

DECISION 2

Dr. Marius Beca
1314 Upper Wentworth St #3
Hamilton, Ontario

ALLEGATIONS OF PROFESSIONAL MISCONDUCT

- Charged a fee that was excessive or unreasonable (para. 31).
- Accepted an amount in full payment of an account or charge that was less than the full amount of the account or charge submitted to a third-party payer, without making reasonable efforts to collect the balance from the patient or to obtain the written consent of the third party payer (para. 34).
- Submitted a false or misleading account or charge (para. 33).

BRIEF SYNOPSIS OF FACTS

The member submitted an account for dental services that he knew or ought to have known was false or misleading in respect of 32 patients; charged a fee that was excessive or unreasonable in relation to the service performed in respect of three patients; and, with six patients, accepted an amount in full payment of an account submitted to a third party payer without making efforts to collect the balance from the patients or to obtain the written consent of the payer.

DECISION

1. Finding

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

2. Penalty

- Reprimand
- Suspension of certificate of registration for three months (October 1, 2011 – December 31, 2011)
- Course in ethics
- Practice to be monitored for 24 months following completion of course

3. Costs/Publication

- Costs awarded to the College in the amount of \$3,000.
- Member to pay monitoring costs.
- Pursuant to the legislation, publication of this matter includes the member's name and address.

4. Panel's Reasoning

- The penalty was a joint submission reached as a result of a pre-hearing conference.
- Resolution reflected the member's remorse, cooperation and willingness to be rehabilitated.
- The penalty included elements of specific and general deterrence, rehabilitation and will have a significant economic impact on the member.
- Skills upgrading and practice monitoring ensures future patient safety.