

DECISION 2

Dr. Genadi Raichelson

325 Sheppard Ave E
North York, Ontario

ALLEGATION OF PROFESSIONAL MISCONDUCT

- Engaged in disgraceful, dishonourable, unprofessional or unethical conduct (para. 59).

BRIEF SYNOPSIS OF FACTS

Dr. Raichelson allowed a person that he ought to have known was unregistered and unregulated to perform intra oral procedures in his office, including controlled acts and prescribing medication.

DECISION**1. Finding**

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

2. Penalty

- Reprimand
- Course in professional ethics
- Practice to be monitored for 24 months following completion of course

3. Costs

- Costs awarded to College in the amount \$5,000
- Member to pay monitoring costs

PANEL'S REASONING

- The penalty was a joint submission reached following a pre-hearing conference
- It is Dr. Raichelson's position, which the College did not dispute, that he was duped by an unethical person and he did not know this person was not a dentist. This is a mitigating factor on the penalty, as is the fact that he engaged in proactive remediation, expressed his remorse and has no relevant complaints or discipline history.
- The member accepts that he ought to have known the person was not a dentist and, going forward, will check the credentials of all office employees. Accordingly, the member and the College were of the view that the principles of deterrence and rehabilitation could be met without a suspension.
- The member's practice monitoring and ethics course to remediate his conduct affords public protection.
- The penalty meets the objectives of deterrence, rehabilitation and public protection.