



College of Physicians and Surgeons of British Columbia

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Serving the public through excellence and professionalism in medical practice

MEDIA RELEASE – July 22, 2015

Dr. KINAHAN, John Francis Joseph David

Victoria, BC

When reporting this release, please provide the name and location of the physician in full in order to avoid confusion with any other physician who may have a similar name or initials.

VANCOUVER, BC: Dr. John Francis Joseph David Kinahan, a specialist in urology, has 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.

After receiving Island Health's Privacy Breach Summary Report and subsequently receiving a formal complaint from the patient, the Inquiry Committee of the College determined a disciplinary hearing was warranted. Dr. Kinahan chose to address the matter by admitting to the misconduct and consenting to the following disposition by the College:

- (a) The name of Dr. John Francis Joseph David Kinahan has been transferred from the Full – Specialty class of registration to the Conditional – Disciplined class of registration;
- (b) Dr. Kinahan has been formally reprimanded in writing by the College;
- (c) Dr. Kinahan is required to pay a \$20,000 penalty to the College;
- (d) As a registrant in the Conditional – Disciplined class of registration, Dr. Kinahan is subject to the following limits and conditions:
 - (i) Dr. Kinahan is suspended from the practice of medicine for a period of six months beginning January 1, 2016 to allow appropriate time to transfer patient care to colleagues between now and then. Four months of that suspension will be stayed if the following terms are met;
 - (a) complete a multidisciplinary assessment program approved by the College;
 - (b) attend a clinician-patient communication program approved by the College;
 - (ii) Prior to return to practice and at his own cost, Dr. Kinahan will:
 - (a) complete a multidisciplinary assessment program approved by the College;
 - (b) attend a clinician-patient communication program approved by the College;

- (c) participate in continuing medical education in the areas of ethics, boundaries and professionalism as directed by the College, and provide confirmation of successful completion of the education. Upon request of the College, Dr. Kinahan will attend a meeting(s) at the College to discuss the education undertaken and his current understanding and insight in these areas; and
 - (d) meet with the Board to discuss his conduct, and his current understanding of ethical, boundary and professional issues in the patient-physician relationship. At that time, the Board will further assess and determine any additional limits and conditions on Dr. Kinahan's registration;
- (iii) Upon his return to practice Dr. Kinahan will:
- (a) comply with all limits and conditions on his registration subsequent to the interview with the Board; and
 - (b) continue to be monitored by the College.

The College of Physicians and Surgeons is the licensing and regulatory body for all physicians and surgeons in the province. Governed by provincial legislation, the College's role is to protect the public by establishing, monitoring and enforcing high standards of qualification and ethical practice across the province.

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Media inquiries:

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