

Disciplinary outcomes

In 2015/2016, four disciplinary matters were concluded.

APRIL 2015

Dr. Peter Musson Richardson, Victoria

Dr. Richardson admitted to engaging in unprofessional conduct by practising medicine without a licence by providing interpretation of electrocardiograms for a private insurer. On August 15, 2010, Dr. Richardson signed an agreement with the College that he would refrain from practising medicine in any jurisdiction, and would not reapply for registration to this College or any other medical regulatory authority in any other jurisdiction. The College imposed a penalty which included a formal reprimand in writing by the Board of the College and Dr. Richardson acknowledging that the Order was considered to be an Order of the Discipline Committee as if made under section 39 of the *Health Professions Act*.

JULY 2015

Dr. John Francis Joseph David Kinahan, Victoria

Dr. Kinahan admitted to engaging in unprofessional conduct by taking a photograph on his personal cellular phone of an unconscious patient's catheter site without the patient's consent. He further violated patient privacy by forwarding the photograph in a text message, along with a joke, to a third party who was not involved in the patient's care. The College imposed a penalty which included a transfer from the Full – Specialty class of registration to the Conditional – Disciplined class of registration. In addition, Dr. Kinahan was issued a formal reprimand and suspended for six months with four months stayed if conditions are met, including completion of a multi-disciplinary assessment program, attendance at a clinician-patient communication program, participation in continuing medical education in the areas of ethics, boundaries and professionalism, penalty in the amount of \$20,000 and attendance at the College for an interview. Upon return to practice, Dr. Kinahan was required to participate in a course of assessment and treatment with a psychiatrist, participate in a course of counselling with a counsellor approved by the College and, as required, participate in ongoing psychotherapeutic counseling and adhere at all times to the College's guideline on *Photographic, Video and Audio Recording of Patients*, and must not personally utilize any camera or other device to capture any such recordings in a clinical setting and comply with monitoring of his practice.

NOVEMBER 2015

Dr. Roy Alan Brown, Vancouver

Dr. Brown admitted to breaching both the College's prescribing standards and the Canadian Medical Association's *Code of Ethics* by engaging in the following conduct, without being the primary care physician, between late 2005 and early 2011: prescribing clinically excessive quantities of narcotics to his then common-law spouse, and prescribing clinically excessive quantities of stimulants to her then minor son; acknowledging that he made the decision to administer medications to them from time to time, whether or not he had prescribed medications to them; and billing the Medical Services Plan for three attendances on his then common-law spouse. The College imposed a penalty which included a formal reprimand in writing, completion of College-sponsored education courses on prescribing medications and on ethics, boundaries and professionalism, an undertaking not to provide medical treatment and not to prescribe medications to family members, except in an emergency, and to not bill the Medical Services Plan for treating family members and public notification as determined by the College.

NOVEMBER 2015

Dr. Gregory John Wicks, Vancouver

Dr. Wicks admitted to engaging in unprofessional conduct by failing to properly complete his Annual Licence Renewal Forms for the years 2002, 2003, 2005, 2007, 2009, 2011, 2012 and 2013, by omitting to report that he was registered in another jurisdiction and failing to respond to communications from the College, appropriately or at all, in or about the period May 2, 2014 to October 30, 2014, contrary to section 4-13 of the Bylaws under the *Health Professions Act*. The College imposed a penalty of which included a transfer from the Full – General/Family class of registration to the Conditional – Disciplined class of registration. In addition, Dr. Wicks was issued a formal reprimand in writing and costs, a \$15,000 fine, participation in formal education in the areas of ethics and professionalism and compliance with monitoring.