IN THE MATTER OF

BEFORE THE MARYLAND

SHEILA ANGEH

**BOARD OF NURSING** 

LICENSE No. R248149 CERTIFICATE No. MT0091308

CONSENT ORDER OF REPRIMAND AND MONETARY PENALTY
OF
REGISTERED NURSE LICENSE

# MEDICATION TECHNICIAN CERTIFICATE

During an investigation of individuals who submitted fraudulent applications and transcripts to the Maryland Board of Nursing (the "Board") for licensure, **SHELLA ANGEH** (the "Respondent"), was identified as one of the individuals. Based on the Board's investigative findings, on January 31, 2022, the Board issued a "Notice of Agency Action: Charges under the Maryland Nurse Practice Act" (the "Charges"), against the Respondent's Registered Nurse license and Medication Technician certificate, in the State of Maryland. The Charges alleged that the Respondent violated the Maryland Nurse Practice Act ("the Act"), Md. Code Ann., Health Occupations Article ("Health Occ.") § 8-316 (a) (10) and § 8-6A-10 (a) (20) and (26).

On April 12, 2022, the Respondent participated in a case resolution conference ("CRC"), with her attorney, in an effort to resolve the Board's charges in lieu of an evidentiary hearing before the Board. The Assistant Attorney General - Administrative Prosecutor was also in attendance at the CRC, on behalf of the State. At the CRC, the Respondent and the State agreed to, and the Board hereby accepts, the following Findings of Fact, Conclusions of Law, and Order.

Consent Order of Reprimand and Monetary Penalty of Registered Nurse License & Medication Technician Certificate

#### I. FINDINGS OF FACT

The Board finds that:

- 1. On April 26, 2021, the Respondent was issued a Registered Nurse (RN) license in the State of Maryland. The Respondent's RN license has an "active-compact" status and is due to expire on June 28, 2022.
- 2. On July 8, 2014, the Respondent was issued a Medication Technician (MT) certificate in the State of Maryland. The Respondent's MT certificate is "non-renewed" and expired on August 28, 2020.

# MARYLAND APPLICATION FOR EXAM OF LPN LICENSE ("LPN APPLICATION")

- On or about October 24, 2016, the Respondent submitted an on-line Application for Exam of Licensed Practical Nurse (LPN) License. The Respondent indicated on the LPN Application that she graduated on June 28, 2013 from LPN School.
- 4. The Respondent affirmed and agreed to the following statement: "I affirm that the contents of this document are accurate to the best of my knowledge." The Respondent was advised that "providing false or misleading information may result in disciplinary action by the Board, and may result in denial of licensure."

### LPN SCHOOL

- On July 21, 2010, the Virginia Board of Nursing approved a Consent Order, ordering that [LPN School] be placed on Conditional Provisional Approval for not less than one (1) year, subject to terms and conditions. The Consent Order was signed by LPN School's Program Director ("Director").
- 6. On May 15, 2012, the Virginia Board of Nursing approved a Consent Order, signed by Director. The May 15, 2012 Consent Order orders that:

Consent Order of Reprimand and Monetary Penalty of Registered Nurse License & Medication Technician Certificate

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

# THE RESPONDENT'S LPN SCHOOL OFFICIAL TRANSCRIPT

7. The Official Transcript, signed by Executive Program Director ("Director") and dated June 28, 2013, provides the following information:

| FIRST QUARTER                    |     |  | THIRD QUARTER                    |     |  |  |
|----------------------------------|-----|--|----------------------------------|-----|--|--|
| From: 01/23/2012 To: 03/23/2012  |     |  | From: 07/23/2012 To 11/09/2012   |     |  |  |
| Course Description Contact Hours |     |  | Course Description Contact Hours |     |  |  |
| Basic Computer                   | 30  |  | Med/Surg I                       | 120 |  |  |
| Medical Terminology              | 60  |  | Med/Surg II                      | 120 |  |  |
| Anatomy and Physiology           | 180 |  | Med/Surg Clinical                | 200 |  |  |
| Total Contact Hours Required     | 270 |  | Med/Surg Lab                     | 40  |  |  |
| •                                |     |  | Geriatrics Theory                | 30  |  |  |
|                                  |     |  | Geriatrics Clinical              | 40  |  |  |
|                                  |     |  | Total Contact Hours Required     | 550 |  |  |
| SECOND QUARTER                   |     |  | FOURTH QUARTER                   |     |  |  |
| From: 03/26/2012 To: 07/20/2012  |     |  | From: 11/12/2012 To: 06/28/2013  |     |  |  |
| Course Description Contact Hours |     |  | Course Description Contact Hours |     |  |  |
| 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              | 490 |  | Mental Health Clinical 40        |     |  |  |
|                                  |     |  | Professional Development &       |     |  |  |
|                                  |     |  | NCLEX Review                     | 60  |  |  |
|                                  |     |  | Total Contact Hours Required     | 390 |  |  |

Summary of Clinical Agencies/Facilities and dates for each experience

|                    | 74-5-1          |          |       | CE : LE LD        | The state of the s |
|--------------------|-----------------|----------|-------|-------------------|--|
| Clinical Courses   | Clinical Agency | Clinical | Start | Clinical End Date | Total Hours  |
|                    |                 | Date     |       |                   |  |
| Nsg. Fundamentals  | [Site A]        | 03/19/12 |       | 03/23/12          | 40   |
| Medical-Surgical   | [Sites A, B, C] | 09/10/12 |       | 10/12/12          | 200  |
| Nsg.               |                 |          |       |                   |  |
| Geriatrics Nsg.    | [Site D]        | 10/22/12 |       | 10/26/12          | 40   |
| Maternity Nsg.     | [Site E]        | 02/04/13 |       | 02/08/13          | 40   |
| Pediatrics Nsg.    | [Site E]        | 02/25/13 |       | 03/01/13          | 40   |
| Mental Health Nsg. | [Site F]        | 03/18/13 |       | 03/22/13          | 40   |

Consent Order of Reprimand and Monetary Penalty of Registered Nurse License & Medication Technician Certificate

### THE BOARD'S INVESTIGATION:

- 8. On August 5, 2021, a Board Investigator contacted the General Counsel for Clinical Sites B, C and D, requesting information on any agreements with LPN School. On August 5, 2021, the General Counsel responded by email, stating "I searched our contracts database and do not find any contracts with [LPN School]. Additionally, as a skilled nursing facility, I do not believe we would have hosted clinicals for surgical nursing."
- 9. On August 6, 2021, a Board Investigator contacted Clinical Site E's Executive Director by phone. Executive Director stated that Clinical Site E does not offer OB/GYN or pediatric care and that the program offers services to troubled teens, there are no nurses on staff and the program does not offer any medical services.
- 10. On August 25, 2021, the Board's staff was notified by email that Clinical Site F "does not have any affiliation or contracts with any nursing institute for any clinical hours."
- In a letter dated September 8, 2021, the Board's staff was notified by Clinical Site A, "we regret to inform you that after searching our records, we were unable to locate any school agreement for clinical rotations with [LPN School]."
- On September 9, 2021, the Respondent was interviewed under oath and provided the following information:
  - She was enrolled in another school in DC which was closing, was told about another school by other students that offered "review and crash programs" and was introduced to Individual.
  - ii. She met with Individual, who informed her he was worked in collaboration with LPN School. She met with him at a house in Bowie, Maryland. The basement of the house was set up as a classroom.
  - iii. Individual requested a cash payment of \$5500 and she paid on a payment plan.
  - She started classes in July 2016. There was a mixture of subjects and no particular sequence to what was taught. Classes were three to four days a week and classes had LPN and RN students. Classes lasted about four months and were conducted by Individual and another instructor.

