.

On March 8, 2022, the Board issued an Order for Summary Suspension of Licensed Practical Nurse License and Registered Nurse Multi-State Licensure Privilege - (RN MSLP-VA License number 0001299726)³ “Order of Summary Suspension” which ordered the immediate suspension of my LPN license and RN MSLP.

On March 8, 2022, the Board issued a Notice of Agency Action – Under the Maryland Nurse Practice Act (“Charges”), charging my LPN license with violations under Health Occ. § 8-316 (a) (1) “Fraudulently or deceptively obtains or attempts to obtain a license for the applicant or for another”; (25) “Engages in conduct that violates the professional code of ethics,” *to wit*, COMAR 10.27.19.02 B. (1) “A nurse may not, when acting in the capacity or identity of a licensed nurse: Knowingly participate in or condone dishonesty, fraud, deceit, or misrepresentation”; (30) “Violates regulations adopted by the Board or an order from the Board”; *to wit*, COMAR 10.27.01.05 B. “An applicant for the licensed practical nurse licensure examination shall: (1) Meet all requirements for a high school diploma or its equivalent and complete satisfactorily and meet all requirements for a diploma from: (b) A licensed practical nursing education program in any other state, territory, or country determined by the Board to be substantially equivalent⁴ to the licensed practical nursing education programs approved in this State at the time of the applicant’s graduation.”

¹ On or about July 8, 2021, in the U.S. District Court of Maryland, Director was indicted on charges of Conspiracy to Commit Health Care Fraud; Conspiracy to Commit False Statements Relating to Health Care Matters and False Statements Relating to Health Care Matters. According to the Criminal Complaint, Director conspired with two other individuals and submitted false statements relating to health care matters by working together to sell fraudulent transcripts and diplomas that indicate that various individuals completed necessary courses and clinical hours to obtain nursing degrees and coached these unqualified individuals to pass the nursing board exam.

² RN School is not on the Board’s approved list of out of state RN schools.

³ On March 28, 2022, the VA Board of Nursing issued an Order of Mandatory Suspension of my RN license and further ordered my VA multi-state licensure privilege be deactivated, which means my RN MSLP in Maryland is now deactivated.

⁴ COMAR 10.27.01.01 C. provides: “Substantially equivalent” means a registered nursing or licensed practical nursing education program that:

- (1) Contains theoretical learning experiences and related clinical learning experiences that include direct patient care within various settings consistent with program objectives, outcomes, or competencies conducted either concurrently with or after the theoretical learning experience; and
- (2) Meets the curriculum requirement for Maryland schools of nursing at the time of the applicant’s graduation, including, but not limited to:
 - (c) Didactic and clinical instruction in nursing care of families and clients throughout the life span in a variety of care settings requiring nursing measures appropriate for: ...
 - (d) Didactic and clinical instructional content that includes, but is not limited to, the areas of:
 - (i) Medical and surgical nursing;
 - (ii) Maternal and child health;
 - (iii) Psychiatric nursing; and
 - (iv) Geriatric nursing;

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The Charges additionally charged my RN MSLP with violations under Health Occ. § 8-316 (a) (10) "Has violated any provision of this title", *to wit*, §8-316 (a) (1), (25) underlying charge COMAR 10.27.19.02 B (1); and (30) underlying charge COMAR 10.27.01.05 B (1) (b). My RN MSLP was deactivated on March 22, 2022 by the VA Board of Nursing's Order of Mandatory Suspension therefore, the Charges and summary suspension against my RN MSLP are now void.

In lieu of proceeding to an evidentiary hearing on the Charges and Order for Summary Suspension against my LPN license, issued on March 8, 2022, I agree to the **PERMANENT VOLUNTARY SURRENDER** of my LPN license. I agree the Board has enough evidence to prove by a preponderance of the evidence the above violations cited in the Charges and the merits of the Order for Summary Suspension, and may sanction my LPN license accordingly, pursuant to Health Occ. § 8-316 and COMAR 10.27.26. I understand that, by executing this Permanent Voluntary Surrender, I am waiving the right, now and in the future, to any evidentiary hearing at which I would have the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, and to contest the facts summarized in this Permanent Voluntary Surrender, and at which I would have the right to all other substantive and procedural protections provided by law, including the right to appeal.

In executing this agreement to permanently surrender my LPN license, I agree that I will **NEVER** be eligible for reinstatement of my LPN license in the State of Maryland.

I understand that this Permanent Voluntary Surrender shall become a **PUBLIC RECORD** and shall become effective on the date of the Board's acceptance of the Permanent Voluntary Surrender. I agree that this Permanent Voluntary Surrender may be released or published by the Board as a final decision and order under the Public Information Act, Md. Code Ann., Gen. Prov. §§ 4-101 *et. seq.* (2019 Repl. Vol.). I expressly consent to the publication of this Permanent Voluntary Surrender, including any and all information that is protected from disclosure under federal and state law.

I acknowledge that I may not rescind this Permanent Voluntary Surrender in part or in its entirety for any reason whatsoever. I have been given an opportunity to consult with an attorney before signing this Permanent Voluntary Surrender of my LPN license in Maryland. I fully understand the nature of the violations against my Maryland LPN license and fully understand the terms of this Permanent Voluntary Surrender. I have voluntarily, knowingly and freely chosen to submit this Permanent Voluntary Surrender.

Sincerely,



ALLAN AFEGENUI
LP53803

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NOTARIZATION

STATE OF _____

CITY/COUNTY OF _____

I HEREBY CERTIFY that on this ____ day of _____, 2022, before me, a Notary Public of the State of _____ of the County afore-said, personally appeared **ALLAN AFEGENUI** and declared and affirmed under penalties of perjury that signing the foregoing Permanent Voluntary Surrender was his voluntary act and deed.

Notary Public

My commission expires: _____.

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ACCEPTANCE

ON BEHALF OF THE MARYLAND BOARD OF NURSING, on this 27 day of April, 2022, **ALLAN AFEGENUI'S PERMANENT VOLUNTARY SURRENDER** of his LPN license, license number **LP53803**, in the State of Maryland, is hereby accepted.

Gary N. Hicks, MS, RN, CEN, CNE
The Board President's Signature
Appears on the Original Document