

Dr. C.R. Smith - Penalty Hearing

- 65L Ms. C. Glazer, legal counsel for Dr. C.R. Smith, was present at Council to speak to penalty following his guilty plea to a charge of unprofessional conduct. College legal counsel was also present at this time. Dr. Smith was not present at the meeting.
- 66L Mr. Van Olst absented himself from the penalty hearing and returned after Council had made its decision with respect to Dr. C.R. Smith.
- 67L College legal counsel stated that Dr. C.R. Smith entered a guilty plea to only a portion of the charges that were laid against him. He pled guilty to the charge that he had provided information to the College on his application for registration that was misleading and/or false when he answered negatively to the question of whether he had ever been the subject of an inquiry or investigation by a medical licensing authority or hospital when in truth he had been.

68L College legal counsel reported that he and Ms. Glazer have agreed on a joint recommendation for a reprimand and costs, although Council is not bound by this recommendation

69L Ms. Glazer stated she had had the opportunity to compare the application form used by the Ontario College with that used by the Saskatchewan College and would ask Council to do the same. She stated the Ontario application form makes it clear that every question must be answered very carefully whereas the one utilized in Saskatchewan does not. She pointed out the complaints launched against Dr. Smith were dismissed because he had met the standard of care in forensic pathology. She also asked that in the event Council does assess costs Dr. Smith be allowed to pay them over a two-month period.

70L Moved by Ms. Righetti
Seconded by Dr. Stoneham

Pursuant to Section 54(1) and 54(2) of **The Medical Profession Act, 1981** the Council of the College of Physicians and Surgeons imposes the following disposition upon Dr. Charles Smith:

1. Pursuant to Section 54(1)(e) the Council reprimands Dr. Charles Smith; and
2. Pursuant to Section 54(1)(i) the Council directs Dr. Charles Smith to pay the costs of and incidental to the investigation and hearing in the amount of \$2,407.82. Such costs shall be payable on or before midnight, March 31, 2007.

Carried.