

21-0188

G180069

IN THE MATTER OF a Hearing of a panel of the Discipline Committee of the Royal College of Dental Surgeons of Ontario held pursuant to the provisions of the Health Professions Procedural Code which is Schedule 2 to the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18 (“Code”) respecting one **DR. KEVIN F.M. BACCHUS**, of the City of Wallaceburg, in the Province of Ontario;

AND IN THE MATTER OF the *Dentistry Act* and Ontario Regulation 853, Regulations of Ontario, 1993, as amended (“Dentistry Act Regulation”).

AND IN THE MATTER OF the *Statutory Powers Procedure Act*, Revised Statutes of Ontario, 1990, Chapter S.22, as amended; 1993, Chapter 27; 1994, Chapter 27.

TO: **DR. KEVIN F.M. BACCHUS**
1231 Dufferin Ave
Wallaceburg, ON N8A 2W3

NOTICE OF HEARING

TAKE NOTICE THAT IT IS ALLEGED THAT:

1. You committed an act or acts of professional misconduct as provided by s.51(1)(c) of the Health Professions Procedural Code, being Schedule 2 of the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18 in that, during the year(s) 2015 and 2016, you signed or issued a certificate, report or similar document that you knew or ought to have known contained a false, misleading or

improper statement relative to the following patients, contrary to paragraph 28 of Section 2 of Ontario Regulation 853, Regulations of Ontario, 1993, as amended.

Particulars:

- You submitted and/or arranged for the submission on your behalf of claims for services rendered by you to the following patients, using another provider's constituent identification number on the explanation of benefits and/or another provider's name on the standard claim form.

<u>Patients</u>	<u>Date(s) [on or about]</u>
A, F	Nov. 13/15
B, B	Sept. 30/16; Oct. 04/16; Nov. 01/16
C, J	Jan. 28/16; Aug. 04/16
C, C	Jan. 27/15
D, J 1	Feb. 17/16; Feb. 18/16
D, J 2	May 20/16; May 24/16
E, D	Jun. 24/16; Oct. 25/16; Oct 27/16
G, A	Jul. 25/16; Jul. 28/16; Aug. 04/16
H, T	Feb. 16/16; Mar. 10/16; Sept. 16/16; Sept. 30/16
K, J	May 26/16; May 31/16; Jun. 09/16; Aug. 31/16
M, R	Aug. 11/16; Aug. 22/16; Aug. 22/16; Aug. 29/16
O, J	Aug. 04/16; Aug. 05/16
P, M	May 30/16; Jun. 06/16; Jun. 24/16
T, B	May 06/16; May 12/16; May 16/16
U, J	Jun. 02/16; Jun. 03/16; Jun. 28/16
V, L	Nov. 26/15; Sept. 28/16; Oct. 19/16
Z, T	Jan. 05/16; Jun. 21/16; Sept. 22/16

- You committed an act or acts of professional misconduct as provided by s.51(1)(c) of the Health Professions Procedural Code, being Schedule 2 of the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18 in that, during the years 2015 and 2016, you submitted an account or charge for dental services that you knew or ought to have known was false or misleading relative to the following patients, contrary to paragraph 33 of Section 2 of Ontario Regulation 853, Regulations of Ontario, 1993, as amended.

Particulars:

- You submitted and/or arranged for the submission on your behalf of claims for services rendered by you to the following patients, using another provider's constituent identification number on the explanation of benefits and/or another provider's name on the standard claim form.

<u>Patients</u>	<u>Date(s) [on or about]</u>
A, F	Nov. 13/15
B, B	Sept. 30/16; Oct. 04/16; Nov. 01/16
C, J	Jan. 28/16; Aug. 04/16
C, C	Jan. 27/15
D, J 1	Feb. 17/16; Feb. 18/16
D, J 2	May 20/16; May 24/16
E, D	Jun. 24/16; Oct. 25/16; Oct 27/16
G, A	Jul. 25/16; Jul. 28/16; Aug. 04/16
H, T	Feb. 16/16; Mar. 10/16; Sept. 16/16; Sept. 30/16
K, J	May 26/16; May 31/16; Jun. 09/16; Aug. 31/16
M, R	Aug. 11/16; Aug. 22/16; Aug. 22/16; Aug. 29/16
O, J	Aug. 04/16; Aug. 05/16
P, M	May 30/16; Jun. 06/16; Jun. 24/16
T, B	May 06/16; May 12/16; May 16/16
U, J	Jun. 02/16; Jun. 03/16; Jun. 28/16
V, L	Nov. 26/15; Sept. 28/16; Oct. 19/16
Z, T	Jan. 05/16; Jun. 21/16; Sept. 22/16

