

DECISION #2

Dr. Dexter Johnson
1929 Russell Rd #308
Ottawa, Ontario

ALLEGATIONS OF PROFESSIONAL MISCONDUCT

- Used a term, title, or designation indicating specialization in contravention of the Act (para.45).
- Displayed, distributed or caused to be displayed or distributed, directly or indirectly, the publication of advertising an announcement information related to his practice, which included information that was false, misleading, fraudulent, deceptive (para.60).
- Represented to the public that he was a specialist, when he was not (para.61).

BRIEF SYNOPSIS OF FACTS

- The member held himself out as being an oral surgeon when he had not completed the course for oral surgery, and had not successfully written the specialty exams, the Royal College of Dental Surgeon exams. He had business cards, a telephone listing, and a signage in his lobby, indicating “specialty oral surgery.”
- The complainant patient went to him believing he was a specialist and following the extraction of a wisdom tooth, the patient suffered from parasthesia and asserted that she/he was not fully informed of the risks of the surgery, and had she/he been made aware that the member was not an oral surgeon, she/he would not have permitted him to perform the surgery.
- The member’s position was that he was not vigilant enough in checking and following up on the listings and corrections; although he agreed that he had ample time to do so.
- The member’s information had been published over a period of three years, which would convey to the public that he was a qualified oral and maxillofacial surgeon specialist in the province of Ontario.
- The member held a general practitioner’s certificate.

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 four consecutive months (September 4, 2005 to January 3, 2006).
- Course in ethics and jurisprudence, focusing on advertising and licensing.
- Submit a written statement to his office staff confirming the fact that he is not currently licensed as an oral and maxillofacial surgeon.
- Practice to be monitored for 24 months following course/suspension.

3. Costs/Publication

- Costs to the College in the amount of \$6,500.
- 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

The plea was arrived at following a pre-hearing conference and was a result of a joint submission. The penalty contains the appropriate elements of rehabilitation, deterrence and punishment.

CORRECTION

Dr. Dexter Gregory Johnson

The College wishes to confirm the following information with respect to a summary published in the Winter 2006 issue of *Dispatch*:

Dr. Dexter Gregory Johnson has been registered with the College as a general practitioner since 1989 and continued until 1994. Between 1995 and 2001, he completed his Doctor of Medicine (New York Medical College) and

residency training in oral and maxillofacial surgery (Harvard School of Dental Medicine). Since 2001, he has been registered with the College as a general practitioner.

Dr. Johnson did not publish the designation of “Oral Surgeon” in the Yellow Pages Directory or on his business cards and referral pads. Dr. Johnson was correctly listed as ‘general practitioner limited to oral surgery.’

It is the position of Dr. Johnson and the College does not dispute, that Dr. Johnson informed the Complainant of the risks of proceeding with the surgery.