
Discipline Summary

Dr. Edward Smolen
235 Highland Street
Haliburton, Ontario

Hearing Date: January 12, 2018

Allegations of professional misconduct

- Failed to reply appropriately or within a reasonable time to a written enquiry made by the College
- Disgraceful, dishonourable, unprofessional conduct

Synopsis

As a result of a formal complaint, Dr. Edward Smolen, a general dentist, was required by a panel of the Inquiries, Complaints and Reports Committee to complete a specified continuing education or remediation program (SCERP). The SCERP included a requirement to complete courses in relation to cosmetic veneers and fixed prosthetics (specifically crown and bridge), a course in informed consent, a course in recordkeeping, and monitoring of his practice for 24 months following completion of the courses.

Dr. Smolen did not comply with the SCERP in that he did not complete the courses by the prescribed deadline, or by an extended deadline that was afforded to him. Furthermore, Dr. Smolen did not answer numerous attempts by the College to contact him regarding completion of the courses.

Decision

1. Finding

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

2. Penalty

- Reprimand
- Counselling
- Practice to be monitored for 24 months

3. Costs

- Costs awarded to College in the amount \$2,500
- Member to pay monitoring costs

Panel's reasoning

- The penalty was a joint submission reached following a pre-hearing conference.
- The panel was satisfied that the reprimand will deter the member from behaving in this manner in the future and will send a clear message to the profession that decisions of the Inquiries, Complaints and Reports Committee must be complied with according to their terms.
- The terms, conditions and limitations imposed on the member's certificate of registration will protect the public and rehabilitate the member.
- The panel considered the mitigating factors of this case, which included:
 - the member's personal and financial hardships during the period of non-compliance with the SCERP
 - the member's completion of the required courses prior to the hearing
 - the member having no prior disciplinary history with the College
 - the member admitting his guilt and demonstrating remorse by cooperating fully and entering into a joint submission