

# Bulletin



SPRING 2004

Volume 17 Issue 1

## Message from Laura Lee Kozody, President

*Have you missed reading the Bulletin? We apologize for the delay in getting this edition to print. We'll try to contact you via the Bulletin more frequently in the future. Communication with our members is important to us!!*

It gives me great pleasure to welcome to the College staff, Felecia Smith, B.A., LL.B., our new Registrar & CEO.

Most recently, Felecia's extensive background with the Law Society of Upper Canada as Senior Counsel, Advisory Services, gives her the regulatory experience needed to guide our College to fulfill its mandate.

Felecia's impressive educational credentials, experience as a lecturer and tutor, plus her expertise in mediation, quality assurance, professional conduct,

and human resources make her a valuable asset to our College.

Felecia's positive attitude and ability to work well with people make us fortunate indeed!

I would also like to welcome Sharon Cole, our new Executive Assistant. Sharon worked at the Law Society of Upper Canada as an Administrative Assistant for over ten-years previous to joining our staff.

Sharon's background as a supervisor in the banking community, and the secretarial diploma earned at the Toronto School of Business equip her well to fulfill her duties as Executive Assistant to the Registrar of our College.

We invite you to drop by the office to meet Felecia and Sharon.

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## Local Anaesthesia/Soft Tissue Surgery Course Continuing Professional Development

The Michener Institute will be offering the local anaesthesia/soft tissue surgery course this fall. They will begin accepting applications August 15th with a program start date of *October 4, 2004*.

In the interim, if you are interested in taking the course, you may call Student

Services at the Michener Institute for additional information and registration at (416) 596-3117 or go to the Michener's website at [www.michener.ca](http://www.michener.ca). Detailed information about the course will not be available until July, although members may have their names placed on the mailing list for a calendar.

## MEMORANDUM OF UNDERSTANDING

On December 4, 2003 the Ontario Podiatric Medical Association and the Ontario Society of Chiropodists signed a Memorandum of Understanding (MOU). A copy of the agreement may be obtained from either Association or from the College.

At their January 30<sup>th</sup> meeting, College Council unanimously approved the following motion: "The CoCoO [College] supports the MOU made on December 4, 2003 of our two stakeholder groups, the OSC and OPMA, to move in the direction of foot care in Ontario as set out in the Memorandum of Understanding."

The highlights of the MOU include the following:

1. The OPMA and OSC will propose amendments to the *Chiropody Act, 1991* which will include changing the name of the profession to "Podiatry" and allowing all members to be called "Podiatrists". The proposed Act will repeal the limitation on the class of members now called Podiatrists. The number of OHIP registrations will not be expanded.
2. The proposed Act will distinguish between those members who are now Podiatrists, (who will continue to be called "Podiatrists" in the proposed Act) and those members who are now Chiropodists (who will be called "Podiatrists (Chiropodist Members)" in the proposed Act). The proposed Act will permit those members who will be called "Podiatrists (Chiropodist Members)" to be called "Podiatrists" on the upgrading of their competency to perform all authorized acts set out in the *Chiropody Act, 1991*. The proposed Act will also provide for the grandparenting of those "Podiatrists (Chiropodist Members)" who choose not to, or for whatever reason are unable to, upgrade their competency.
3. The proposed Act will continue to protect, control and restrict the use of the term "Chiropodist".
4. On the coming into force of the proposed Act, the College shall require that all entry-level registrants of the College hold the degree of Doctor of Podiatric Medicine or are graduates of a Council of Podiatric Medical Education—accredited university-level program modeled on the DPM program and approved by the College. As a transitional measure, in the first three years following the coming into force of the proposed Act, the College shall consider eligible for registration as "Podiatrists (Chiropodist Members)" students who have graduated from the Michener Institute Chiropody program.
5. The College, OPMA and the OSC shall make best efforts to establish, in conjunction with a degree granting university-level educational institution in Ontario, a program in podiatric medicine.
6. The College shall retain an independent expert or independent experts chosen jointly by the College, OPMA and OSC to determine the competencies required to enable "Podiatrists (Chiropodist Members)" to qualify to perform the additional authorized acts currently reserved for Podiatry Members, namely;
  - a) "cutting into bony tissues of the forefoot"; and
  - b) "communicating a diagnosis, identifying a disease or disorder of the foot as the cause of a person's symptoms";and any additional authorized acts as may be approved for Podiatry members in the future, such as acupuncture.

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7. The College will determine the qualifications, educational requirements and practical training necessary to ensure the competence of its “Podiatrists (Chiropracist Members)” to qualify to perform the additional authorized acts and will assess those who apply, to determine whether the applicant meets the required levels of competency. The College will advise on the additional training, qualifications or practical experience necessary for all “Podiatrists (Chiropracist Members)” to meet the required standards of competency for all authorized acts.

