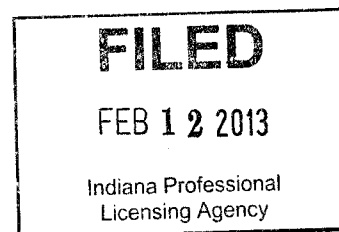


BEFORE THE INDIANA STATE  
BOARD OF NURSING  
CAUSE NUMBER: 2013 NB 062

IN THE MATTER OF THE LICENSE OF:     )  
SAMUEL LEE RIGGLE L.P.N.,             )  
LICENSE NO: 27038063A (ACTIVE)        )



COMPLAINT

The State of Indiana (“Petitioner”), by counsel, Deputy Attorney General Patricia Gibson, on behalf of the Office of the Attorney General, and pursuant to Ind. Code § 25-1-7-7, Ind. Code ch. 25-1-5, Ind. Code § 25-23-1-7, the Administrative Orders and Procedures Act, Ind. Code ch. 4-21.5-3, and Ind. Code ch. 25-1-9, files its Complaint against the Indiana nursing license of Samuel Lee Riggle, L.P.N., (“Respondent”), and in support alleges and states the following:

FACTS

1. Respondent is a Licensed Practical Nurse (“LPN”) in the State of Indiana having been issued license number 27038063A on January 24, 1994. Respondent’s address on file with the Indiana Professional Licensing Agency (“IPLA”) is 1945 Brook Boulevard, Warsaw, Indiana 46580.
2. On or about November 2, 2005, Respondent was hired as a LPN at Grace Village (“Grace”) Retirement Community located in Winona Lake, Indiana. Respondent was responsible for minimum data set (“MDS”) assessments for Grace residents in the rehabilitation unit.
3. On or about February 8, 2012, the Indiana State Department of Health conducted its annual survey of Grace and found Respondent had twenty-seven (27) late MDS assessments.
4. On or about July 25, 2012, Respondent was notified that continued late transmissions and/or care plans would result in further disciplinary action.

5. On or about July 27, 2012, the MDS form had a section requiring the "Signature of RN Assessment Coordinator Verifying Assessment Completion."

6. On or about July 27, 2012, the MDS form had a section requiring the "Date RN Assessment Coordinator signed assessment as complete."

7. On or about July 27, 2012, the RN Assessment Coordinator was on vacation.

8. On or about July 27, 2012, Respondent used the RN Assessment Coordinator's password to access her (RN Assessment Coordinator's) electronic signature.

9. On or about July 27, 2012, Respondent signed the RN Assessment Coordinator's electronic signature to five (5) MDS's and dated the five (5) MDS's as July 27, 2012.

10. On or about August 3, 2012, Respondent was terminated from Grace for falsification of documents.

11. On or around October 31, 2012, Respondent renewed his Indiana nursing license and answered "No," to all questions including question number five (5) which asks, "Since you last renewed, have you ever been terminated, reprimanded, disciplined, or demoted in the scope of your practice as a Nurse or as another health care professional?", failing to disclose his termination from Grace.

### COUNT I

12. Paragraphs 1 through 11 incorporated by reference herein.

13. Respondent's conduct as described above constitutes a violation of Ind. Code § 25-1-9-4(a)(1)(B) in that Respondent engaged in fraud or material deception in the course of professional services or activities as evidenced by Respondent dating and signing the RN Assessment Coordinator's electronic signature to five (5) MDS's, and Respondent's termination from Grace for falsification of documents.

**COUNT II**

14. Paragraphs 1 through 11 are incorporated by reference herein.

15. Respondent's conduct as described above constitutes a violation of Indiana Code § 25-1-9-4(a)(4)(B) in that Respondent has continued to practice although Respondent has become unfit to practice due to failure to keep abreast of current professional theory or practice as evidenced by Respondent's continued late transmissions and/or care plans.

**COUNT III**

16. Paragraphs 1 through 11 incorporated by reference herein.

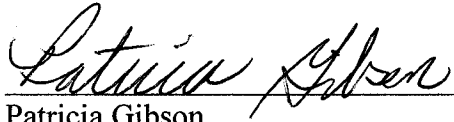
17. Respondent's conduct as described above constitutes a violation of Ind. Code § 25-1-9-4(a)(1)(A) in that Respondent engaged in or knowingly cooperated in fraud or material deception in order to obtain a license to practice as evidenced by Respondent's failure to disclose his August, 2012 termination from Grace on his October 2012 license renewal.

**WHEREFORE**, Petitioner demands an order against the Respondent that:

1. Imposes the appropriate disciplinary sanction;
2. Directs Respondent to immediately pay all costs incurred in the prosecution of this case; and;
3. Provides any further relief as the Board deems just and proper.

Respectfully submitted,

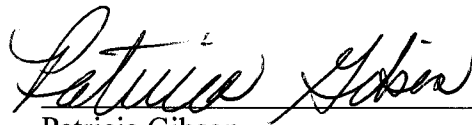
Gregory F. Zoeller,  
Attorney General of Indiana  
Attorney No.: 1958-98

By:   
Patricia Gibson  
Deputy Attorney General  
Attorney No.: 12011-49

**CERTIFICATE OF SERVICE**

I certify that a copy of the "Complaint" has been duly served upon the Respondent listed below, by United State mail, first-class, postage prepaid, on this 12<sup>th</sup> day of February, 2013.

Samuel Lee Riggle, L.P.N.  
1945 Brook Boulevard  
Warsaw, Indiana 46580



Patricia Gibson  
Deputy Attorney General  
Attorney No.: 12011-49

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