

Date issued: April 14, 2025
Date Reissued: June 27, 2025

CERTIFIED MAIL

Hussein Ahmed, Authorized Agent
Allegiance Health LLC
7900 Stratford Circle North
Shakopee, MN 55379

License Application Number: 1114802 (245D-HCBS)

AMENDED ORDER OF LICENSE DENIAL

Notice: This Amended Order of License Denial supersedes the original Order of License Denial dated April 14, 2025. This Amended Order includes the failure to submit a substantially complete application as a basis for license denial. Additionally, this Amended Order has a different mailing address. The original Order of License Denial, dated April 14, 2025, must be destroyed.

Dear Hussein Ahmed,

The Department of Human Services (DHS) is denying your application for a Home and Community-Based Services (HCBS) license at 531 84th Circle Northwest, Coon Rapids, Minnesota. This denial is based on the failure to submit a substantially complete application and false and misleading information. Details of our findings are provided below. Our next steps and your options are also detailed.

REASON FOR LICENSE DENIAL

1. Failure to submit a substantially complete application

You submitted an application for a license to provide home and community-based services at 531 84th Circle Northwest, Coon Rapids, Minnesota. On January 6, 2025, DHS sent you a Notice of Incomplete Application, notifying you that your application was incomplete and that you had 45 days to submit additional information. DHS determined your application continued to be substantially incomplete in the following ways:

- You failed to provide a qualified Designated Coordinator and Designated Manager (“DC/DM”) as required under Minnesota Statutes, section 245D.081. DHS determined the individual you identified as your program’s DC/DM did not meet the required qualifications.

Legal Authority: Minnesota Statutes, section 245A.05, subdivision (a)(1).

2. False and misleading information

DHS determined that you knowingly withheld relevant information or provided false or misleading information related to your license application. As a part of your application to operate a HCBS program, you were required to complete Designated Coordinator and Designated Manager Verification Form (DC/DM form) in which you were to identify the individual(s) who would serve as the Designated Coordinator (DC) and/or Designated Manager (DM) of the program. Further, you were required to verify that the individual in this position met the work and education requirements of Minnesota Statutes, section 245D.081. The verification form included the following acknowledgment before the signature line:

Acknowledgement

It is the responsibility of the Authorized Agent to verify that all work experience and education provided above is accurate and correct before signing and submitting this form.

By signing this acknowledgment, you are verifying that you have:

- reviewed the Designated Coordinator and Designated Manager responsibilities and qualifications in Minnesota Statutes 245D.081; and
- reviewed all information provided in this document regarding experience and education and attest it is true to the best of your knowledge.

All information provided is subject to verification by DHS. Providing any false or misleading information is subject to denial of your application according to 245A.05.

- On February 21, 2025, SP1 submitted a DC/DM form to DHS which identified SP2 as the DC and DM. SP1 is a controlling individual because the application identified SP1 as the Authorized Agent as defined by Minnesota Statutes, section 245A.02, subdivision 5a, (a)(2)(3). The Authorized Agent is responsible for communicating with DHS on all matters related to licensing. On the license application SP1, identified SP2 as a controlling individual for the program. SP1 and SP2 signed the DC/DM form verifying that all work and education experience was accurate and correct.
- The DC/DM form indicated SP2 was employed by a program in San Diego, California from April 2020 to June 2024, as an In-Home Support Services staff. DHS called the phone number indicated on the DC/DM form, and it was for an energy company in Texas. The DC/DM form stated SP2 worked at this program for four years and two months when s/he did not work there at all.
- The DC/DM form documented that SP2 was hired by a program in Minnesota from July 2024, to present (February 21, 2025) as a care provider. DHS contacted the manager listed on the DC/DM form, who stated SP2 had never worked for the program. DHS reviewed background study information for SP2 in Netstudy 2.0 and SP2 did not have a background study affiliation with this

program. The DC/DM form indicated SP2 worked at this program for eight months when s/he did not work there at all.