Currently, a group of representatives from the OSC, OPMA and College are working together to begin implementation of the agreement. Many steps need to be taken before matters are finalized.

These steps include the preparation of a submission to College Council and the Minister of Health and Long-Term Care, stakeholder consultations, amendments to the College’s constituting statute and regulations and the establishment of a program in podiatry. You may contact the OSC or OPMA for further information. We will keep you informed as matters progress.

If you have any comments, please feel free to e-mail the College at [info@cocoo.on.ca](mailto:info@cocoo.on.ca)

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## Global SARS and Avian Flu Update

The Ministry of Health and Long-Term Care provides regular updated information about global SARS and Avian Flu at [www.health.gov.on.ca](http://www.health.gov.on.ca). A detailed fact sheet on avian influenza issued by the World Health Organization (WHO) is available at: <http://www.who.int/csr/>.

## Privacy Legislation

On January 1, 2004, the *Personal Information Protection and Electronic Documents Act* (PIPEDA) came into full force and effect.

PIPEDA is federal legislation and therefore mandated by the federal government. The Act applies to the collection, use or disclosure of personal information by an organization in the course of a commercial activity. An organization is defined in the Act as including an association, partnership, person or trade union. It is likely that all health practitioners in private practice will be covered by the Act even if their services are publicly funded. It is also likely that non-profit, public health facilities will be covered in respect of some of their activities that are commercial in nature.

Members must review the Act and comply with its requirements. In order to assist, the College has made available two documents that should respond to most of your questions and concerns about compliance with the legislation. The Privacy Guide and Privacy Checklists may be found on the College’s web site at [www.cocoo.on.ca](http://www.cocoo.on.ca). These documents were a collaborative work among the members of the Federation of Health Regulatory Colleges of Ontario (FHRCO) and Richard Steinecke of Steinecke Maciura LeBlanc, Barristers & Solicitors. The materials may be readily adapted for use in your own office.

Industry Canada has also provided a series of 74 questions and answers about PIPEDA specifically for the health sector. These materials respond to most, if not all, issues you may encounter in your daily practice relating to the new legislation.

The web site is <http://ecom.ic.gc.ca/epic/internet/incec-ceac.nsf/vwGeneratedInterE/gv00235e.html>.

## Advertising Concerns

The College continues to receive many complaints relating to the advertising of members practices.

### These complaints relate to:

1. The inappropriate placement of advertisements in phone directories under a category or heading that does not relate to the member. For example, a chiroprapist's clinic is advertised under a podiatrist heading;
2. The inappropriate use of the title "Dr." in phone directories, general advertising or in practice by a member's staff when dealing with the public.
3. The offering of discounts or coupons to the public in advertisements.

All of these practices violate either the RHPA (use of the title Doctor), the Chiroprody Act (member's inappropriate use of title), or the College's regulations or guidelines (Advertising).

The College is aware that several private companies publish phone directories and, in many cases, members are **not** contacted prior to the publication of their information in the directory. These members are unaware, until contacted by the College, that they are listed under an incorrect category or identified as a doctor. The College encourages members to check new directories and to contact the publisher if information is incorrect.

If you require clarification or assistance regarding your advertising, please check the College's website or contact the Registrar.

### PATIENT BROCHURES

The Patient Relations Committee is developing an updated brochure that members will be able to place in their offices. We are also seeking to make them available in pharmacies and other health-care related facilities. The brochure should be completed in the spring/summer of 2004.

## Bits 'n Bites from the Registrar

*Here are some interesting facts from 2003 that highlights where the College devoted scarce resources and monies:*

- Complaints – 9% of the total budget was spent in this area
- Discipline – 15% of budget was spent on discipline and of that, 85% went to legal costs. Each time there is a discipline hearing, the College incurs costs for College counsel, independent legal counsel to the discipline panel, the investigation and all related administrative matters.
- A total of 25% of the College's budget was spent in the Complaints and Discipline areas.
- Only 7% of the overall budget was spent by the Executive Committee and by Council for the complete oversight of **all** college affairs.

The message is clear... as long as members continue to breach their professional obligations, the College will continue to incur a disproportionate amount of costs to investigate and, where applicable, prosecute these infractions. This year, through good legal strategies, the College was able to recover over \$50,000 in costs. The College will continue to vigorously pursue all cost orders.