Consent Order of Reprimand and Monetary Penalty of Registered Nurse License & Medication Technician Certificate

- v. She took a comprehensive exam and was told she passed the exam and was told to register with the Board for the exam.
- vi. She received a diploma from LPN School, signed by Director. <sup>1</sup>
- She was given LPN School transcript to submit to the Board. Her husband questioned why she was given the transcript because most schools will submit the transcript directly.
- The transcript listed dates and clinical sites that she did not attend and she asked about the information and was told to take the exam and come back later to do the clinicals. She was asked to pay an additional \$4000 to complete the clinicals.
- ix. Individual did not respond to follow up requests to complete clinicals before taking the exam. She never took the NCLEX because the information was incorrect.
- x. [Transcript on file with the Board reviewed] She indicated the dates were wrong and she never attended any of the clinicals listed. She took it back to Individual for corrections but he never changed it. She never saw or had contact with Director. All her interactions were with Individual.
- xi. [LPN Application reviewed] She completed the application on line and Individual gave her the school code to complete the application. She acknowledged filling out the application and confirmed she entered the year of graduation using the date on the transcript, with the understanding that Individual would make corrections and resubmit to the Board.
- xii. She decided to "let go of everything and start afresh."
- xiii. She is currently working at Hospital as a RN.

#### **DISCUSSION**

The Respondent knowingly provided false information about her graduation date on her LPN application and submitted a fraudulent transcript in support of her application. LPN School did not meet the Board's requirement of "substantially equivalent to the licensed practical nursing education programs approved in this State at the time of the applicant's graduation." The Respondent's hesitancy in taking the NCLEX exam and her questioning of the accuracy of the transcript demonstrates that she was aware that she did not meet the Board's statutory and regulatory requirements for LPN licensure by exam. Therefore, the Board finds that the

<sup>&</sup>lt;sup>1</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.

Consent Order of Reprimand and Monetary Penalty of Registered Nurse License & Medication Technician Certificate

Respondent violated Health Occ. § 8-316 (a) (10) and underlying charges § 8-316 (a) (1), (25) with underlying grounds COMAR 10.27.19.02 B (1); and (30) with underlying grounds COMAR 10.27.01.05 B (1) (b).

The Respondent's MT certificate was in a "non-renewed" status during the period relevant to the Charges therefore, the Board finds that the Respondent violated § 8-6A-10 (a) (20) and (26). The Board concludes that the Respondent's violations of the Act fall within category L. (1) of the Board's sanctioning guidelines. *See* COMAR 10.27.26.07. L (1). The range of potential sanctions under category L (1) is reprimand to revocation and the range of potential monetary penalties is \$1000 to \$5000.

### II. CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes as a matter of law that the Respondent violated of the Act as follows:

Health Occ. § 8-316 (a):

- (10) Has violated any provision of this title; to wit
  - (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,
    - Code of Maryland Regulation (COMAR) 10.27.19.02 B. A nurse may not, when acting in the capacity or identity of a licensed nurse:
    - (1) 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

Consent Order of Reprimand and Monetary Penalty of Registered Nurse License & Medication Technician Certificate

Board to be substantially equivalent<sup>2</sup> to the licensed practical nursing education programs approved in this State at the time of the applicant's graduation.

Health Occ. § 8-6A-10 (a)

- (20) Has violated any provision of this title or has aided or knowingly permitted any individual to violate any provision of this title, *to wit*, §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. A nurse may not, when acting in the capacity or identity of a licensed nurse:
    - (1) 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 equivalent to the licensed practical nursing education programs approved in this State at the time of the applicant's graduation.
- (26) When holding an expired or a lapsed certificate, commits any act that would be grounds for disciplinary action under this section;

<sup>&</sup>lt;sup>2</sup> COMAR 10.27.01.01 C, provides: "Substantially equivalent" means a registered nursing or licensed practical nursing education program that:

<sup>(1)</sup> 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

<sup>(2)</sup> Meets the curriculum requirement for Maryland schools of nursing at the time of the applicant's graduation, including, but not limited to:

<sup>(</sup>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: ...

