



**ORDER FOR SUMMARY SUSPENSION PURSUANT TO § 10-226(c)(2) OF THE  
STATE GOVERNMENT ARTICLE  
IMAFIDON AKHIGBE, LPN PTP (Virginia -License No.: 002101023)**

**INVESTIGATIVE FINDINGS AND REASONS IN SUPPORT  
OF SUMMARY SUSPENSION**

Based on investigatory information obtained by, received by and made known to and available to the Board, the Board has reason to believe that the following facts are true:<sup>1</sup>

1. On or about April 15, 2021, the Virginia Board of Nursing issued the Respondent a license to practice as a licensed practical nurse (“LPN”) in the Commonwealth of Virginia, license number 0002101023. The Respondent’s Virginia LPN license is active, unencumbered, and due to expire on July 31, 2023. The Compact<sup>2</sup> status of the Respondent’s Virginia LPN license is “Multistate.” In accordance with the Multistate Licensure Compact, Md. Health Occ. Code Ann. §§8-7A-01 *et seq.* specifically § 8-7A-01(4) (“A multistate license to practice registered or licensed practical/vocational nursing issued by a home state to a resident in that state will be recognized by each party state as authorizing a nurse to practice as a registered nurse (RN) or licensed practical/vocational nurse (LPN/VN), under a multistate licensure privilege, in each party state”), the Respondent was granted a privilege to practice licensed practical nursing in the State of Maryland.

**2020 INITIAL APPLICATION FOR LPN LICENSURE BY EXAM**

2. On or about October 30, 2020, the Respondent submitted to the Board an online Maryland Application for Exam of LPN License (“LPN Application”).<sup>3</sup>

3. On her LPN Application, the Respondent indicated that the Basic Education Program she

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<sup>1</sup>The allegations set forth in this document are intended to provide the Respondent with notice of the Board’s action. They are not intended as, and do not necessarily represent a complete description of the evidence, either documentary or testimonial, to be offered against the Respondent in connection with this action.

<sup>2</sup> The Nurse Licensure Compact (NLC) is an agreement between Boards of Nursing of party states that allows nurses to have one Multi-State nursing license with the ability to practice nursing in both their home state and other party states. In accordance with the Multistate Licensure Compact, Md. Health Occ. Code Ann. §8-7A-01.3(h) and §8-7A-01.3(m) respectively, “Home state” means the party state that is the nurse’s primary state of residence; and, “Party state” means any state that has adopted this Compact.

<sup>3</sup> The status of the Respondent’s Maryland LPN application is “pending.”

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graduated from on June 28, 2013 was an LPN program in Virginia (the “LPN School”).

4. Furthermore, in her LPN Application, the Respondent affirmed “that the contents of [the LPN Application] are accurate to the best of [her] knowledge” and that “providing false or misleading information may result in disciplinary action by the Board, and may result in denial of licensure.”

5. While the Respondent’s LPN application was being processed, the Board received information regarding the LPN School that the Respondent had attended. The Board initiated an investigation.

**LPN SCHOOL**

6. On or about July 21, 2010, the Virginia Board of Nursing (“Virginia Board”) entered into a Consent Order (“July 21, 2010 Consent Order”) with the LPN School and its Program Director placing the School on Conditional Provisional Approval for not less than one (1) year subject to certain terms and conditions.<sup>4</sup>

7. On May 15, 2012, the Virginia Board approved a Consent Order (“May 15, 2012 Consent Order”),<sup>5</sup> signed by the Program Director. The May 15, 2012 Consent Order ordered that:

- a. The [LPN School’s] approval to operate a practical nursing education program in Virginia is WITHDRAWN. The [LPN School] shall cease operations no later than June 30, 2013, when all students shall either have graduated or transferred to an approved program.
- b. The [LPN School] shall not admit any new or transfer students.