As the College moves forward, there are many new and innovative ways we plan to assist members in their day-to-day practice. Some of the ideas we are working on include: *written materials, continuing education seminars, web interaction groups, speaking engagements, small group sessions etc.*

We need to work together to heighten the profile of the profession and project our members as the professional, highly competent practitioners they are who work together for the betterment of the public interest.

I would ask everyone to personally contribute to a unified and vibrant profession.

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Get involved—there is no better way to influence change than to be involved. You can contribute small amounts of your time—one article, a specific aspect of a project—not necessarily a long-term commitment.

If you have an issue or a problem, call! If you hear rumours about something or you want to know what the College is/is not doing about a particular issue, call us to ensure that the information you have is accurate. Together, let's set the standard for foot care in Canada.

## Registration Information

The following chart provides information about our membership:

	Chiropodists	Podiatrists
Total Number of Active Members	355	84
Within Ontario	341	72
Outside Ontario	14	12
<b>Sites of Practice</b>		
+ Hospital	103	4
+ Nursing Home	9	3
* Private Clinic	256	78
+ Public Clinics	41	0

- \* Indicates members primary site of practice
- + Members could be included twice if they have their own private practice and also work in a hospital

## Registration Matters

### New Registrants

The College would like to congratulate and welcome 23 new Chiropodist members for 2003/2004 who met the requirements for registration.

Rahim Amarshi	George Panagiotopoulos
Natalie Bazan	Sonia Pekic
Kirsty Cameron	Adnan Rayan
James Campiti	Nishka Refausse
Mohammed Chams	Jerzy Sapieha
Jana Charyk	Devina Sharma
Roberto DeFilippis	Saul Soroka
Sabrina Dinh	Helen Suh
Dean Hidders	Salima Tharani
Nomita Kumar	Kerri-Lynn Vallentin
Lada Milos Lee	Eddie Yuen
David Murphy	

### Resigned members (2004)

Leon Ber, Podiatrist  
 Christopher Ellacott, Chiropodist  
 Catharine Gray, Chiropodist  
 Peter Kapschuk, Chiropodist  
 Carol Maitland, Chiropodist  
 Stephen Peslar, Chiropodist  
 Margarita Sarralde, Chiropodist  
 Yossi Schneider, Chiropodist  
 Gokce Yilmaz, Chiropodist

### Suspended Member

In accordance with the *Regulated Health Professions Act, 1991*, under section 24 of the Procedural Code, Certificate of Registration issued to the following individual has been suspended for non-payment of fees. A suspended member cannot practice as a Chiropodist or Podiatrist in Ontario. A person whose certificate of registration has been suspended is not a member of the College unless and until the suspension is removed.

*Podiatry Member*  
 Harry Baldinger

## ***YOUR COUNCIL***

### ***President***

Laura Lee Kozody

### ***Vice President***

Bruce Ramsden

### ***Elected Members***

Allen Frankel, Podiatrist

David Greenberg, Podiatrist

Jonathan (Craig) Hunt, Chiropracist

John Infanti, Chiropracist

David Kerbl, Chiropracist

Norman Kew, Chiropracist

Laura Lee Kozody, Chiropracist

Julie Levesque-DeSimone, Chiropracist

Bruce Ramsden, Podiatrist

### ***Academic Members***

Steven Cassel, Chiropracist

Diane Tyczynski, Chiropracist

### ***Public Members***

Norm Baker

Lorinne Chong

Mary Ann Christie

Dan Houssar

Barbara Major

Penny McGregor

Rev. Eric Sisèl

### ***NON-COUNCIL COMMITTEE MEMBERS***

Sarah Kerwin, Chiropracist

Sylvia Kovari, Chiropracist

Kim Resmer, Chiropracist

Giovanna Riolo, Chiropracist

### ***OTHER COMMITTEE MEMBERS***

Peter Guy, Chiropracist

Martin Hayles, Chiropracist

Meera Narenthiran, Chiropracist

Anamelva Revoredo, Chiropracist

David Roth, Podiatrist

## **COMMITTEE COMPOSITION 2003/2004**

Council has approved the following appointments to the College's statutory and non-statutory committees:

### **EXECUTIVE**

L. L. Kozody, Chair

L. Chong

N. Kew

P. McGregor

B. Ramsden

### **REGISTRATION**

N. Baker, Chair

S. Cassel

M. Christie

B. Ramsden

### **COMPLAINTS**

K. Resmer, Chair

D. Greenberg

J. Infanti

B. Major

Rev. E. Sisèl

### **DISCIPLINE**

D. Kerbl, Chair

N. Baker

A. Frankel

D. Houssar

S. Kerwin

P. McGregor

### **FITNESS TO PRACTICE**

S. Kerwin

S. Kovari

J. Levesque-DeSimone

### **QUALITY ASSURANCE**

D. Tyczynski, Chair

L.L. Kozody

S. Kovari

P. McGregor

G. Riolo

### **PATIENT RELATIONS**

N. Kew, Chair

M. Christie

S. Kovari

Rev. E. Sisèl

### **STANDING DRUG**

C. Hunt, Chair

A. Frankel

M. Hayles

M. Narenthiran

A. Revoredo

D. Roth

### ***ELECTIONS UPDATE***

For information on current and future College elections, please refer to the College website at [www.cocoo.on.ca](http://www.cocoo.on.ca)

