

**DISCIPLINE COMMITTEE OF
THE COLLEGE OF CHIROPODISTS OF ONTARIO**

B E T W E E N:

COLLEGE OF CHIROPODISTS OF ONTARIO

- and -

SIDNEY JAMES ORD

NOTICE OF HEARING

THE INQUIRIES, COMPLAINTS AND REPORTS COMMITTEE of the College of Chiropractors of Ontario has referred specified allegations against **SIDNEY JAMES ORD** to the Discipline Committee of the College. The allegations were referred in accordance with paragraph 26(1)1 of the *Health Professions Procedural Code*, being Schedule 2 to the *Regulated Health Professions Act, 1991*. Further information about the allegations is contained in the Statement of Allegations which is attached to this Notice of Hearing. A discipline panel will hold a hearing under the authority of sections 38 to 56 of the *Health Professions Procedural Code* for the purposes of deciding whether the allegations are true.

IF YOU DO NOT ATTEND AT THE HEARING IN ACCORDANCE WITH THE PRECEDING PARAGRAPH, THE DISCIPLINE PANEL MAY PROCEED IN YOUR ABSENCE AND YOU WILL NOT BE ENTITLED TO ANY FURTHER NOTICE IN THE PROCEEDINGS.

If the discipline panel finds that you have engaged in professional misconduct, it may make one or more of the following orders:

1. Direct the Registrar to revoke your certificate of registration.

2. Direct the Registrar to suspend your certificate of registration for a specified period of time.
3. Direct the Registrar to impose specified terms, conditions and limitations on your certificate of registration for a specified or indefinite period of time.
4. Require you to appear before the panel to be reprimanded.
5. Require you to pay a fine of not more than \$35,000 to the Minister of Finance.

The discipline panel may, in an appropriate case, make an order requiring you to pay all or part of the College's costs and expenses pursuant to section 53.1 of the *Health Professions Procedural Code*.

You are entitled to disclosure of the evidence against you in accordance with section 42(1) of the *Health Professions Procedural Code*, as amended. You, or your representative, may contact the solicitor for the College in this matter:

Alexandra Wilbee
WEIRFOULDS LLP
Barristers & Solicitors
4100-66 Wellington Street West
PO Box 35, TD Bank Tower
Toronto, ON M5K 1B7
t. (416) 619-6295
f. (416) 365-1876
e. awilbee@weirfoulds.com

You must also make disclosure in accordance with section 42.1 of the *Health Professions Procedural Code*, which states as follows:

Evidence of an expert led by a person other than the College is not admissible unless the person gives the College, at least ten days before the hearing, the identity of the expert and a copy of the expert's written report or, if there is no written report, a written summary of the evidence.

Date: September 23, 2020

Felecia Smith

Felecia Smith, LL.B., Registrar
College of Chiropodists of Ontario
180 Dundas Street West
Toronto, ON M5G 1Z8

TO: Sidney James Ord
1534 Shore Acres Drive
Gilford, ON L0L 1R0

STATEMENT OF ALLEGATIONS

1. At all material times, Sidney James Ord (the “**Member**”) was a registered member of the College of Chiropodists of Ontario (the “**College**”).

2. The Member engaged in professional misconduct within the meaning of the following paragraphs of section 1 of the *Professional Misconduct Regulation*, Ontario Regulation 750/93 under the *Chiropody Act, 1991*, S.O. 1991, c. 20:
 - a. paragraph 2 (failing to meet or contravening a standard of practice of the profession), and in particular, the standards pertaining to:
 - i. Infection Prevention and Control; and/or
 - ii. Records;
 - b. paragraph 17 (failing to keep records as required by the regulations);
 - c. paragraph 21 (submitting an account or charge for services that the member knows is false or misleading);
 - d. paragraph 30 (contravening the Act, the *Regulated Health Professions Act, 1991* or the regulations under either of those Acts), including but not limited to Ontario Regulation 203/94 (General) under the *Chiropody Act, 1991*, and, in particular, Records (Part III);
 - e. paragraph 31 (contravening a federal, provincial or territorial law, a municipal by-law or a by-law or rule of a hospital, nursing home or other facility or agency that provides health services to the public if, i. the purpose of the law, by-law or rule is to protect the public health, or ii. the contravention is relevant to the member’s suitability to practise), and in particular the *Health Insurance Act*, R.S.O. 1990, c. H.6, and the regulations thereunder; and/or

- f. paragraph 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).

PARTICULARS OF THE ALLEGATIONS

1. At all material times, the Member was a chiropodist registered with the College to practise chiropody in Ontario.
2. During the relevant time, the Member was engaged in the practice of chiropody at the Health Centre of Maple ("Maple Health"), located at 2810 Major Mackenzie Drive West, Unit 1, in Maple, Ontario, and/or Vaughan Medical Centre ("Vaughan Medical"), located at 9000 Weston Road in Woodbridge, Ontario.
3. On or about January 7, 2019, the College's investigator attended at Maple Health and conducted an inspection and interview with the Member.
4. On or about January 17, 2019, the College's investigator attended at Vaughan Medical and conducted an inspection and interview with the Member.
5. Based on the information obtained by the College's investigator, the Member failed to meet the standards of practice of the profession pertaining to infection prevention and control.
6. Pursuant to subsection 20(1) of Ontario Regulation 552 under the *Health Insurance Act*, R.S.O. 1990, c. H.6, chiropody services rendered by a member of the College are insured services for the purposes of billing OHIP if the member is a podiatrist. However, the Member is not a podiatrist.
7. At Maple Health and/or Vaughan Medical, services rendered by the Member were billed to OHIP.
8. The requirements for billing delegated procedures to OHIP in accordance with the Schedule of Benefits under the *Health Insurance Act* were not met.

9. The Member knew or ought to have known that his services rendered at Maple Health and/or Vaughan Medical should not have been billed to OHIP.
10. The College's investigator obtained records for a sample of ten patients at each of Maple Health and Vaughan Medical, as listed in Appendix "A" (the "Patients").
11. The Member's records for some or all of the Patients included codes for the purpose of submission of accounts or charges for services to OHIP that the Member knew were false or misleading.
12. The Member failed to keep adequate records for some or all of those Patients.

APPENDIX "A"

Patients at Maple Health

G.S.
P.D.
F.M.
M.C.
P.M.
S.F.
A.K.
M.M.
K.T.
A.I.

Patients at Vaughan Medical

M.S.
C.G.
L.M.
J.A.
F.P.
G.B.
A.T.
G.C.
E.T.
C.M.

COLLEGE OF CHIROPODISTS OF ONTARIO

- and -

SIDNEY JAMES ORD

**DISCIPLINE COMMITTEE OF THE COLLEGE OF
CHIROPODISTS OF ONTARIO**

NOTICE OF HEARING

WEIRFOULDS LLP

Barristers & Solicitors
Suite 4100-66 Wellington Street West
PO Box 35, TD Bank Tower
Toronto, ON M5K1B7

Alexandra Wilbee

t.(416) 619-6295

f.(416) 365-1876

e. awilbee@weirfoulds.com

Lawyers for the College of
Chiropractors of Ontario
