

DECISION #4

Dr. Oksana Yachimetz
2118A Bloor Street West #203
Toronto, Ontario

ALLEGATIONS OF PROFESSIONAL MISCONDUCT

- Recommended and/or provided unnecessary dental services (para.6).
- Signed or issued certificates, reports or similar documents that he knew or ought to have known contained false, misleading or improper statements (para.28).
- Submitted accounts or charges for dental services that he knew or ought to have known were false or misleading (para.33).
- Charged fees that were excessive or unreasonable (para.31).
- Failed to keep records as required by the Regulations (para.25).

BRIEF SYNOPSIS OF THE FACTS

Member agreed with the below-noted facts:

- A representative from public health advised the College of irregular billing practices. The member claimed for multisurface restorations on all teeth restored, when in fact there were significant differences between the restorations (number of surfaces) claimed and paid for, and restorations (number of surfaces) actually restored.
- Unnecessary treatment was not confirmed by pre-operative radiographs or records.
- Inaccurate recordkeeping: no medical history, blank odontogram, diagnosis and treatment planning missing, indication of local anaesthetic often missing, whiteout of entries.
- With respect to 81 patients, the College's expert determined that only eight had evidence to support replacement of restorations.

DECISION

1. Finding

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

2. Penalty

- Reprimand
- Certificate of Registration suspended for six consecutive months (*July 13, 2005 – January 12, 2006*)
- Member to retain a practice mentor who will report to the College
- Member must implement and maintain any recommendations made by the mentor.
- Practice to be monitored for 24 months following completion of mentoring program
- Course in recordkeeping
- Course in ethics

3. Costs/Publication

- Costs to the College in the amount of \$3,500
- Monitoring costs of \$600 per visit
- Pursuant to the legislation, publication of this matter includes the member's name and address.

4. Panel's Reasoning

- Penalty and costs were the result of joint submission.
- Penalty was appropriate for protection of public, rehabilitation of the member and as a deterrent to member and profession.
- Pattern of conduct



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