# Council Meeting Highlights

Listed below are the highlights of the Council meetings that have been held since our last Bulletin:

## January 31, 2003

- Welcome to Mary Ann Christie and Barbara Major, new public appointees to Council.
- Thank you to Helga Elgie for her work as a public member on Council. Her term expired on January 28, 2003.
- Council approved the Elections 2003 Report. One Chiropody member in each of Districts 5 & 6, and one Podiatry member in paired Districts 5 & 6 will be elected.
- Mary Preece, VP Academic and Monica Reilly, Dean of Therapeutics from the Michener Institute presented an overview of the Michener's vision, recent changes and future initiatives. Council voted to support, in principle, the Michener's pursuit of a four-year degree-granting programme.
- Council approved the revocation of regulations under repealed statutes by the Ministry of Health and Long Term Care.
- | Susan Glover Takahashi, Executive Director of the Canadian Alliance of Physiotherapy Regulators, made a presentation on the issues and options involved in ensuring the competence of practitioners. Council discussed the development of the College's Entry to Practice Exam. Council agreed to become directly involved with the assessment process for the registration process of the Michener Class of 2003.

## June 20, 2003

- | Our new Registrar, Felecia Smith, and Sharon Cole, Executive Assistant, were welcomed to the College.
- | Council was updated on the College's plans to move our office to new premises within the same building at 180 Dundas Street West.
- | President Laura Lee Kozody thanked Sheldon Freelan, Podiatrist, for his contributions, dedication, and hard work during the last six-years on Council.
- | Council approved the appointment of two new members to the Standing Drug Committee: namely, David Roth, Podiatrist, and Martin Hayles, Chiropodist.

- | Allen Frankel is the acclaimed Podiatry member in combined Districts 5 & 6. Council approved an election for one Chiropody member for Council in District 6 on September 4, 2003.
- | Council approved an increase in the per diem rate paid to professional members who serve on a disciplinary panel if a hearing exceeds two days.

## September 19, 2003

- | New Council members, Allen Frankel, Podiatrist, and Dan Houssar, Public Appointee, were welcomed to the meeting.
- | President Laura Lee Kozody, thanked Siva Sivaramalingam, Public Member, for his contributions and dedication to the work of the College during the last six years. Mr. Sivaramalingam's term on Council expired on November 9, 2003.
- | Election results are:  
Allen Frankel, acclaimed Podiatry member in combined Districts 5 & 6.  
Norm Kew re-elected as the Chiropody member in District 5.  
Julie Levesque-DeSimone acclaimed as the Chiropody member in District 6.
- | Marilyn Bartlett joined the College as the new Complaints Officer on August 13, 2003.
- | Nineteen graduates from the Michener Institute registered with the College.
- | Thirty-four new students are in the first-year Chiropody class at the Michener Institute.
- | Council approved the nomination of Laura Lee Kozody, Chiropodist, as President of the College of Chiropodists of Ontario for the 2003-2004 term, and Bruce Ramsden, Podiatrist, as Vice-President.
- | Council approved the electronic circulation of the proposed Drug Regulation of Council Members, and conditional upon majority approval by Council, to members and other stakeholders.
- | Presentation was given by Richard Steinecke, counsel to the College, on the new Privacy Legislation (PIPEDA) and its impact on health practitioners.

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- Council approved the electronic circulation of the proposed Drug Regulation to Council members, and conditional upon majority approval by Council, to members and other stakeholders.
- Presentation was given by Richard Steinecke, counsel for the College, on (PIPEDA) the new Privacy Legislation and its impact on health practitioners.

- s. 33 – Engaging in conduct or performing an act, in the course of practising the profession, that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional.

2. The Discipline Committee ordered that Mr. Vivekanand's certificate of registration be revoked.

3. The Discipline Committee ordered Mr. Vivekanand to pay the costs of the College in the amount of \$75,000.00.

The full text of this decision may be found at the College's website at [www.cocoo.on.ca](http://www.cocoo.on.ca) under Discipline Digest. You may also receive a copy by writing to the College and requesting a copy.

