

**DISCIPLINE COMMITTEE OF
THE COLLEGE OF NATUROPATHS OF ONTARIO**

Dr. Jacob Scheer, ND (professional member) -)
Chair)
Lisa Fenton (public member))
Paul Phillion (public member))
Dean Catherwood (public member))
)

MONDAY, THE 8th DAY
OF NOVEMBER, 2022

B E T W E E N:

COLLEGE OF NATUROPATHS OF ONTARIO

- and -

KARIM DHANANI

(DC21-01)

ORDER

THIS HEARING was heard on November 8, 2022 by a Panel of the Discipline Committee of the College of Naturopaths of Ontario (the “College”) electronically via videoconference.

ON READING the Notice of Hearing dated December 1, 2021, the Agreed Statement of Facts and Admissions of Professional Misconduct, the Joint Submission as to Penalty and Costs, and on hearing the submissions of Counsel for the College and Counsel for Karim Dhanani (the “Registrant”):

A. THE DISCIPLINE COMMITTEE FINDS that the Registrant, engaged in 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 one or more of the following paragraphs of section 1 of Ontario Regulation 17/14 made under the *Naturopathy Act, 2007*, and pursuant to subsection 4(3) of the *Naturopathy Act, 2007*, specifically: **Paragraph 1 –**

Contravening, by act or omission, a standard of practice of the profession or failing to maintain the standard of practice of the profession, including but not limited to the following, Core Competencies; Advertising; Compounding; Intravenous Infusion Therapy; Delegation; Collecting Clinical Samples; Requisitioning Laboratory Tests; and Performing Authorized Acts; and Sections 3(1) paras 5 and 6; 5(1) para 2; 5(3); 5(4); 5(5); 5(7); 9(5); 11(2); and 11(3) of the General Regulation 168/15); **Paragraph 8** – Providing or attempting to provide services or treatment that the member knows or ought to know to be beyond the member’s knowledge, skill or judgment; **Paragraph 9** – Failing to advise a patient or the patient’s authorized representative to consult another member of a health profession within the meaning of the Regulated Health Professions Act, 1991, when the member knows or ought to know that the patient requires a service that the member does not have the knowledge, skill or judgment to offer or is beyond his or her scope of practice; **Paragraph 10** – Performing a controlled act that the member is not authorized to perform; **Paragraph 26** - Making a claim respecting a drug, substance, remedy, treatment, device or procedure other than a claim that can be supported as reasonable professional opinion; **Paragraph 27**- Permitting the advertising of the member or his or her practice in a manner that is false or misleading or that includes statements that are not factual and verifiable; **Paragraph 36** - Contravening, by act or omission, a provision of the Act, the *Regulated Health Professions Act, 1991* or the regulations under either of those Acts including but not limited to s. 4 of the Act and sections 2(1), 15, 31(1), 31(3) of the General Regulation 168/15; **Paragraph 36.1** - Without restricting the generality of paragraph 36, failing, by act or omission, to comply with any duty or requirement under Part IV (Inspection of Premises Where Certain Procedures are Performed) of Ontario Regulation 168/15 (General) made under the Act; **Paragraph 39** - Practising the profession while the member’s certificate of registration has been suspended; **Paragraph 46** - Engaging in conduct or performing an act relevant to the practice of the profession that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional; and **Paragraph 47** - Engaging in conduct that

would reasonably be regarded by members as conduct unbecoming a member of the profession.

B. THE DISCIPLINE COMMITTEE ORDERS:

1. Requiring the Registrant to appear before the Panel to be reprimanded following the hearing of this matter.
2. Directing the Chief Executive Officer to suspend the Registrant's certificate of registration for a period of fourteen (14) months, to commence December 10, 2022, six (6) months of which shall be remitted if the Registrant complies with the provisions of paragraphs 3(a) through 3(e) no later than August 9, 2023.
3. Directing the Chief Executive Officer to impose the following specified terms, conditions and limitations on the Registrant's certificate of registration, all of which shall be at the expense of the Registrant, to the satisfaction of the Chief Executive Officer, prior to February 29, 2024:
 - a. Requiring that the Registrant unconditionally pass the PROBE ethics course;
 - b. Requiring that the Registrant successfully complete the College's Jurisprudence course;
 - c. Requiring that the Registrant review the following:
 - i. All standards of practice (as set out in the General Regulation and issued by the College) that were determined to have been contravened;
 - ii. Any and all College guidelines related to the above noted standards of practice;
 - iii. Professional Misconduct Regulation; and
 - iv. College Program requirements for registered intravenous infusion therapy premises;

- d. Requiring that the Registrant meet with a Regulatory Expert selected by the College a minimum of five (5) and a maximum of seven (7) times, at the discretion of the Regulatory Expert, to discuss the Registrant's completion of paragraphs 3(a) through (c) and the Decision and Reasons of the Discipline Committee;
 - i. The Registrant shall undertake to have the Regulatory Expert deliver a report to the Chief Executive Officer, that is deemed to be satisfactory to the Chief Executive Officer, setting out the Regulatory Expert's opinion as to whether the Registrant has developed insight into the Discipline Committee's findings and whether the Registrant will incorporate the learnings of paragraphs 3(a) through (c) into his practice, within one month of the final meeting or at any other time that the Regulatory Expert feels is appropriate;
 - e. Requiring that the Registrant prepare an essay, to the satisfaction of the Chief Executive Officer, that sets out what the Registrant has learned from paragraphs 3(a) through 3(d) above and how he has and/or will implement his learnings into practice; and
 - f. Requiring the continuation of the terms of the interim order dated October 18, 2020 until such time as the Registrant meets the standards of prescribing and intravenous infusion therapy.
- 4. Requiring the Registrant to pay a fine of \$500 to the Minister of Finance, within two (2) months of the date of the hearing of this matter.
 - 5. Requiring the Registrant to pay the College's costs fixed in the amount of \$11,000 on a schedule to be set by the Chief Executive Officer.

November 8, 2022

DATE



Dr. Jacob Scheer, ND, Chair

DISCIPLINE COMMITTEE OF THE
COLLEGE OF NATUROPATHS OF ONTARIO

**ORDER
(DC21-01)**

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