

**PERMANENT VOLUNTARY SURRENDER
VIVIAN NWANA
R255684**

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

Re: **Vivian Nwana, R255684**
Permanent Voluntary Surrender of Registered Nurse License

Dear Mr. Hicks,

I agree to permanently voluntarily surrender my license to practice as a registered nurse (“RN”) in the State of Maryland, License Number **R255684**. By voluntarily surrendering my Maryland RN license, I understand that I may not engage in the practice as an RN, with or without compensation, as defined in the Maryland Nurse Practice Act (“the Act”), Md. Code Ann., Health Occ. §§ 8-101 *et seq.* (2021 Repl. Vol.) and the Board’s regulations, Code of Maryland Regulations (“COMAR”) 10.27.01 *et seq.* In other words, I understand that, as of the effective date of this Permanent Voluntary Surrender, I am in the same position as an unlicensed individual.

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 understand and agree that this Permanent Voluntary Surrender may be released or published by the Board as a final decision and order, on the Board’s website and as otherwise permitted, under the Public Information Act, Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.* (2019). 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.

On or about May 1, 2018, I submitted an online Application for RN licensure by Exam (“RN Exam Application”) to the Maryland Board of Nursing (the “Board”) and indicated that I graduated from Med-Life Institute West Palm Beach, Florida (“Med-Life”). On or about March 5, 2021, I submitted an online Maryland Application for Endorsement for RN (“RN Endorsement Application”) and indicated that I graduated from a basic nursing education program with an associate degree from Palm Beach School of Nursing located in Palm Beach, Florida on January 12, 2018. On both the RN Exam Application and the RN Endorsement Application I affirmed and agreed to the following statement, “I affirm that the contents of this document are accurate to the best of my knowledge” and that “providing false or misleading information may result in disciplinary action by the Board.”

When I registered to take the NCLEX-RN exam, I indicated that I attended Palm Beach School of Nursing and that I graduated in December 2019.

In my written response to the Board’s request for information, I stated that I enrolled in a nursing education program at Palm Beach School of Nursing on July 26, 2017; received a diploma

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or degree from Palm Beach School of Nursing on December 1, 2017; and completed nine hours of clinicals per day at Palm Beach School of Nursing from October 16, 2017 to October 20, 2017 and October 23, 2017 to October 27, 2017.

In an affidavit signed on June 7, 2022, Johanah Napoleon, the owner and operator of Palm Beach School of Nursing and Med-Life Institute-WPB, identified me by name and social security number (SSN) as one of the individuals who did not complete the required program hours and clinical training necessary to obtain a transcript or a nursing associate in science degree and transcript from either school.

My Official Transcript from Palm Beach School of Nursing indicates that I attended Palm Beach School of Nursing from June 27, 2016 to December 1, 2017.

On March 6, 2023, the Board issued an Order for Summary Suspension of Registered Nurse License (“Order for Summary Suspension”), pursuant to Section 10-226 (c)(2) of the Administrative Procedure Act, which ordered the immediate suspension of my RN license.

On March 28, 2023, the Board issued a Notice of Agency Action - Charges Under the Maryland Nurse Practice Act (“Charges”), charging my RN license with violations under Health Occ. § 8-316 (a).

On or about May 5, 2023, I filed a timely request for hearing on the summary suspension and pending charges.

In lieu of proceeding to an evidentiary hearing on the Charges and Summary Suspension, I agree to the **PERMANENT VOLUNTARY SURRENDER** of my RN license. I understand that if an evidentiary hearing were to be held, the Board would have sufficient evidence to prove by a preponderance of evidence the Investigative Findings in the Order for Summary Suspension and the Allegations of Fact in the Charges and the following violations under Health Occ. § 8-316 (a): (30) (“Violates regulations adopted by the Board or an order from the Board”) with underlying violations of COMAR 10.27.01.05.A (“An applicant for the registered nurse licensure examination shall”): (1) (“Complete satisfactorily and meet all requirements for a diploma or degree from a registered nursing education program approved by the Board”) and (2) (“Have a diploma or degree from a registered nursing education program in another state, territory, or country to be determined to be substantially equivalent¹ to the registered nursing education program approved in this State

¹ 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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at the time of the applicant's graduation") and underlying violations of COMAR 10.27.01.10.A ("An applicant licensed to practice registered nursing or practical nursing in another state, territory, or country is eligible for licensure without examination if the applicant:") (3) ("Submits the following verifications directly to the Board from the appropriate authority:") (a) ("That at the time that applicant graduated from the nursing education program, it was approved as a registered nursing or licensed practical nursing education program in that state, territory, or country;") and (b) ("That the applicant meet the educational qualifications of this State at the time of the applicant's graduation from the nursing education program").²

I further understand that the Board would have sufficient evidence to conclude as a matter of law that I violated the Act and to sanction my RN license accordingly pursuant to Md. Code Ann., Health Occ. §§ 8-316 and COMAR 10.27.26.

I understand in 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 RN license, I agree that I will never be eligible for reinstatement of my RN license, license number **R255684**, in the State of Maryland. I agree and understand that if I ever decide to re-apply for licensure as an RN in Maryland, I will approach the Board in the same posture as an unlicensed individual applying for initial RN licensure. I understand that it will be my burden, as an applicant for licensure, to demonstrate that I meet all the Board's requirements for issuance of an initial license that exists at the time I apply and that I am fit for RN licensure in Maryland.

I agree and understand that, in considering whether to grant any future application for licensure, the Board may review my entire Board file, including any information that the Board receives after execution of this document, and require me to undergo medical, psychological, and/or psychiatric evaluations and drug and alcohol testing to determine my fitness to receive a license. I understand that the Board is not required to grant me a new RN license.

² In its discretion, the Board dismissed the other charges against my RN cited in the March 28, 2023 Charges.

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I acknowledge that I may not rescind this Permanent Voluntary Surrender in part or in its entirety for any reason whatsoever. I fully understand the nature and effect of both the Board's actions and this Permanent Voluntary Surrender. Finally, I wish to make clear that I have had an opportunity to discuss this matter with legal counsel and that I willingly, knowingly, and voluntarily sign this Permanent Voluntary Surrender.

Sincerely,



Vivian Nwana

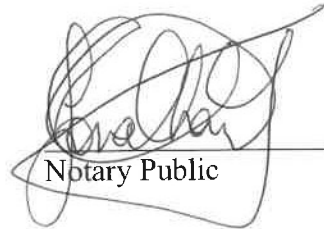


Date

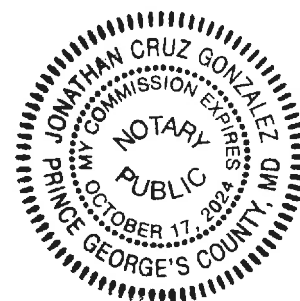
NOTARIZATION

STATE OF Maryland
COUNTY OF Prince Georges

I HEREBY CERTIFY that on this 5 day of July, 2023, before me, a Notary Public of the State of Maryland of the County afore-said, personally appeared **Vivian Nwana** and declared and affirmed under penalties of perjury that signing the foregoing **Permanent Voluntary Surrender** was the voluntary act and deed of **Vivian Nwana**.


Notary Public

My commission expires: 10/17/2024.



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ACCEPTANCE

ON BEHALF OF THE MARYLAND BOARD OF NURSING, on this 26th day of July, 2023, **VIVIAN NWANA'S PERMANENT VOLUNTARY SURRENDER** of her **Registered Nurse license**, License Number **R255684**, in the State of Maryland, is hereby accepted.

Ann M. Turner, RN
The Board Secretary's Signature
Appears on the Original Document