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## Discipline Digest

### Bahir Vivekanand

On May 9, 2003, the Discipline committee of The College of Chiropractors of Ontario rendered its decision in relation to Mr. Bahir Vivekanand. The hearing was heard on November 6,7,12,13 and 14, 2002 and February 3, 2003 by the Discipline Committee. The discipline committee found:

1. Mr. Vivekanand guilty of professional misconduct as defined in paragraphs 14, 17, 18, 20, 33 of section 1 of Ontario Regulation 750/93 (Professional Misconduct Regulation) made under the *Chiropractic Act, 1991* as follows:

- s. 14 – Providing treatment to a patient where the member knows or ought to know that the provision of the treatment is ineffective, unnecessary or deleterious to the patient or is inappropriate to meet the needs of the patient
- s. 17 – Failing to keep records as required by the regulations
- s. 18 – Falsifying a record relating to the member's practice
- s. 20 – Signing or issuing, in the member's professional capacity, a document that contains a false or misleading statement.
- s. 30 – Contravening the Act, the *Regulated Health Professions Act, 1991* or the regulations under either of those Acts

### Paul Smith

Paul Smith was referred to discipline for concerns about the appropriateness of his accounts for orthotics and related matters. Without acknowledging any wrongdoing, Mr. Smith agreed to resign his membership for a minimum of four years and pay \$10,000 towards the cost of the College's investigation. The Executive Committee recommended that if Mr. Smith applied for registration after the four years that he be registered, with conditions (e.g. monitoring of his practice for a period of time), upon meeting the registration requirements then in place and demonstrating current competence.

### David Berardo

The Discipline Panel accepted the joint submission on finding and the joint submission on order. On June 23, 2003, the Panel found Mr. Berardo guilty of professional misconduct under paragraphs 2, 17, 18, 20, 21, 33 and 34 of section 1 of Ontario Regulation 750/93, (Professional Misconduct) as amended, made under the *Chiropractic Act, 1991*.

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These sections are as follows:

- s. 2 – Failing to meet or contravening a standard of practice of the profession.
- s. 17 – Failing to keep records as required by the regulations.
- s. 18 – Falsifying a record relating to the member’s practice.
- s. 20 – Signing or issuing, in the member’s professional capacity, a document that contains a false or misleading statement.
- s. 21 – Submitting an account or charge for services that the member knows is false or misleading.
- s. 33 - Engaging in conduct or performing an act, in the course of practising the profession, that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional.
- s. 34 – Failing to reply within thirty days to any written enquiry from the College or its officers, employees or agents.

Having found Mr. Berardo guilty of professional misconduct, the Panel ordered the following:

1. Mr. Berardo’s certificate of registration be suspended for a period of 36 months commencing immediately (i.e. June 23, 2003).
2. Fifteen months of the thirty-six (36) month suspension be suspended provided Mr. Berardo has paid the costs and expenses ordered to be paid to the College in full. If not, Mr. Berardo would serve the remainder of his suspension.
3. Mr. Berardo was also ordered to pay \$7,000 to the College for its costs and expenses for investigating and hearing this matter.

The full text of the decision may be found at the College’s website at [www.cocoo.on.ca](http://www.cocoo.on.ca) under Discipline Digest. You may also receive a copy by writing to the College and requesting a copy.

### **Peter Wilson**

This matter came on for hearing on April 24, 2003. The Discipline Panel considered the evidence filed and the joint submission made by counsel for the College and counsel for the member. The discipline panel found that Peter Wilson had engaged in professional misconduct contrary to clause 51(1)(a) of the *Health Professions Procedural Code*.

The Discipline Panel ordered:

1. Mr. Wilson’s certificate of registration be suspended for a period of 12 months commencing on May 2, 2003.
2. Six months of that suspension be suspended provided that the other terms of the order were fully complied with.
3. Mr. Wilson to attend before the panel to be reprimanded after his release from incarceration.
4. That a term, condition and limitation be imposed on Mr. Wilson’s certificate of registration that for a period of five years, commencing from the end of the suspension, he submit and fully cooperate with up to 2 inspections per year at his own expense (at \$250.00 per inspection) to review his records, including his financial records, and practice to ensure that he is fulfilling his professional responsibilities with honesty and integrity.
5. Mr. Wilson pay the College \$7,000 towards its costs and expenses for investigating and hearing this matter.

The full text of this decision can be found at the College’s website at [www.cocoo.on.ca](http://www.cocoo.on.ca) under Discipline Digest. You may also receive a copy by writing to the College and requesting a copy.

## COMMITTEE REPORTS

As you will see when you read the following reports, the work our College committees have accomplished in the past year is quite remarkable.

