



I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.
Patricia R. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse § AGREED
License Number 601746 and Vocational §
Nurse License Number 143194, issued to §
EZINNE UGONWAYI (ONWUKWE) UBANI § ORDER

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 601746 and Vocational Nurse License Number 143194, issued to EZINNE UGONWAYI (ONWUKWE) UBANI, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was provided to Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas and holds a license to practice vocational nursing in the State of Texas which is in delinquent status.
4. Respondent received a Certificate in Vocational Nursing from Queen Elizabeth Specialist Hospital, Umuahia Imo Nigeria, in November 1990 and received an Associate Degree in Nursing from School of Nursing, Umuahia, Abia State, Nigeria, on December 15, 1990. Respondent was licensed to practice vocational nursing in the State of Texas on October 18, 1993 and was licensed to practice professional nursing in the State of Texas on March 15, 1994.

5. Respondent's employment history includes:

10/93 - 2003	Unknown	
2004 - 2009	RN Owner/Operator	Family Healthcare Services Houston, Texas
6. At the time of the initial incident, Respondent was employed with Family Healthcare Group, Houston, Texas, and had been in the position for five (5) years.
7. On or about May 4, 2011, Respondent was convicted of one (1) count of CONSPIRACY TO COMMIT HEALTH CARE FRAUD and two (2) counts of FALSE STATEMENTS FOR USE IN DETERMINING RIGHTS FOR BENEFITS AND PAYMENT BY MEDICARE, in the United States District Court, Southern District of Texas, Houston Division, under Cause Number H-10-416-S.
8. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender /her license(s) to practice nursing in the State of Texas.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violations of Section 301.452(b)(3)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(13).
4. The evidence received is sufficient cause pursuant to Section 301.453(a), Texas Occupations Code, to take disciplinary action against Registered License Number 601746 and Vocational License Number 143194, heretofore issued to EZINNE UGONWAYI (ONWUKWE) UBANI, including revocation of Respondent's license(s) to practice nursing in the State of Texas.
5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
6. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the VOLUNTARY SURRENDER of Registered License Number 601746 and Vocational License Number 143194, heretofore issued to EZINNE UGONWAYI (ONWUKWE) UBANI, to practice nursing in the State of Texas, is accepted by the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice professional/vocational nursing, use the title "registered/vocational nurse" or the abbreviation "RN"/"LVN" or wear any insignia identifying herself as a registered/vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered/vocational nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until one (1) year has elapsed from the date of this Order.
3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

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RESPONDENT'S CERTIFICATION

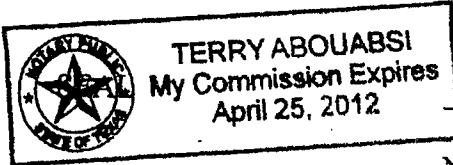
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

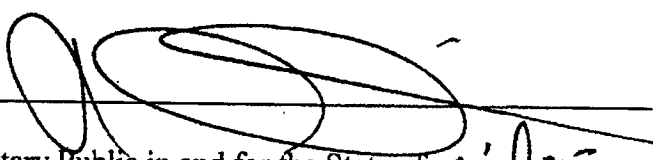
Signed this 27th day of June, 2011.

Eubani

EZINNE UGONWAYI (ONWUKWE) UBANI, Respondent

Sworn to and subscribed before me this 27th day of June, 2011.

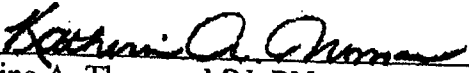



Notary Public in and for the State of April 25, 2012

WHEREFORE, PREMISES CONSIDERED, the Executive Director on behalf of the Texas Board of Nursing does hereby accept the voluntary surrender of Registered Nurse License Number 601746 and Vocational Nurse License 143194, previously issued to EZINNE UGONWAYI (ONWUKWE) UBANI.



Effective this 1st day of July, 2011.


Katherine A. Thomas, MN, RN
Executive Director on behalf of said Board