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<sup>4</sup> Under the Findings of Fact in the July 21, 2010 Consent Order, the LPN School admitted that they had submitted final transcripts to the Virginia Board for six (6) students indicating that the six (6) students had completed all clinical courses prior to graduation, when they had not. The students had not completed clinical experiences in obstetrics, pediatrics, and mental health prior to graduation.

<sup>5</sup> Under the Findings of Fact in the May 15, 2012 Consent Order, the Virginia Board found that there were numerous deficiencies of the School’s operations related to organizational plan, student files, curriculum, clinical experience, the licensure and competence of faculty members, and the LPN School’s pass rate.

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**LPN SCHOOL TRANSCRIPT**

8. On August 25, 2021, the Board issued a Subpoena Duces Tecum (“Subpoena”) to the Respondent commanding her to produce and provide to the Board copies of transcripts from all schools attended for any LPN program, transcripts from all schools attended for any RN program, clinical rotations documentation from all schools attended for any LPN program, clinical rotations documentation from all schools attended for any RN program, and proof of school attendance.

9. The Board received an Official Transcript (“Transcript”) signed by the Program Director<sup>6</sup> and dated October 30, 2020 which listed the school as the LPN School and provided the following information:

<u>FIRST QUARTER</u> From: 04/16/2012 To: 06/15/2012		<u>THIRD QUARTER</u> From: 10/15/2012 To: 02/08/2013	
<u>Course Description</u>	<u>Contact Hours</u>	<u>Course Description</u>	<u>Contact Hours</u>
Basic Computer	30	Med/Surg I	120
Medical Terminology	60	Med/Surg II	120
Anatomy and Physiology	180	Med/Surg Clinical	200
<b>Total Contact Hours Required</b>	<b>270</b>	Med/Surg Lab	40
		Geriatrics Theory	30
		Geriatrics Clinical	40
		<b>Total Contact Hours Required</b>	<b>550</b>
<u>SECOND QUARTER</u> From: 06/18/2012 To: 10/12/2012		<u>FOURTH QUARTER</u> From: 02/11/2013 To: 06/18/2013	
<u>Course Description</u>	<u>Contact Hours</u>	<u>Course Description</u>	<u>Contact Hours</u>

<sup>6</sup> 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.

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Diet and Nutrition	60	Pediatric Nursing	90
Pharmacology	120	Pediatric Nursing Clinical	40
Nursing Fundamentals	210	Maternity Nursing	90
Nursing Fundamentals Lab	60	Maternity Clinical	40
Nursing Fundamentals Clinical	40	Mental Health Nursing	30
Total Contact Hours	<b>490</b>	Mental Health Clinical	40
		Professional Development & NCLEX Review	60
		Total Contact Hours Required	<b>390</b>

**Summary of Clinical Agencies/Facilities and dates for each experience**

Clinical Courses	Clinical Agency	Clinical Start Date	Clinical End Date	Total Hours
Nursing Fundamentals	Facility 1	10/08/12	10/12/12	40
Medical-Surgical Nursing	Facility 1 Facility 2	11/12/12	12/14/12	200
Geriatric Nursing	Facility 3	12/17/12	12/21/12	40
Maternity Nursing	Facility 4	04/08/13	08/24/13	40
Pediatric Nursing	Facility 4	05/06/13	05/10/13	40
Mental Health Nursing	Facility 5	05/27/13	05/30/13	40

**THE BOARD'S INVESTIGATION**

10. Board Staff and Board Investigator 1 contacted the five clinical rotation sites cited in the

Transcript and learned the following:

- a. By letter dated September 8, 2021, the Administrator of Facility 1 notified the Board that they were unable to locate any school agreement with the LPN School for clinical rotations.
- b. On or about August 5, 2021, General Counsel for Facility 2 and Facility 3<sup>7</sup> notified the Board that they did not find any contracts with the LPN School that would have allowed the Respondent to have completed clinical rotations at those sites and stated that the facilities would not have hosted clinicals for surgical nursing.

<sup>7</sup> Facility 2 and Facility 3 are owned by the same parent company.