### Quality Assurance Committee

#### Special Thanks

We would like to express our appreciation to Chance Ng, Chiroprapist, for his many contributions to the QA Committee during the past six years. Chance was a non-elected member of our committee who worked so hard to develop the Peer Review Program. We are deeply grateful to Chance. We would also like to thank Lorinne Chong, Public member, for her years of dedication, hard work and support on the committee. Both committee members will be missed.

#### Committee Members 2003-2004

*Diane Tyczynski, Academic Member, Chair*  
*Sylvia Kovari, Chiroprapist*  
*Laura Lee Kozody, Chiroprapist*  
*Penny McGregor, Public Member*  
*Giovanna Riolo, Chiroprapist*

#### Continuing Education Log

Were you selected? A random sample of 10% of our membership (excluding recent 2002 and 2003 graduates) has been notified to submit their CE Logs to the College for the cycle that ended December 31, 2003. Those selected have been asked to submit their CE Logs and all supporting documentation by the end of March. The following criteria will be used to review the submissions:

- 1. Exemplary – If the member exceeded the required number of credit hours in Categories A and B, and included documentation or proof of attendance at conferences in Category A (certificates, receipts, programs, notes).
- Good - If the member met the required number of credit hours in Categories A and B, and included some documentation.

- Satisfactory – If the member attained an adequate number of credit hours, but failed to submit proof of attendance.
- Unsatisfactory – If the member did not attain enough credit hours.

#### Reminder:

All members (even if you were not selected to submit your CE Log) have been asked to submit their signed “DECLARATION OF COMPLETION” forms for the cycle that ended December 31, 2003.

#### This declaration is in accordance with O.Reg. 203/94-29.(1):

*“A member shall maintain a record of his or her self-assessments and continuing education activities, and submit them to the College upon request.”*

If you have not already done so, please mail or fax the form to the College ASAP! New grads (2002 and 2003) are exempt.

#### Peer Review Program (PRP)

Giovanna Riolo has shown a keen interest in the PR Program since she became a member of the QA Committee. She will co-lead this program for a two-year term. Our thanks to Giovanna.

By early June 2004, the official pilot for the Peer Review Program will be completed in both a hospital and a private practice setting. Laura Lee Kozody and Diane Tyczynski will be the assessors. The committee appreciates their work.

## Discipline Committee

#### Committee Members 2003-2004

*David Kerbl, Chiroprapist, Chair*  
*Norm Baker, Pubic Member*  
*Allen Frankel, Podiatrist*  
*Dan Houssar, Public Member*  
*Sarah Kerwin, Chiroprapist*  
*Penny McGregor, Public Member*

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**Report**

The Discipline Committee was asked to form four discipline panels in 2003. The committee conducted three hearings and dealt with one matter by way of undertaking. All hearings resulted in findings of professional misconduct with penalties ranging from a one-year suspension to revocation of the member's certificate of registration.

In the past, the Committee has published summaries of the Reasons and Decisions of its hearings. It is the general consensus of the College Council that both members and the public would be better served by having access to the full text of the Reasons and Decisions. The full text of the decision is available on the College website at [www.cocoo.on.ca](http://www.cocoo.on.ca) or by writing and requesting a copy of a particular decision. A summary of these decisions is found under 'Discipline Digest' in this Bulletin.

**Standing Drug Committee****Committee Members 2003-2004**

*Craig Hunt, Chair*  
*Allen Frankel*  
*Martin Hayles*  
*Meera Narenthiran*  
*Anamelva Revoredo*  
*David Roth*

**Report**

Over the past year the Standing Drug Committee of the College has been active in developing the drug regulation and list of drugs for submission to government. In 2003, an exhaustive review of the drug list was undertaken with the numbers of drugs reduced by 50% from the original College formulary list. The Committee was cognizant of earlier concerns expressed regarding over utilization and evolving drug resistance in the community and hospital health settings. In their final submission, Committee members balanced judicious management of drug prescribing with the preservation of quality of care for Ontario citizens.

In November 2003, each member of the College received a letter in which we were seeking your input respecting the draft drug regulation. The College also sought input from other stakeholder groups including the Ontario Podiatric Medical Association, Ontario Society of Chiropractors, College of Physicians & Surgeons of Ontario, Ontario Medical Association, the College of Pharmacists, and the Royal College of Dental Surgeons. The College appreciates the very thoughtful and helpful comments that were provided by our members.

On January 20, 2004, some members of the Standing Drug Committee including Allen Frankel and Craig Hunt, Laura Lee Kozody, President and Felecia Smith, Registrar met with representatives of the Ministry of Health and Long Term Care to review the draft submission. On January 30, 2004, Council at the College unanimously approved the Drug Regulation made pursuant to the *Chiroprody Act, 1991*, and by so doing, directed the Registrar to submit the package to the Ministry of Health and Long Term Care for enactment. The College is awaiting the Ministry's comments.

