

DECISION #5

Dr. Mark Cicci
1723 Kipling Ave #3
Etobicoke, Ontario

ALLEGATIONS OF PROFESSIONAL MISCONDUCT

- Contravened a term, condition or limitation on his certificate of registration (para. 2).
- Failed to abide by a written undertaking given by him to the College (para. 54).
- Prescribed, dispensed or sold a drug for an improper purpose or otherwise used improperly the authority to prescribe, dispense or sell drugs (para. 10).
- Disgraceful, dishonourable, unprofessional or unethical conduct (para. 59)

BRIEF SYNOPSIS OF FACTS

- College received information from a pharmacist that he suspected a prescription submitted by the member with a “patient” name on it for a controlled substance was really for the member’s own use.
- A College investigation showed that the member did not have a patient by this name, and that the member had depression and an addiction to codeine.
- Member was co-operative and entered into an undertaking with the College to restrict his prescribing privileges and to obtain treatment related to his addiction.
- Member admitted that within days of signing undertaking he suffered a relapse and breached the undertaking by filling multiple prescriptions for controlled substances for “office use.”
- Member misled the College as to when the relapse had occurred.
- Member then signed an undertaking to immediately cease the practice of dentistry.

DECISION

1. Finding

The member pleaded guilty and was found guilty of professional misconduct with respect to the above allegations.

2. Penalty

- The member will be reprimanded.
- The member will cease practising dentistry and/or performing controlled acts until such time as he received approval of an addiction specialist and the Executive Committee of the College.
- Upon his return to practice, the member must continue treatment and have monthly reports provided to the College.

3. Publication

- Pursuant to the legislation, publication of this matter includes the member’s name and address.

4. Panel’s Reasoning

- Penalty reached by way of joint submission.
- Penalty ensures member’s rehabilitation and protects his patients.
- Penalty acknowledges the significance and importance of the undertaking in the governance of the profession and the need to respect such undertakings once they are given.