

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: **ROBERT RYBAK, R.N. REINSTATEMENT APPLICANT**
 License No.: 0001-180313

CONSENT ORDER

The Virginia Board of Nursing (“Board”) and Robert Rybak, as evidenced by his signature hereto, enter into the following Consent Order affecting Mr. Rybak’s application for reinstatement of his license to practice professional nursing in Virginia.

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

FINDINGS OF FACT

1. Robert Rybak was issued License No. 0001-180313 to practice professional nursing by the Virginia Board of Nursing on June 7, 2002. Said license expired on February 9, 2010. His primary state of residence is Virginia. He is also licensed as a registered nurse in the State of Arizona.
2. Mr. Rybak submitted an application for reinstatement of his license which was received by the Board on December 15, 2015
3. On Mr. Rybak’s application for reinstatement as a registered nurse, he answered “No” to the question asking if his license had ever been placed on probation, suspended, revoked or otherwise disciplined in any jurisdiction, when his license to practice as a nurse was placed on probation by the Nebraska Board of Nursing.
4. On November 18, 2002, the Board of Nursing for the State of Nebraska issued Mr. Rybak a probationary license to practice as a professional nurse under certain terms and conditions. This was due to action taken by the Ohio Board of Nursing resulting from a criminal conviction. The probation was to last until September 1, 2003, but was not completed since Mr. Rybak placed his license on inactive status on February 7, 2003.

CONCLUSIONS OF LAW

The Board concludes that:

1. Finding of Fact No. 3 constitutes a violation of §§ 54.1-3007(1) of the Code of Virginia (1950), as amended ("Code").
2. Finding of Fact No. 4 constitutes a violation of §§ 54.1-3007(7) of the Code.
3. Mr. Rybak otherwise meets the requirements of § 54.1-3011(B) of the Code and 18 VAC 90-20-230(B) of the Regulations Governing the Practice of Nursing.

CONSENT

Robert Rybak, by affixing his signature hereon, agrees to the following:

1. He has been advised to seek advice of counsel prior to signing this document;
2. He acknowledges that without his consent, no legal action can be taken against him except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. He acknowledges that he has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against him;
4. He waives all such right to an informal conference;
5. He admits to the Findings of Fact and Conclusions of Law contained herein and waives his right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. He consents to the entry of the following Order affecting his application for reinstatement of his license to practice as a professional nurse in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

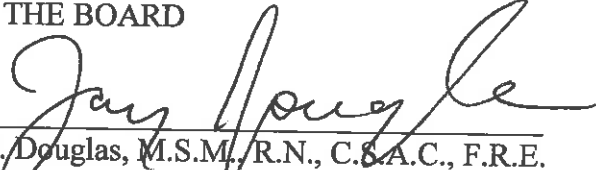
1. The application of Robert Rybak for reinstatement of his license to practice as a professional nurse is hereby APPROVED. Mr. Rybak shall be issued an unrestricted license to practice as a professional nurse in the Commonwealth of Virginia.

2. Mr. Rybak is hereby REPRIMANDED.

3. Mr. Rybak shall maintain a course of conduct in his capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying upon request.

FOR THE BOARD



Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: _____

March 25, 2016

SEEN AND AGREED TO:


Robert Rybak

Certified True Copy
By 
Virginia Board of Nursing

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Chesterfield, TO WIT:

Subscribed and sworn to before me, Janine Xavier Dorthy a Notary Public, this 23 day of March, 2016.

My commission expires 02/28/2018

Registration Number 7598778


NOTARY PUBLIC