A heartfelt thank you goes out to the Standing Drug Committee through its Chair, Craig Hunt, and its committee members Allen Frankel, Martin Hayles, Meera Narenthiran, Anamelva Revoredo and David Roth.

**Complaints Committee****Committee Members 2003-2004**

*Kim Resmer, Chiropracist, Chair*  
*David Greenberg, Podiatrist*  
*Craig Hunt, Chiropracist (until September 2003)*  
*John Infanti, Chiropracist (since September 2003)*  
*Barbara Major, Public Member*  
*Eric Sisél, Public Member*

*Marilyn Bartlett, Complaints Officer*

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The Complaints Committee has had a few changes in the last year. We sadly said good-bye to Jackie Ferguson in September 2003. All current and past members of this committee will miss her. We wish Jackie the best of luck in all her future endeavours.

The Committee welcomed Marilyn Bartlett as the new Complaints Officer. Marilyn has worked with the College as an investigator in the past and brings to the committee a great deal of experience.

The Complaints Committee met eight times in 2003. During this time the committee reviewed and wrote decisions for fourteen complaints.

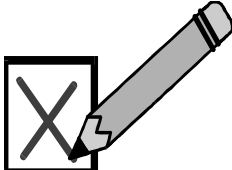
The following table outlines the committee's activity:

**Complaints Committee Activity in 2003**

<b>Complaints Carried Over from the Previous Year</b>	<b>5</b>
<b>New Complaints</b>	<b>16</b>
<b>Complaints Resolved in this Year To-date</b>	<b>14</b>
<b>Complaints Disposed of in the Period</b>	<b>2 Undertakings 3 Written Cautions 1 Oral Caution and Undertaking 8 No Action Taken</b>
<b>Complaints Carried Over to 2004</b>	<b>7</b>

The Complaints Committee continues to receive complaints about orthoses. The different issues that arise in these complaints include communication and patient comprehension about fee breakdown, the reason(s) for dispensing

orthotic devices, reasonable expectations about the results of the device and any recourse available if the device proves unsatisfactory. The committee recommends that it would be beneficial for members to formulate an agreement that clearly addresses all of the above areas and is signed by the patient and practitioner. This agreement would complement any verbal communication about the orthoses and ensure patient comprehension before management is initiated.



## Elections 2003

### Update

In the Spring of 2003, the election was held in Districts 5 and 6.

Norm Kew, Chiroprapist, was re-elected in District 5, and Julie Levesque-DeSimone, Chiroprapist, was re-elected in District 6. Allen Frankel, Podiatrist was re-elected by acclamation in the combined Districts 5 & 6.

In the Spring 2004, the election will take place for one chiroprapist in each of Districts 1 and 2 and one podiatrist in the combined Districts 1 & 2. Electoral District 1 is composed of the Municipality of Metropolitan Toronto. Electoral District 2 is composed of the counties of Elgin, Essex, Huron, Kent, Lambton, Middlesex, Oxford and Perth. Your notice of election explaining all the details was sent in or around March 30, 2004.

The election will be held on June 28, 2004.

# ANNOUNCEMENTS AND REMINDERS

## COMINGS AND GOINGS

### The College welcomes the following individuals:

**Allen Frankel, (Podiatrist)**, Council member, was acclaimed in the combined Districts 5 & 6 in June 2003. Allen is a member of the Discipline Committee and a long time member of the Standing Drug Committee. He was previously a member of the Diagnostic Test Submission Working Group. He received his Bachelor of Science degree from the University of Toronto and his Doctor of Podiatric Medicine from the Ohio College of Podiatric Medicine. He practises in Unionville and Etobicoke.

**John Infanti (Chiroprapist)** was elected to Council in 2002 and is currently a member of the Complaints Committee. Mr. Infanti has been Chair of the Quality Assurance Committee and a member of the Patient Relations Committee. Mr. Infanti maintains a private practice in Hamilton and is the staff chiroprapist at the Hamilton Urban Core Community Health Centre. He is also a clinical co-ordinator/instructor for the Michener Institute.

**Dan Houssar (Public Member)** was appointed to Council by the Lieutenant Governor in Council on July 1, 2003. Mr. Houssar lives in Brantford Ontario and has a long history of public service. Most recently, he was past President of the College of Massage Therapists of Ontario. He has also served as President of the Brantford & District Labour Council, a member of the City of Brantford Committee of Adjustment, and Chair on the Brantford Police Services Board.

