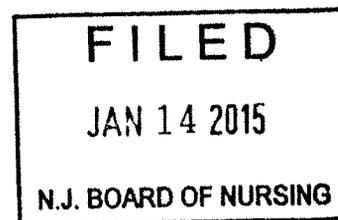


JOHN J. HOFFMAN
ACTING ATTORNEY GENERAL OF NEW JERSEY
Division of Law, 5th Floor
124 Halsey Street
P.O. Box 45029
Newark, NJ 07101



By: Susan Carboni
Deputy Attorney General
Tel: (973)648-2894

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF NURSING

IN THE MATTER OF THE
LICENSE OF

Administrative Action

ROBERT SPINATO, R.N.
LICENSE # NO 12041400

CONSENT ORDER

TO PRACTICE NURSING IN THE
STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of information from Supplemental Health Care of Buffalo, New York that respondent, while employed in New Jersey at Capital Health as a nurse, submitted time cards indicating that he had worked a total of 63.50 hours (incurred on six separate occasions) in 2013, when he did not in fact work on the dates indicated. Respondent has admitted that he submitted time cards with inaccurate information. He notes that

he made restitution for the amount of money he received for the days that he did not work, and claims that he made a mistake in filling out his time cards because of a combination of sleep deprivation and the effect of medication he was taking at the time, coupled with the effect of a medical condition. According to respondent, he was working 12-hour overnight shifts at the time, and was travelling 2.5 hours to and from work. He maintains that subsequent to this incident, he was taken off the medication that he had been prescribed, which he believes contributed to the inaccuracies. Respondent is emphatic in maintaining that he had no intention of fraudulently obtaining money from his employer.

The Board finds that respondent engaged in misrepresentation by filling out his time cards inaccurately on more than one occasion, in violation of N.J.S.A. 45:1-21(b).

The parties desiring to resolve this matter without further proceedings, and the Board finding that the within order is sufficiently protective of the public health, safety and welfare, and for other good cause shown;

IT IS, ON THIS 14th DAY OF January, 2015

HEREBY ORDERED AND AGREED THAT:

1. A reprimand is hereby imposed for respondent's violation of N.J.S.A. 45:1-21(b).

2. Respondent shall, within six months, document completion of a nursing ethics continuing education course pre-approved by the Board, which shall not be used towards satisfaction of respondent's continuing education obligations pursuant to N.J.A.C. 13:37-5.3.

NEW JERSEY STATE BOARD OF NURSING

Patricia Murphy PhD APN

By:

Patricia Ann Murphy, PhD, APN, C

I have read and understand
The within Consent Order and
Agree to be bound by its terms.

Robert Spinato

Robert Spinato, R.N.