

The Council of the College of Physicians and Surgeons directs that, pursuant to section 47.5 of **The Medical Profession Act, 1981**, the Discipline Committee hear the following charges against Dr. Arthur Eldemire, namely:

1. You Dr. Arthur Eldemire are guilty of unbecoming, improper, unprofessional, or discreditable conduct contrary to the provisions of Section 46(o) and/or section 46(p) of **The Medical Profession Act, 1981** s.s. 1980-81 c. M-10.1 and/or bylaw 51(2)(j) of the Bylaws of the College of Physicians and Surgeons of Saskatchewan.

The evidence that will be lead in support of this particular will include will include:

- (a) You prescribed psychotropic drugs to Z.N. without appropriate medical justification doing so;
 - (b) You prescribed psychotropic drugs to Z.N. without recording appropriate assessments or recording appropriate treatment plans for her in connection with her use of these drugs;
 - (c) You prescribed quantities of psychotropic drugs to Z.N. despite your awareness that she was narcotic dependent;
 - (d) You provided two prescriptions to Z.N. for Ritalin on June 15, 2005, for 136 tablets each, based upon the information provided by Z.N. that her first prescription for that date had been stolen;
 - (e) In a telephone call with a pharmacist from Shoppers Drug Mart on June 15, you specifically authorized the refill of the second prescription for 136 tablets of Ritalin;
 - (f) On July 14, 2005 you attended at the Wal-Mart Pharmacy to advise the pharmacist that the pharmacist should fill the Ritalin prescription for Z.N. .
2. You Dr. Arthur Eldemire are guilty of unbecoming, improper, unprofessional, or discreditable conduct contrary to the provisions of Section 46(o) and/or section 46(p) of **The Medical Profession Act, 1981** s.s. 1980-81 c. M-10.1 and/or bylaw 51(2)(j) of the Bylaws of the College of Physicians and Surgeons of Saskatchewan.

The evidence that will be lead in support of this particular will include will include one of more of the following:

- a) You prescribed syringes Z.N. without an appropriate medical justification for this prescribing;
3. You Dr. Arthur Eldemire are guilty of unbecoming, improper, unprofessional, or discreditable conduct contrary to the provisions of Section 46(o) and/or section 46(p) of **The Medical Profession Act,**

1981 s.s. 1980-81 c. M-10.1 and/or bylaw 51(2)(j) of the Bylaws of the College of Physicians and Surgeons of Saskatchewan.

The evidence that will be lead in support of this particular will be that your medical chart for Z.N. did not meet the requirements of Bylaw 46(1) including:

- a) The chart did not contain the relevant prescribing information for Z.N. ; and/or
 - b) The chart did not contain the professional advice given to Z.N. ; and/or
 - c) The chart was not kept in a systematic manner;
4. You Dr. Arthur Eldemire are guilty of unbecoming, improper, unprofessional, or discreditable conduct contrary to the provisions of Section 46(o) and/or section 46(p) of **The Medical Profession Act, 1981** s.s. 1980-81 c. M-10.1 and/or bylaw 51(2)(j) of the Bylaws of the College of Physicians and Surgeons of Saskatchewan.

The evidence that will be lead in support of this particular will be that your medical chart for D.V. did not meet the requirements of Bylaw 46(1) including:

- a) The chart did not contain the relevant history obtained from D.V.;
 - b) The chart did not contain particulars of any physical examinations conducted of D.V.;
 - c) The chart did not contain particulars of the diagnosis or diagnoses made by you for D.V.;
5. You Dr. Arthur Eldemire are guilty of unbecoming, improper, unprofessional, or discreditable conduct contrary to the provisions of Section 46(o) and/or section 46(p) of **The Medical Profession Act, 1981** s.s. 1980-81 c. M-10.1 and/or bylaw 51(2)(j) of the Bylaws of the College of Physicians and Surgeons of Saskatchewan.

The evidence that will be lead will be that, in prescribing psychotropic medications to B.M. , C.S. , D.V., A.B., J.J., P.B. , K.B. and/or R.H., you failed to meet the standards of the medical profession. The evidence will include one of more of the following:

- (a) You prescribed psychotropic drugs to B.M. without appropriate medical justification doing so;
- (b) You continued to prescribe psychotropic medications to B.M. after he stated that he wanted to get off morphine;
- (c) You prescribed psychotropic medications to B.M. without arranging for a referral to the methadone program;

- (d) You prescribed psychotropic medications to B.M. without arranging for an appropriate referral for alternate pain management;
- (e) You prescribed psychotropic medications to B.M. without recording an appropriate assessment or recording an appropriate treatment plan;
- (f) You prescribed psychotropic drugs to C.S. without appropriate medical justification doing so;
- (g) You prescribed psychotropic medications to C.S. without recording an appropriate assessment or recording an appropriate treatment plan;
- (h) You prescribed psychotropic medications to C.S. without recording an appropriate diagnosis for which such prescribing was appropriate;
- (i) You prescribed psychotropic drugs to D.V. without appropriate medical justification doing so;
- (j) You prescribed psychotropic medications to D.V. without recording an appropriate diagnosis for which such prescribing was appropriate;
- (k) You continued to prescribe psychotropic medications to D.V. after receiving a consultation letter from Dr. Wine in which Dr. Wine advised that the patient was an IV drug seeker with needle tracks in both arms;
- (l) You continued to prescribe psychotropic medications to D.V. after receiving a consultation letter from Dr. Wine in which Dr. Wine suggested that the patient should be referred for Methadone treatment;
- (m) You prescribed psychotropic medications to D.V. without recording an appropriate assessment or recording an appropriate treatment plan;
- (n) You prescribed psychotropic drugs to A.B. without appropriate medical justification doing so;
- (o) You prescribed psychotropic medications to A.B. without recording an appropriate assessment or recording an appropriate treatment plan;
- (p) You prescribed psychotropic drugs to J.J. without appropriate medical justification doing so;
- (q) You prescribed psychotropic medications to J.J. without recording an appropriate assessment or recording an appropriate treatment plan;
- (r) You prescribed psychotropic drugs to P.B. without appropriate medical justification doing so;
- (s) You prescribed psychotropic medications to P.B. without recording an appropriate assessment or recording an appropriate treatment plan;
- (t) You prescribed psychotropic drugs to K.B. without appropriate medical justification doing so;

- (u) You prescribed psychotropic medications to K.B. without recording an appropriate assessment or recording an appropriate treatment plan;
 - (v) You prescribed Demerol to R.H. in quantities that had the potential to produce a toxic metabolite buildup.
6. You Dr. Arthur Eldemire are guilty of unbecoming, improper, unprofessional, or discreditable conduct contrary to the provisions of Section 46(o) of **The Medical Profession Act, 1981** s.s. 1980-81 c. M-10.1 and/or bylaw 51(2)(j) of the Bylaws of the College of Physicians and Surgeons of Saskatchewan.

The evidence that will be lead in support of this particular will be that:

- a) Dr. Dennis Kendel wrote a letter to you dated August 26, 2004 in which he asked you the question "Have you ever had or do you now have any form of personal relationship with Z.N. ?"
- b) You replied by letter dated September 7, 2004 in which you stated "I have never had any personal relationship with Z.N. ";
- c) That response was untrue.