

**THE DISCIPLINE COMMITTEE OF THE
ROYAL COLLEGE OF DENTAL SURGEONS OF ONTARIO**

IN THE MATTER OF a Hearing of a panel of the Discipline Committee of the Royal College of Dental Surgeons of Ontario held pursuant to the provisions of the Health Professions Procedural Code which is Schedule 2 to the *Regulated Health Professions Act, 1991*, Statutes of Ontario, 1991, Chapter 18 ("*Code*") respecting one **DR. SYDNEY DREKSLER**, of the City of Toronto, in the Province of Ontario;

AND IN THE MATTER OF the Dentistry Act and Ontario Regulation 853, Regulations of Ontario, 1993, as amended ("Dentistry Act Regulation").

Members in Attendance: Dr. Richard Hunter(Chair)
Dr. Vinay Bhide
Mr. Ram Chopra
Ms. Susan Davis
Dr. David Mock

BETWEEN:

ROYAL COLLEGE OF DENTAL SURGEONS OF ONTARIO) Appearances:)) Mr. Paul Le Vay) Independent Counsel for the) Discipline Committee of the) Royal College of Dental) Surgeons of Ontario)) Mr. Ian Roland) For the Royal College of Dental) Surgeons of Ontario)) Mr. Symon Zucker) For Dr. Sydney Dreksler
- and -	
DR. SYDNEY DREKSLER	

Hearing held on September 14, 2017.

ENDORSEMENT

This matter was brought before a panel of the Discipline Committee (the “Panel”) at the Royal College of Dental Surgeons of Ontario (the “College”) in Toronto September 14, 2017.

PUBLICATION BAN

On the request of the parties, the Panel made an order banning the publication or broadcasting of the names of any patients referred to in the Notice of Hearing, as well as an order banning the publication or broadcasting of any information that would identify those patients.

THE ALLEGATIONS

The allegations against Dr. Sydney Dreksler (the “Member”) were contained in a Notice of Hearing dated March 21, 2017, which was presented to the Panel as Exhibit 1. The allegations of failing to meet the standards of the profession, providing unnecessary services, failure to keep records, signing false/misleading reports, charging excessive fees, submitted false/misleading accounts, accepted less than the full amount of accounts from third party payors without attempting to collect the balance from the patient and charged laboratory fees that exceeded cost. The particulars of the allegations were in excess of 20 pages.

THE DISPOSITION

After the Notice of Hearing was tendered, counsel for the College filed Dr. Dreksler’s resignation from membership in the College dated July 15, 2017 as Exhibit 2. Counsel also filed an Undertaking signed by Dr. Dreksler on the same date as Exhibit 3. In the Undertaking, he undertook and agreed as follows:

1. To resign his membership in the College effective immediately thus relinquishing his certificate of registration;
2. To never practice dentistry again in the Province of Ontario;
3. Not to apply to the College at any time for reinstatement of his certificate of registration;
4. Not to apply to the College at any time for a new certificate of registration; and
5. Pursuant to paragraph 22 of subsection 28.2.1 of the College’s by-laws, the register (website) of the College will include a notation that he has agreed to resign to avoid a proceeding before the Discipline Committee.

Following the filing of these documents, counsel for the College asked for the panel's agreement to allow the College to withdraw the allegations in the Notice of Hearing. He explained that allegations involved the treatment of 64 patients over the course of 12 years (2004-2012). He explained that Dr. Dreksler contested the allegations. The College had interviewed 28 witnesses and anticipated that the hearing, if it proceeded, would be lengthy. The Member, he explained, was 66 years old. He had practiced dentistry for 38 years without prior discipline history. The Resignation and Undertaking would, in the circumstances, amount to his permanent withdrawal from practice. This plus the fact that the result would be recorded in the Register would achieve the goal of public protection.

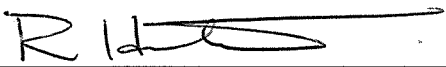
Counsel for the Member joined in the submission. He confirmed that Dr. Dreksler would have pleaded not guilty and contested the allegations. This result allowed him to leave the practice without admitting acts of professional misconduct while saving the College and himself the cost of the hearing. He submitted that the resolution was a rational decision on the part of both parties.

After carefully considering these submissions and after receiving advice from its independent legal counsel, the panel acceded to the request and agreed to the withdrawal of the Notice of Hearing and the allegations therein.

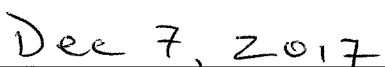
The panel noted that, pursuant to section 4.1 of the *Statutory Powers Procedure Act* R.S.O. 1990 c. S22, the panel may dispose of a matter without a hearing on consent of the parties.

The panel considered the age of the Member and noted the lack of any previous disciplinary record. As well, the Member denied the allegations and the alternative to this disposition of the matter would have been a costly and lengthy hearing. While noting that there are no findings against the Member and that the allegations will remain unproven, the Member's resignation and removal from practice would achieve any public protection goal that may have been required had a hearing resulted in findings of professional misconduct. In addition, the public interest goal of transparency is served by the fact that the resolution will be reflected on the Register per the terms of the Undertaking.

I, Dr. Richard Hunter, sign this Endorsement as Chairperson of this Discipline Panel.



 Chairperson



 Date