- You submitted and/or arranged for the submission on your behalf of a claim for services rendered to patient J.O. that were provided on a date or dates different from the date indicated on the claim. In particular:
 - You submitted and/or arranged for the submission on your behalf of a claim for services which indicated that the following services were rendered on or about August 4, 2016, when they were actually performed by you on or about March 11, 2016:
 - 23325 – Five surface restoration; and
 - 25731 – One post (Tooth 46).

3. You committed an act or acts of professional misconduct as provided by s.51(1)(c) of the Health Professions Procedural Code, being Schedule 2 of the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18, in that, during the years 2015, 2016, 2017 and 2018, you contravened a standard of practice relative to the following patients, contrary to paragraph 1 of Section 2 of Ontario Regulation 853, Regulations of Ontario, 1993, as amended:

Particulars:

- You prescribed opioid medication to six patients without a documented justification or reason for the opioid prescription and you did not document that a non-opioid medication was considered first.

<u>Patients</u>	<u>Date(s) [on or about]</u>
A, F	Nov. 26/15
B, B	Dec. 30/15
D, J 2	May 20/16
E, D	Oct. 25/16
O, J	Mar. 02/16; Mar. 07/16; Sept. 28/16; Sept. 30/16
U, J	Jun. 03/16

- You prescribed 25 tablets of Tylenol #3, which exceeds the recommended maximum number of tablets of opioids by one tablet according to the College's Guidelines *The Role of Opioids in the Management of Acute and Chronic Pain in the Dental Practice* (November 2015) and you did not document a rationale as to why the recommended maximum was exceeded, with respect to 43 prescriptions for 39 patients:

<u>Patients</u>	<u>Date(s) Prescription Filled [on or about]</u>
A, L	Sept. 07/17
B, C	Dec. 28/16
B, J 1	Mar. 05/18
B, H	Sept. 12/17
B, T	Apr. 10/17
B, M	Jan. 13/17
B, J 2	Sept. 17/16

C, A	Sept. 05/17
C, K	Mar. 14/15
D, M	Jan. 03/17; Jan. 07/17
D, J	Dec. 16/16
D, D 1	May 04/17
D, R	Aug. 05/17
E, F	Jan. 25/16
G, B 1	Dec. 03/16; Jul. 24/17; Aug. 28/17
G, R	Jan. 12/16
G, B 2	Feb. 17/17
H, J 1	Jul. 27/17; Feb. 01/18
H, M	Sept. 06/16
H, J 2	Mar. 24/16
H, D	Sept. 29/17
L, D	Oct. 13/17
M, G	Aug. 28/17
M, L	Jun. 12/17
M, J	Feb. 17/17
O, M 1	Jan. 30/17
P, V	Oct. 02/17
P, D	Jan. 18/17
P, P	Jun. 13/17
P, R	Feb. 27/18
R, M 1	Jan. 12/16
R, M 2	Mar. 02/17
S, S 1	Jul. 29/17
S, S 2	Nov. 21/17
S, T	Feb. 15/18
T, E	Dec. 28/16
V, J	Dec. 12/16
W, M	Aug. 29/17
W, A	Jan. 21/16

- You prescribed 26 tablets of Tylenol #3, which exceeds the recommended maximum by two tablets according to the College's Guidelines *The Role of Opioids in the Management of Acute and Chronic Pain in the Dental Practice* (November 2015), and you did not document a rationale as to why the recommended maximum was exceeded, with respect to five prescriptions for five patients:

<u>Patients</u>	<u>Date(s) Prescription Filled [on or about]</u>
A, T	Dec. 09/17
D, D 2	Jan. 21/18
D, D 3	May 18/18
K, E	Jul. 01/16
S, N	Jul. 26/16

- You prescribed 28 tablets of Tylenol #3, which exceeds the recommended maximum by four tablets according to the College's Guidelines *The Role of Opioids in the Management of Acute and Chronic Pain in the Dental Practice* (November 2015) and you did not document a rationale as to why the recommended maximum was exceeded, with respect to 27 prescriptions for 22 patients:

<u>Patients</u>	<u>Date(s) Prescription Filled [on or about]</u>
D, D 4	Apr. 11/17; Oct. 12/17
F, S	Jan. 29/18; Feb. 28/18
G, B	May 12/18
H, J	Nov. 17/17
H, K	Nov. 24/17
I, A	May 29/18
K, D	May 25/18
L, R	Apr. 04/17
L, K	Feb. 01/18
M, A	Dec. 02/16
O, M 1	Jan. 09/18; May 29/18
O, M 2	Apr. 21/18
R, R	Feb. 03/17
R, M 3	Nov. 06/17
R, D	Jan. 30/18
S, S 1	Jan. 11/18
S, S 2	Nov. 17/17; Apr. 20/18
S, M	Jan. 27/18
S, E	Mar. 29/17
T, R	Mar. 31/17
V, J	Apr. 18/18
W, D	Feb. 08/18; Apr. 04/18

- You prescribed 30 tablets of Tylenol #3 to three of your patients, which exceeds the recommended maximum by six tablets according to the College's Guidelines *The Role of Opioids in the Management of Acute and Chronic Pain in the Dental Practice* (November 2015), and you did not document a rationale as to why the recommended maximum was exceeded, with respect to three prescriptions to three patients:

<u>Patients</u>	<u>Date(s) Prescription Filled [on or about]</u>
W, L	May 03/18
D, J 2	May 20/16
P, M	Aug. 29/17

- You prescribed 25 tablets of Oxycodone, which exceeds the recommended maximum by one tablet according to the College's Guidelines *The Role of Opioids in the Management of Acute and Chronic Pain in the Dental Practice* (November 2015) and you did not document a rationale as to why the recommended maximum was exceeded, with respect to 11 prescriptions for seven patients:

<u>Patients</u>	<u>Date(s) Prescription Filled [on or about]</u>
G, T	Aug. 11/17
G, S	Mar. 22/18
H, D	Aug. 16/16
R, D	Jul. 27/17
T, J	Apr. 20/15
T, F	Feb. 25/16; Mar. 22/17; March 24/17
T, B	Apr. 05/17; Apr. 10/17; Apr. 12/17

- You prescribed 26 tablets of Oxycodone, which exceeds the recommended maximum by two tablets according to the College's Guidelines *The Role of Opioids in the Management of Acute and Chronic Pain in the Dental Practice* (November 2015), and you did not document a rationale as to why the recommended maximum was exceeded, with respect to three prescriptions for three patients:

<u>Patients</u>	<u>Date(s) Prescription Filled [on or about]</u>
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C, T	Jun. 11/18
C, R	Jun. 22/18
T, J	Apr. 23/18

- You prescribed 28 tablets of Oxycodone, which exceeds the recommended maximum by four tablets according to the College's Guidelines *The Role of Opioids in the Management of Acute and Chronic Pain in the Dental Practice* (November 2015), and you did not document a rationale as to why the recommended maximum was exceeded, with respect to six prescriptions for six patients:

<u>Patients</u>	<u>Date(s) Prescription Filled [on or about]</u>
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C, R	Jun. 15/18
L, J	Feb. 22/17
M, M	Feb. 03/18
O, M 1	Mar. 21/18
S, T	Apr. 13/18
W, J	Jun. 12/18

- You prescribed 30 tablets of Oxycodone, which exceeds the recommended maximum by six tablets according to the College's Guidelines *The Role of Opioids in the Management of Acute and Chronic Pain in the Dental Practice* (November 2015), and you did not document a rationale as to why the recommended maximum was exceeded, with respect to three prescriptions for three patients:

<u>Patients</u>	<u>Date(s) Prescription Filled [on or about]</u>
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A, C	Apr. 13/18
C, A	Dec. 11/17
W, S	Oct. 26/17

- You did not prescribe opioids to your patients at an appropriate frequency according to the College's Guidelines in that you did not limit the number of consecutive prescriptions to a maximum of three:
 - For patient A.G., you provided four prescriptions for Oxycocet between April 25, 2018 and June 2, 2018.

