



DECISION 4

Dr. Rashmi Kumra

1207 St. Clair Ave W
Toronto, Ontario

ALLEGATIONS OF PROFESSIONAL MISCONDUCT

- Failed to keep records as required by the regulations (para. 25)
- Signed or issued a false or misleading document (para. 28)
- Charged an excessive or unreasonable fee (para. 31)
- Submitted a false or misleading account or charge (para. 33)

BRIEF SYNOPSIS OF FACTS

A complaint was filed with the College related to the claims that Dr. Kumra made to the Ontario Works Dental Program with respect to her billings for treatment rendered to numerous child patients. An investigator was appointed under section 75(1)(c) of the Health Professions Procedural Code and the College sought to collect the records of 78 patients identified in the complaint. Dr. Kumra did not have radiographs for any of the 78 patients and was unable to provide the patient record for one patient whose information was requested. Scaling and polishing was claimed for all but one of the 78 patients who ranged in age from ten months to eight years old. She misused billing codes and claimed for more units of scaling than were actually provided to these patients in order to try to make up for the time and difficulty often involved in working with these young patients.

DECISION

1. Finding

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

2. Penalty

- Reprimand
- Suspension of certificate of registration for eight months (September 2, 2016 – May 1, 2017)
- Course in pediatric dentistry
- Course in professional ethics
- Course in recordkeeping
- Practice to be monitored for 24 months following completion of courses

3. Costs/Publication

- Costs awarded to College in the amount \$5,000
- Member to pay monitoring costs
- Pursuant to the legislation, publication of this matter includes the member's name and address

PANEL'S REASONING

- The penalty was a joint submission reached as a result of a pre-hearing conference.
- The joint submission was reasonable and in the public interest.
- The penalty meets the objectives of protecting the public, serving as specific deterrence for the member and general deterrence for the profession, serving to rehabilitate the member and maintain public confidence in the profession and the College's ability to regulate the profession in the public interest.
- The panel considered the extent of the misconduct to be an aggravating factor but believes that through the discipline process, the member will be better prepared to resume dental practice and not repeat the misconduct.

- The panel considered the fact that the member pled guilty, took responsibility for her actions and showed remorse as mitigating factors. The panel was also advised that Dr. Kumra never received payment for the claims submitted.
- The panel agreed with counsel for the member that she has demonstrated a willingness to improve.