**Mary Ann Christie (Public Member)** was appointed to College Council by the Lieutenant Governor in Council on January 29, 2003. She is a member of the Registration Committee and Patient Relations Committee. Ms. Christie is from Cambridge, Ontario. She has a background in labour relations and has served on the Waterloo Region School Board as a public school trustee for 6 years.

**Barbara Major (Public Member)** was appointed to College Council by the Lieutenant Governor in Council on October 1, 2002. She is currently a member of the College's Complaints Committee and the Fitness to Practice Committee. Ms. Major lives in Kapuskasing and is the Municipal Clerk and Economic Development Officer for the Corporation of the Town of Kapuskasing. Ms. Major is the Founding Director and Secretary/Treasurer of the Kapuskasing Economic Development Team. She has been actively involved in many community events including the publication of the Kapuskasing 75<sup>th</sup> Anniversary book. She was elected as the Vice-Chair of the Association of Municipal Managers, Clerks and Treasurers of Ontario and most recently was the Vice-Chairperson of the North Claybelt Community Futures Development Corporation.

**Martin Hayles (Chiroprapist)** was appointed by Council to the Standing Drug Committee and the Diagnostic Test Submission Working Group as a non-council member in June 2003. Mr. Hayles is a partner at the Ottawa Foot Specialists Centre in Ottawa and Consultant to Health Canada in the non-insured health benefits area. Mr. Hayles received a DPodM from the Brighton Polytechnic (UK) and his B.SC (Hons, 1<sup>st</sup> class) and M.Sc. (Distinction) in Podiatry from the University of Brighton.

**Sylvia Kovari, (Chiroprapist)** was appointed by Council to the Patient Relations Committee and the Quality Assurance Committee as a non-council member in January 2004. Ms. Kovari maintains three practice sites in the City of Toronto.

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**Giovanna Riolo (Chiroprapist)** was appointed by Council to the Quality Assurance Committee as a non-council member in January 2004. Ms. Riolo received her Diploma in Chiroprody from the Michener Institute and an Honours Bachelor of Science degree in Podiatric Medicine, from the University of Brighton. She maintains two practice sites in the Toronto and surrounding areas. Ms. Riolo lectures to the general public through the Canadian Diabetes Association and to health care practitioners and medical interns on wound management. She is a member of the wound management team at the Toronto Rehabilitation Institute.

**David Roth (Podiatrist)** was appointed by Council to the Standing Drug Committee as a non-council member in June 2003. Mr. Roth received his Bachelor of Science and Doctor of Podiatric Medicine degree from the Scholl College of Podiatric Medicine in Chicago Illinois in 1989. Mr. Roth was a member of the Canadian National Ski Team – World Cup Technical Squad for four years.

**The College says good-bye to the following individuals:**

Helga Elgie (Public Member), Sheldon Freelan (Podiatrist), Peter Higenell (Podiatrist), Roger Newell (Chiroprapist), Chance Ng (Chiroprapist), Madeleine Fleming (Public Member) and Siva Sivaramalingam (Public Member). These individuals have all completed their terms with the College and have each done an excellent job contributing their expertise, insights, energies and time to the College. We are very grateful for their commitment and assistance during their term of office.

Ania Rudzinska, Administrative Assistant

The College was sorry to say good-bye to Ania in the Spring of 2003. Ania was a dedicated, hard-working staff member of the College for four-years. We wish her well in her new endeavours.

*UPCOMING COUNCIL MEETING*

All Council meetings of the College of Chiroprapists of Ontario are open to the public. The Council meetings are generally held in the **19th Floor Conference Room at 180 Dundas Street West, in Toronto**. As space is limited, please call the College to reserve a seat and to confirm times and location.

**Next Council Meeting—Friday, October 1, 2004**

*HELP US TO KEEP YOU INFORMED*

We strive to keep all members informed of the activities of the College and changes that may affect their practice. To ensure the College has current contact information for you, please provide us, within 30 days, with written notification of any changes in your file, such as name, address and phone numbers.

*CONTACTING THE COLLEGE:*

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<b>Registrar: Felecia Smith</b>	(416) 542 1333 x 225	<a href="mailto:fsmith@cocoo.on.ca">fsmith@cocoo.on.ca</a>
<b>Complaints Officer: Marilyn Bartlett</b>	(416) 542-1333 x 224	<a href="mailto:complaintsofficer@cocoo.on.ca">complaintsofficer@cocoo.on.ca</a>
<b>Executive Assistant: Sharon Cole</b>	(416) 542-1333 x 226	<a href="mailto:scole@cocoo.on.ca">scole@cocoo.on.ca</a>