- For patient J.O., you provided four prescriptions for Oxycocet between March 2, 2016 and September 30, 2016.
 - For patient B.T, you provided nine prescriptions for Oxycocet between April 5, 2017 and August 18, 2017.
 - For patient R.M., on or about November 9, 2016, you failed to record a corresponding chart entry in the patient chart notes for a prescription for Oxycocet that you provided.
4. You committed an act or acts of professional misconduct as provided by s.51(1)(c) of the Health Professions Procedural Code, being Schedule 2 of the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18 in that, during the years 2015 and 2016, you prescribed, dispensed or sold a drug for an improper purpose, or otherwise used improperly, the authority to prescribe, dispense or sell drugs relative to the following patients, contrary to paragraph 10 of Section 2 of Ontario Regulation 853, Regulations of Ontario, 1993, as amended.

Particulars:

- You prescribed narcotic medication for an improper purpose in that you prescribed narcotic medication for seven patients when it was not indicated based on the dental procedures performed or the patient's condition. You also prescribed narcotics when you did not render any treatment:
 - For patient R.M, on or about November 9, 2016, you prescribed Oxycocet without documenting any corresponding treatment.
 - You prescribed opioid medication to the following patients without justification or reason for the opioid prescription documented and you did not document that a non-opioid medication was considered first.

<u>Patients</u>	<u>Date(s) [on or about]</u>
A, F	Nov. 26/15
B, B	Dec. 30/15
D, J 2	May 20/16
E, D	Oct. 25/16
O, J	Mar. 02/16; Mar. 07/16; Sept. 28/16; Sept. 30/16
U, J	Jun. 03/16

5. You committed an act or acts of professional misconduct as provided by s.51(1)(c)

of the Health Professions Procedural Code, being Schedule 2 of the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18 in that, during the year 2016, you recommended and/or provided an unnecessary dental service relative to one of your patients, namely L.V., contrary to paragraph 6 of Section 2 of Ontario Regulation 853, Regulations of Ontario, 1993, as amended.

Particulars:

- On or about October 19, 2016, you claimed for restorations on 36OBDL and 37MO but there is no justification for placing the restorations documented in the patient chart, and therefore the treatment was unnecessary.
6. You committed an act or acts of professional misconduct as provided by s.51(1)(c) of the Health Professions Procedural Code, being Schedule 2 of the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18, in that, during the years 2015 and 2016, you charged a fee that was excessive or unreasonable in relation to the service performed relative to the following patients, contrary to paragraph 31 of Section 2 of Ontario Regulation 853, Regulations of Ontario, 1993, as amended:

Particulars:

- For patient J.O, on or about August 4, 2016, you billed/claimed for services where there is no corresponding chart entry. In particular:
 - You submitted and/or arranged for the submission on your behalf of a claim for services which indicated that the following services were rendered on or about August 4, 2016:
 - 01204 – specific examination; and
 - 33131 – endodontic treatment (Tooth 46).
 - There are no chart entries on August 4, 2016.
- For patient F.A., on or about November 13, 2015, you claimed for but did not document providing a complete examination and therefore the charge for a complete examination was excessive or unreasonable.
- For patient R.M., on or about August 11, 2016, you claimed for but did not document providing a recall examination, and therefore the charge for a recall examination was excessive or unreasonable.
- For patient L.V., on or about October 19, 2016, you claimed for restorations on 36OBDL and 37MO but there is no justification for placing the restorations

documented in the patient chart, and therefore the charges for the restorations were excessive or unreasonable.

7. You committed an act or acts of professional misconduct as provided by s.51(1)(c) of the Health Professions Procedural Code, being Schedule 2 of the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18, in that, during the years 2016 and 2017, you treated the following patients, for a therapeutic, preventative, palliative, diagnostic, cosmetic or other health-related purpose in a situation in which a consent is required by law, without such a consent, contrary to paragraph 7 of Section 2 of Ontario Regulation 853, Regulations of Ontario, 1993, as amended:

Particulars:

- You provided restorative or endodontic treatment to six patients and failed to obtain their informed consent. Your records do not reflect that you discussed with the following patients the diagnosis, nature and purpose of the proposed treatment, the risks and benefits of the proposed treatment, the treatment alternatives available, the consequences of not having the treatment provided and/or the cost of each option.