- Between the two jobs, SP1 and SP2 verified that SP2 had four years and ten months of full-time employment providing direct care services, meeting the four-year requirement of Minnesota Statutes, section 245D.081, for a person with no bachelors degree. Because the DC/DM form stated SP2 had a bachelor's degree, SP2 needed one year of direct care experience. However, the evidence shows that between the two jobs SP2 did not have any of the required work experience for the DC or DM positions.

DHS determined that SP1 and SP2 knowingly provided false and misleading information that SP2 met the qualifications for the DC and DM positions.

Legal Authority: Minnesota Statutes, section 245A.05, subdivision (a)(3).

3. Commissioner's evaluation of program

Before issuing, denying, suspending, revoking, or making conditional a license, the commissioner shall evaluate information gathered under Minnesota Statutes, section 245A.04, subdivision 6. The commissioner's evaluation shall consider the applicable requirements of statutes and rules for the program or services for which the applicant seeks a license including, disqualification standards set forth in chapter 245C. The commissioner shall evaluate facts, conditions, or circumstances concerning the programs operation; the well-being of persons served; available evaluations of the program by persons receiving services; the qualifications of personnel employed by the applicant; and applicant's ability to demonstrate competent knowledge of applicable statutes and rules.

DHS relies on applicants to be complete, accurate and truthful in their applications. Because DHS has determined that you knowingly provided false and misleading information, DHS cannot be assured that you will be transparent as a provider to vulnerable people, many of whom may be unable to advocate for themselves. License holders must demonstrate an ability to effectively partner with DHS to ensure they are providing person-centered services in compliance with licensing standards. DHS is concerned about the program's operation, well-being of persons served, and the qualifications of personnel because you did not identify a qualified DC and DM as they are responsible for understanding licensing requirements sufficient to ensure compliance throughout the program. As a result, DHS is concerned about your ability to provide for the health, safety, and rights of vulnerable persons you seek to serve.

Legal Authority: Minnesota Statutes, section 245A.04, subdivision 6.

Due to the serious and chronic nature of these violations, which impact the health and safety of persons served in your care, your license to provide home and community-based services is denied.

YOUR RIGHT TO APPEAL

You do not have the right to appeal this Amended Order of License Revocation because you have already submitted a letter appealing the original Order of License Revocation, dated April 14, 2025. On June 16, 2025, the Minnesota Department of Human Services (DHS), Licensing Division, received your letter appealing the Order of License Revocation.

Legal representation at the contested case hearing:

You do not need a lawyer to appeal. However, a lawyer can help you with your appeal. The state or county will not get you a lawyer and will not pay for a lawyer. If you cannot afford a lawyer, you may be able to get free legal advice or help with your appeal. To find out if free help is available, contact: Volunteer Lawyers Network at 612-752-6677; Central Minnesota Legal Services at 612-332-8151; Southern Minnesota Legal Services at 651-222-4731; or go to www.lawhelpmn.org to find a local legal services program that may be able to help you.

You can also find information on contested cases from the Office of Administrative Hearings website at <https://mn.gov/oah/self-help>. Click on Administrative Law Overview, then click on Administrative Law Contested Case Hearing Guide for a list of frequently asked questions.

Legal authority for this licensing action

- This action is taken under Minnesota Statutes, section 245A.05, subdivision (a), which describes under which conditions DHS may deny a license.
- License holders have a right to appeal licensing actions and request a contested case hearing, under Minnesota Statutes, chapter 14 and Minnesota Rules, parts 1400.8505 to 1400.8612.
- Under Minnesota Statutes, section 245A.04, subdivision 7, paragraph (d), clause (2), the commissioner shall not issue or reissue a license if the applicant, license holder, or controlling individual has been denied a license under this chapter within the past two years.

Questions

If you have any further questions regarding this matter, you may contact Leota Bemis, Supervisor, at 651-431-5637.

Sincerely,

A handwritten signature in black ink on a light-colored background. The signature appears to read "Christala Culhane" in a cursive script.

Christala Culhane, Unit Manager
Licensing Division
Office of Inspector General