<sup>(</sup>d) Didactic and clinical instructional content that includes, but is not limited to, the areas of:

<sup>(</sup>i) Medical and surgical nursing;

<sup>(</sup>ii) Maternal and child health;

<sup>(</sup>iii) Psychiatric nursing; and

<sup>(</sup>iv) Geriatric nursing;

Consent Order of Reprimand and Monetary Penalty of Registered Nurse License & Medication Technician Certificate

#### III. ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is hereby:

ORDERED, that the Registered Nurse license, license number R248149, and Medication Technician certificate, MT0091308, of SHEILA ANGEH, to practice in the State of Maryland, are hereby REPRIMANDED; it is further

ORDERED that, the Respondent shall successfully complete TWO courses, provided through the National Council of State Boards of Nursing (NCSBN), in RIGHTING A WRONG:

ETHICS & PROFESSIONALISM IN NURSING and PROFESSIONAL

ACCOUNTABILITY & LEGAL LIABILITY FOR NURSES, and submit documentary proof of successful completion of the courses to the Board within NINETY (90) DAYS of the effective date of this Consent Order; and it is further

ORDERED that, the Respondent shall within SIXTY (60) DAYS of the effective date of this Consent Order, pay to the Board a monetary penalty of TWO THOUSAND DOLLARS (\$2000) in full, by money order or cashier's check payable to the Board and delivered in person or by certified mail; and it is further

ORDERED that the Respondent shall have contacted and scheduled an appointment with the Board of Nursing's Discipline/Compliance Unit no later than TEN (10) DAYS from the effective date of this Consent Order, for the purpose of beginning compliance with its terms and conditions; and it is further

**ORDERED** that, the Respondent shall be responsible for paying all costs required to comply with the all of the terms and conditions of this Consent Order; and it is further

**ORDERED** that failure to comply with any of the terms and conditions in this Consent Order shall constitute a violation of the Order; and it is further

Consent Order of Reprimand and Monetary Penalty of Registered Nurse License & Medication Technician Certificate

ORDERED that, if the Respondent violates any of the terms and conditions of this Consent Order, the Board, in its discretion, after notice and an opportunity for an evidentiary hearing, may impose, by further public Order of the Board, any sanction(s) authorized by Health Occ. § 8-316, § 8-6A-10 and COMAR 10.27.26, including reprimand, probation, suspension, revocation, and/or a monetary penalty;

**ORDERED** that this Consent Order is a **PUBLIC RECORD** pursuant to Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.* (2019 Repl. Vol.).

6/1/2022 Date Gary N. Hicks, MS, RN, CEN, CNE
The Board President's Signature
Appears on the Original Document

Pres Mar

Consent Order of Reprimand and Monetary Penalty of Registered Nurse License & Medication Technician Certificate

# **CONSENT**

By this Consent, I acknowledge that I have read this Consent Order in its entirety and I hereby admit the truth of the Findings of Fact and accept and submit to the foregoing Consent Order and its conditions. I acknowledge the validity of this Consent Order as if entered into after the conclusion of a formal evidentiary hearing in which I would have had the right to legal counsel authorized to practice law in Maryland, to confront witnesses, to give testimony, to request subpoenas for witnesses, to call witnesses on my own behalf, to introduce testimony and evidence on my own behalf, and to all other substantive and procedural protections provided by law. I waive these rights, as well as any appeal rights under Md. Code Ann., State Government Article § 10-222.

I sign this Consent Order voluntarily and without reservation, after having an opportunity to consult with an attorney, and I fully understand and comprehend the language, meaning, terms, and effect of this Consent Order.

> **SHEILA** R248149 & MT0091308

NOTARIZATION

I HEREBY CERTIFY that on this

day of

Notary Public of the State and City/County aforesaid, SHEILA ANGEH, personally appeared, and declared and affirmed under penalties of perjury that signing the foregoing Consent Order was her voluntary act and deed.

21

AS WITNESSEMBHAMMAD ANG MANIAL seal.

SEAL

**Notary Public** Anne Arundel County Maryland

My Commission Expires May 22, 2025

My Commission Expires:

Notary Public