<u>Patients</u>	<u>Date(s) [on or about]</u>
H, T	Mar. 22/16; Mar. 29/16
K, J	May 31/16
D, J 2	May 20/16
G, A	Jul. 28/16
O, J	Mar. 02/16; Jan. 19/17
U, J	Jun. 03/16

8. You committed an act or acts of professional misconduct as provided by s.51(1)(c) of the Health Professions Procedural Code, being Schedule 2 of the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18, in that, during the years 2015, 2016 and 2017, you failed to keep records as required by the regulations, relative to the following patients, contrary to paragraph 25 of Section 2 of Ontario Regulation 853, Regulations of Ontario, 1993, as amended:

Particulars:

- You provided restorative or endodontic treatment to six patients and failed to document their informed consent. Your records do not reflect that you discussed with the following patients the diagnosis, nature and purpose of the proposed treatment, the risks and benefits of the proposed treatment, the treatment alternatives available, the consequences of not having the treatment provided and/or the cost of each option.

<u>Patients</u>	<u>Date(s) [on or about]</u>
H, T	Mar. 22/16; Mar. 29/16
K, J	May 31/16
D, J 2	May 20/16
G, A	Jul. 28/16
O, J	Mar. 02/16; Jan. 19/17
U, J	Jun. 03/16

- You prescribed opioid medication to six patients without justification or reason for the opioid prescription documented and you did not document that a non-opioid medication was considered first.

<u>Patients</u>	<u>Date(s) [on or about]</u>
A, F	Nov. 26/15
B, B	Dec. 30/15
D, J 2	May 20/16
E, D	Oct. 25/16
O, J	Mar. 02/16; Mar. 07/16; Sept. 28/16; Sept. 30/16
U, J	Jun. 03/16

- You failed to document a diagnosis and/or treatment plan in the patient charts for the following patients involving 12 appointments.

<u>Patients</u>	<u>Date(s) [on or about]</u>	<u>Procedures Performed</u>
B, B	Sept. 08/15	27O
D, J 1	Feb. 18/16	85OB
D, J 2	May 20/16	Tooth 25 RCT

G, A	Jul. 28/16	13 RCT
	Aug. 04/16	21dl; 23mvd
O, J	Mar. 11/16	46 RCT
T, B	May 06/16	13B
	May 12/16	26O; 27OB; 23B
U, J	Jun. 28/16	22DILB; 21DILB; 12DIBL
V, L	Oct. 19/16	36DOBL; 37MO
Z, T	Jan. 05/16	32MIBL; 42MBL; 31MDBL;
		41MDBL;
	Dec. 22/16	33IB; 43IB

- You failed to document the working lengths in the progress notes and/or document that an apex locator was used for three endodontic treatments that were provided to the following patients.

<u>Patients</u>	<u>Date(s) [on or about]</u>
D, J 2	May 20/16
G, A	Jul. 28/16
O, J	Mar. 02/16

- You failed to document that a rubber dam was used for root canal treatment at the appointments for the following patients:
 - The intra-operative periapical radiographs do not appear to demonstrate the presence of a rubber dam clamp; and/or there does not appear to be documentation in the chart entries that a rubber dam was used.

<u>Patients</u>	<u>Date(s) [on or about]</u>
D, J 2	May 20/16
G, A	Jul. 28/16
H, T	Mar. 29/16
O, J	Mar. 02/16
U, J	Jun. 03/16

- For patient T.H., on or about March 10, 2016, you failed to document a comprehensive description of the treatment that was provided on tooth 33 or tooth 34.

- For patient J.O., on or about August 4, 2016, you billed/claimed for services where there is no corresponding chart entry.
 - For patient F.A., on or about November 13, 2015, you claimed for a complete examination but the documentation associated with a complete examination is incomplete.
 - For patient B.B., on or about December 14, 2015, you claimed for a restoration on tooth 18 MODB but documented that a restoration was placed on tooth 25 MODB.
 - For patient J.D. 2, on or about May 20, 2016, you claimed for a restoration on the mesial surface of tooth 25 but the radiographs show that a restoration was placed on tooth 25 DOB.
 - For patient T.H., on or about February 16, 2016, you failed to complete the dental history form.
 - For patient B.T., on or about May 12, 2016, you provided restorations but your progress notes do not contain sufficient detail, including the materials and methods used in the treatment that was provided.
 - For patient M.P., on or about February 22, 2017, you failed to document instructions with respect to the drug prescribed.
9. You committed an act or acts of professional misconduct as provided by s.51(1)(c) of the Health Professions Procedural Code, being Schedule 2 of the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18, in that, during the years 2016, 2017 and 2018, you engaged in conduct or performed an act or acts that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable, unprofessional or unethical relative to the following patients, contrary to paragraph 59 of Section 2 of Ontario Regulation 853, Regulations of Ontario, 1993, as amended:

Particulars:

- You did not prescribe opioids to your patients at an appropriate frequency according to the College's Guidelines in that you did not limit the number of consecutive prescriptions to a maximum of three:
 - For patient A.G., you provided four prescriptions for Oxycocet between April 25, 2018 and June 2, 2018.
 - For patient J.O., you provided four prescriptions for Oxycocet between March 2, 2016 and September 30, 2016.
 - For patient B.T., you provided nine prescriptions for Oxycocet between April 5, 2017 and August 18, 2017.

