

In the Matter of § **BEFORE THE TEXAS**
Permanent Vocational Nurse §
License Number 1046149 §
Issued to JOHN EHIOSU AIMIUWU, §
Respondent § **BOARD OF NURSING**

ORDER OF TEMPORARY SUSPENSION

TO: John Aimiuwu
c/o Rodney Montes, Attorney At Law
14900 Avery Ranch Blvd, C200
Austin, TX 78717

A public meeting of the Texas Board of Nursing was held on September 8, 2021 at 333 Guadalupe, Room 3-460, Austin, Texas, in which the Temporary Suspension of Permanent Vocational Nurse License Number 1046149, issued to JOHN EHIOSU AIMIUWU was considered pursuant to Section 301.455, TEXAS OCCUPATIONS CODE. Staff of the Texas Board of Nursing presented evidence and information concerning the conduct of JOHN EHIOSU AIMIUWU and whether his continued practice as a nurse would constitute a continuing and imminent threat to the public welfare.

After review and due consideration of the evidence and information presented, the Board finds that the following charges are substantiated:

CHARGE I.

On or about June 15, 2021, Respondent applied for a Graduate Vocational Nurse Permit and authorization to test from the Board. On or about June 17, 2021 the LPN program at Fort Bliss, El Paso, Texas provided an Affidavit of Graduation, certifying that Respondent met the requirements for graduation. Respondent received the Board's authorization to test and Graduate Vocational Nurse Permit on June 28, 2021. On or about June 28, 2021, Respondent received notice from the LPN Program that he was being considered for "relief" or dismissal from the program, and he was instructed not to sit for the NCLEX examination. On or about July 8, 2021, while holding a temporary nursing permit Respondent sat for the NCLEX examination in direct contradiction to instruction from his LPN Program. Respondent passed the NCLEX examination and was licensed as a LVN on July 9, 2021. Respondent was academically relieved from the LPN program at Fort Bliss, El Paso, Texas on July 13, 2021, due to failing two (2) clinical rotations, failing multiple clinical remediations, Military Occupation Specialty (MOS) position unsuitability due to inability to work with patients, and unprofessional conduct. Respondent is not entitled under the law to hold nursing licensure since he failed to meet educational requirements of the Nursing Practice Act and Board rules. Further, Respondent's conduct was likely to deceive the Board and could have

affected the decision to issue a license. Additionally, Respondent's conduct deceived patients, their families, fellow care givers, and the public in that they believed Respondent's nursing practice was in compliance with all Board Rules and Regulations.

The above action constitutes grounds for disciplinary action in accordance with Sections 301.251, 301.252, 301.253, and 301.452(b)(1),(2)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(6)(I)&(11)(B).

The Texas Board of Nursing further finds that, given the nature of the charges, the continued practice of nursing by JOHN EHIOSU AIMIUWU constitutes a continuing and imminent threat to public welfare and that the temporary suspension of Permanent Vocational Nurse License Number 1046149, is justified pursuant to Section 301.455, TEXAS OCCUPATIONS CODE.


NOW, THEREFORE, IT IS ORDERED that Permanent Vocational Nurse License Number 1046149, issued to JOHN EHIOSU AIMIUWU, to practice nursing in the State of Texas be, and the same is/are, hereby SUSPENDED IMMEDIATELY in accordance with Section 301.455, TEXAS OCCUPATIONS CODE.

This Order SHALL be applicable to RESPONDENT'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas. Further, RESPONDENT'S license(s) will be designated "single state" as applicable and RESPONDENT may not work outside the State of Texas in another nurse licensure compact party state using a Texas compact license.

IT IS FURTHER ORDERED that a probable cause hearing be conducted in accordance with Section 301.455(c) not later than seventeen (17) days following the date of the entry of this order, and a final hearing on the matter be conducted in accordance with 301.455(d) not later than the 61st day following the date of the entry of this order.

Entered this 8 day of September, 2021.

TEXAS BOARD OF NURSING

BY: 

KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR

**In the Matter of
Permanent Vocational Nurse
License Number 1046149
Issued to JOHN EHIOSU AIMIUWU,
Respondent**

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FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, JOHN EHIOSU AIMIUWU, is a Vocational Nurse holding license number 1046149 which is in current status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

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The above action constitutes grounds for disciplinary action in accordance with Sections 301.251, 301.252, 301.253, and 301.452(b)(1),(2)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(6)(I)&(11)(B).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's license(s) and/or privilege(s) to practice nursing

in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 TEX. ADMIN. CODE §§ 213.27 - 213.33.

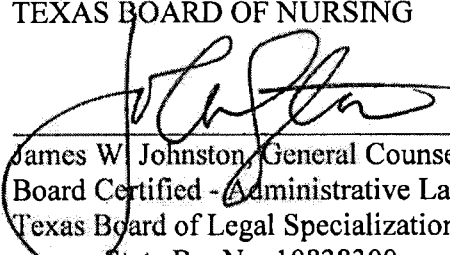
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on adopted policies related to Behavior Involving Lying and Falsification, and on adopted policies related to Behavior Involving Fraud, Theft, and Deception, which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, located at 22 TEX. ADMIN. CODE §213.33(b), which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, www.bon.texas.gov.

Filed this 8 day of September, 2021.

TEXAS BOARD OF NURSING



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