

**DISCIPLINE COMMITTEE OF
THE COLLEGE OF DENTURISTS OF ONTARIO**

Elizabeth Gorham, Professional Member, Chair)	TUESDAY, THE 26 th DAY OF SEPTEMBER, 2022
Avneet Bhatia, Public Member)	
Aisha Hasan, Public Member)	

B E T W E E N:

COLLEGE OF DENTURISTS OF ONTARIO

- and -

MARIO HERVAS

ORDER

THIS HEARING was held electronically in Toronto, Ontario.

ON READING the Notice of Hearing, the Agreed Statement of Facts and the Joint Submission on Penalty, and on hearing the submissions of counsel for the College of Denturists of Ontario (“College”) and Mario Hervas (the “Member”).

A. THE DISCIPLINE COMMITTEE FINDS that the Member committed acts of professional misconduct pursuant to section 51(1)(c) of the *Health Professions Procedural Code*, being Schedule 2 to the *Regulated Health Professions Act, 1991* (the “Code”) as set out in the following paragraphs of section 1 of Ontario Regulation 854/93 made under the *Denturism Act, 1991*: **Paragraph 2** (Failing to maintain the standards of practice of the profession); **Paragraph 14** (Failing to refer to a dental surgeon or a

physician a patient who has an apparent intra oral condition that the member recognizes or ought to recognize is outside the scope of practice of denturism); **Paragraph 28** (Falling to issue a receipt when requested to do so); **Paragraph 33** (Contravening by act or omission the Act, the *Regulated Health Professions Act, 1991*, or the regulations under either of those Acts); and **Paragraph 47** (Engaging in conduct or performing an act relevant to the practice of denturism, that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable, unethical or unprofessional).

B. THE DISCIPLINE COMMITTEE MAKES AN ORDER:

1. Requiring the Member to appear before the panel to be reprimanded immediately following the hearing of this matter.
2. Directing the Registrar to suspend the Member's Certificate of Registration for a period of six months, on a date to be selected by the Registrar, to begin once the Member's Certificate of Registration is reinstated.
3. Directing the Registrar to impose the following specified terms, conditions and limitations on the Member's certificate of registration, to be completed before the Member's Certificate of Registration is reinstated:
 - a. Requiring the Member to successfully complete, to the satisfaction of the Registrar and at his own expense, a pre-approved record-keeping course, within four months of the date of this Order;

- b. Requiring the Member to successfully complete, to the satisfaction of the Registrar and at his own expense, a pre-approved ethics course, within four months of the date of this Order;
- c. Requiring the Member to attend one mentoring session, at his own expense, with a mentor, pre-approved by the Registrar, to review the issues raised in this case, within four months of the date of this Order; and
- d. Requiring the Member to successfully complete, to the satisfaction of the Registrar, an essay to the Registrar setting out what the Member has learned from the investigation, hearing, record-keeping course, ethics course, and mentoring session, within six months of the date of this Order.

Date: September 26, 2022


Elizabeth Gorham, Chair
Discipline Panel

DISCIPLINE COMMITTEE OF THE
COLLEGE OF DENTURISTS
OF ONTARIO

ORDER

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