- Based on the number and frequency of narcotic medication you prescribed to your patients, you have not demonstrated reasonable professional judgment in your prescribing practices and you have not assumed the responsibility of limiting the potential for drug misuse, abuse and/or diversion.
- You have not demonstrated awareness of the potential harm that the over-prescription of opioid medication can have on your patients.

Such further and other particulars will be provided from time to time, as they become known.

AND TAKE NOTICE THAT the said allegations respecting professional misconduct will be heard and determined by a panel of the Discipline Committee of the Royal College of Dental Surgeons of Ontario ("panel") on a date and time to be agreed upon by the parties, or on a date to be fixed by the Chair of the Discipline Committee, at the offices of the Royal College of Dental Surgeons of Ontario, 6 Crescent Road, Toronto, Ontario, M4W 1T1, or by electronic hearing as required. You are required to appear in person or by a legal representative before the panel with your witnesses, if any, at the time and place aforesaid.

ONCE A DATE IS FIXED, IF YOU DO NOT ATTEND ON THE FIXED HEARING DATE, THE PANEL MAY PROCEED IN YOUR ABSENCE AND YOU WILL NOT BE ENTITLED TO ANY FURTHER NOTICE OF THE PROCEEDINGS.

The *Code* provides that if a panel finds that you have committed an act of professional misconduct, it may make an order doing any one or more of the following:

- (1) directing the Registrar to revoke your certificate of registration;
- (2) directing the Registrar to suspend your certificate of registration for a specified period of time;
- (3) directing the Registrar to impose specified terms, conditions and limitations on your certificate of registration for a specified or indefinite period of time;
- (4) requiring you to appear before the panel to be reprimanded;

(5) requiring you to pay a fine of not more than \$35,000.00 to the Minister of Finance;

or any combination thereof.

Furthermore, the *Code* provides that if a panel is of the opinion that the commencement of these proceedings is unwarranted, it may make an order requiring the College to pay all or part of your legal costs.

The *Code* also provides that in an appropriate case, a panel may make an order requiring you, in the event the panel finds you have committed an act or acts of professional misconduct or finds you to be incompetent, to pay all or part of the following costs and expenses:

1. the College's legal costs and expenses;
2. the College's costs and expenses incurred in investigating the matter; and
3. the College's costs and expenses incurred in conducting the hearing.

If you have not done so already, you are entitled to and are well advised to retain legal representation to assist you in this matter.

You are entitled to disclosure of the evidence in this matter in accordance with section 42(1) of the *Code*. You or your representative may contact the solicitor for the College, [REDACTED], in this matter at:

[REDACTED]
[REDACTED]
[REDACTED] | [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

You, or your legal representative, should familiarize yourself with your disclosure obligations under law, including section 42.1 of the *Code*.

7th day of April, 2021

DATED at Toronto, this ~~21st day of January, 2021.~~



Royal College of Dental Surgeons of Ontario

IN THE MATTER OF a Hearing of a panel of the Discipline Committee of the Royal College of Dental Surgeons of Ontario held pursuant to the provisions of the Health Professions Procedural Code which is Schedule 2 to the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18 (“*Code*”) respecting one **DR. KEVIN F.M. BACCHUS**, of the City of Wallaceburg, in the Province of Ontario;

AND IN THE MATTER OF the *Dentistry Act* and Ontario Regulation 853, Regulations of Ontario, 1993, as amended (“*Dentistry Act Regulation*”).

AND IN THE MATTER OF the *Statutory Powers Procedure Act*, Revised Statutes of Ontario, 1990, Chapter S.22, as amended; 1993, Chapter 27; 1994, Chapter 27.

NOTICE OF HEARING

**ROYAL COLLEGE OF DENTAL SURGEONS
OF ONTARIO**

6 Crescent Road
Toronto ON M4W 1T1

Telephone: 416-961-6555

Fax: 416-961-5814