

Decision Two

Dr. Robert D'Aloisio
83 Larch Street
Sudbury, Ontario

ALLEGATIONS OF PROFESSIONAL MISCONDUCT

- Disgraceful, dishonourable, unprofessional or unethical conduct (para. 59).

BRIEF SYNOPSIS OF FACTS

- During the treatment of a patient, the member stated words to the patient to the effect of: "I know I am hurting you, but I love you" and: "I don't want to hurt you because you're so cute."
- During treatment of the patient, the member kissed the patient on the forehead, nose and cheek, and hugged the patient.
- The College acknowledged that at no time could the actions of Dr. D'Aloisio be considered to have been sexual in nature and the College possessed no evidence of sexual abuse. This was corroborated by the patient.

DECISION

1. Finding

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

2. Penalty

- Reprimand.
- Course in patient boundaries.
- Member is not to see any female patients outside of regular business hours until completion of course.
- Subsequent to the course, member shall utilize his best efforts to ensure the presence of a female staff member during the treatment of female patients.

3. Publication

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

4. Panel's Reasoning

- Agreed Statement of Facts and Joint Submission on Penalty were reached as a result of a pre-hearing conference.
- Member co-operated fully with the investigation and was remorseful for his conduct.
- Member fully acknowledged the violation of doctor-patient boundaries, but insisted it was not sexually motivated.
- This was the member's first appearance before the Discipline Committee in 50 years of practice.
- Penalty will protect the public and will assure the awareness of this member and the profession at large of the importance of observing patient boundaries.