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- c. On or about August 6, 2021, the Executive Director for Facility 4 notified the Board that Facility 4 does not offer obstetrics, gynecological, or pediatric care at its facility and that Facility 4 was a program for troubled teen parents which provided transitional housing, parenting classes, and food programs. The Executive Director stated that there are no nursing staff at Facility 4 and the facility does not provide any medical services.
- d. The Assistant Executive Director and Executive Director of Facility 5 notified Board Staff on August 5 and August 6, 2021 (respectively) that Facility 5 has never been affiliated with any nursing schools for clinical training and has never had any contracts with any schools for students to do clinical rotations.

**FAILURE TO COOPERATE WITH BOARD'S INVESTIGATION**

11. By letter dated August 25, 2021, the Board notified the Respondent that the clinical sites listed on the Respondent's official transcript from the LPN School "had no affiliation with the nursing program." The Board included a Subpoena Duces Tecum ("Subpoena") to the Respondent commanding her to appear at the Board on September 8, 2021 for an interview. The Board issued to the Respondent, at her address of record with the Board, a summons to appear at the Board's offices for an interview with the Board's Investigator. The summons was delivered to the Respondent's address of record on September 7, 2021 at 5:14 p.m. The Respondent failed to appear at the Board or contact the Board in response to the summons.

**DISCUSSION**

12. The Respondent submitted a Maryland LPN application with fraudulent information about her LPN School, including fraudulent dates of attendance, and submitted a fraudulent transcript. The Respondent does not meet the Board's statutory and regulatory requirements, didactic and clinical training, for LPN licensure by exam. The Respondent's practice in Maryland as a licensed practical nurse on her multistate privilege to practice poses a serious risk and danger to the public health, safety, and welfare.

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**CONCLUSION OF LAW**

Based on the foregoing investigative findings and reasons, the Board finds that the public health, safety or welfare imperatively requires emergency action in this case pursuant to Md. Code Ann., State Govt. § 10-226(c)(2) (2021 Repl. Vol.).

**ORDER**

It is hereby:

**ORDERED** that pursuant to the authority vested in the Board of Nursing by Maryland Code Ann., State Govt. § 10-226(c)(2) (2021 Repl. Vol.) the **Multi-State Licensing Privilege (Virginia License No.: 002101023) to Practice Licensed Practical Nursing** in the State of Maryland of IMAFIDON AKHIGBE is hereby **SUMMARILY SUSPENDED**; and be it further

**ORDERED** that there will be a Show Cause Hearing on **Wednesday, May 25, 2022 at 1:00 p.m.** before the Board at the Maryland Board of Nursing offices, 4140 Patterson Avenue, Baltimore, Maryland 21215; and be it further

**ORDERED** that if, the suspension of the Respondent's multi-state licensing privilege is continued following a Show Cause Hearing, the Respondent has the right to a full evidentiary hearing before the Board and a hearing will be scheduled before the Board if the Respondent submits a written request for an evidentiary hearing to the Board **no later than thirty (30) days from the date of the Board's written decision issued after the Show Cause Hearing**; and be it further

**ORDERED** that if the Respondent does not submit a timely written request to the Board for an evidentiary hearing within 30 days from the date of the Board's written decision issued after the Show Cause Hearing, the Respondent shall have waived all rights now and in the future to any hearing on the merits of the summary suspension and the factual allegations contained in this Order for Summary Suspension; and it is further

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**ORDERED** that this Order for Summary Suspension shall remain in effect and the summary suspension of the Respondent’s multi-state licensing privilege to practice shall continue until further Order of the Board; and it is further

**ORDERED** that this, “Order for Summary Suspension of Multistate Licensing Privilege to Practice Licensed Practical Nursing” is a **PUBLIC RECORD** pursuant to Md. Code Ann., General Provisions § 4-101 *et seq.*& § 4-333 (2019).

May 12, 2022  
Date

Karen E.B. Evans, MSN, RN-BC  
The Executive Director’s Signature  
K: Appears on the Original Document  
Ex  
Maryland Board of Nursing