

DECISION #4

Dr. Roy Richard
110 Main St North
Alexandria, Ontario

ALLEGATIONS OF PROFESSIONAL MISCONDUCT

Notice of Hearing #1:

- Contravened a standard of practice or failed to maintain the standards of practice of the profession (para. 1).
- Failed to keep records as required by the Regulations (para. 25).

Notice of Hearing #2:

- Contravened a standard of practice or failed to maintain the standards of practice of the profession (para. 1).
- Failed to keep records as required by the Regulations (para. 25).

BRIEF SYNOPSIS OF FACTS

Notice of Hearing #1

- With respect to one patient who had attended his office regularly for 13 years, member failed to adequately diagnose and/or treat and document the patient's oral condition including: an inadequate number of radiographs to diagnose and treat patient; periodontal condition deteriorated to moderate to advanced chronic generalized periodontal disease; almost all teeth had decay progressed to the pulp and either to bone or under gum line including 14 non-vital teeth; all restorations placed by member were failing and had recurrent decay including nine poorly fitted stainless steel crowns; anterior open bite due to poorly fitting crowns; and incomplete/inadequate obturations on two endodontically treated teeth.
- An oral surgeon and a periodontist subsequently advised patient he required gum surgery, root canals, crowns, a partial lower denture and extractions of all upper teeth and placement of a complete upper denture at an estimated cost of \$20,000.

Notice of Hearing #2

- Failed to diagnose and/or adequately treat periodontal condition for four patients.
- Failed to diagnose decay for five patients.
- Placed inadequate restorations for four patients and in two of those instances placed a stainless steel crown as the permanent restoration.
- Performed inadequate endodontic treatment for two patients which soon required extraction of the tooth;
- Failed to take adequate radiographs to diagnose/treat patient's condition for five patients;
- Patient records demonstrated multiple concerns with respect to inadequate recordkeeping for 20 patients.
- Member admitted manner in which member treated some patients amounted to supervised neglect and is taking steps to correct deficiencies pervasive in his practice.

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 attend for a technical competency assessment in the areas of periodontology, diagnosis and treatment planning, endodontology, radiology, restorative dentistry, and crown and bridge.
- The member must cease practising dentistry in any and all areas where the technical competency assessor(s) determine that the member does not meet the requisite standard.
- The above restriction will remain in place until such time as the member successfully completes any and all courses recommended by the assessor(s).
- The member's practice will be monitored for 36 months following completion of the assessment/courses.

3. Publication

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

4. Panel's Reasoning

- Joint submission reached as result of pre-hearing conference.
- Public interest best served by requiring member to cease practising in those areas where it was determined he did not meet the requisite standards until such time as he successfully completed appropriate course, which along with monitoring would adequately protect the public interest.
- The penalty was rehabilitative in nature and not punitive, as a suspension would not add anything to the protection of public interest.
- Member was most co-operative and had taken steps to attempt to address deficiencies.