

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

B E T W E E N :

COLLEGE OF NATUROPATHS OF ONTARIO

- and -

RICHARD DODD

NOTICE OF HEARING

The Inquiries, Complaints and Reports Committee of the College of Naturopaths of Ontario (the “College”) has referred specified allegations against you to the Discipline Committee of the College. The allegations were referred in accordance with section 26 of the *Health Professions Procedural Code* which is Schedule II to the *Regulated Health Professions Act, 1991*. The statement of specified allegations is attached to this notice of hearing. A discipline panel will hold a hearing under the authority of sections 38 to 56 of the *Health Professions Procedural Code*, as amended, for the purposes of deciding whether the allegations are true. A **pre-hearing conference** will be held at a date and location to be set by the Presiding Officer. A discipline panel will convene by secure video connection at **9:30 a.m. on a date to be set by the Chief Executive Officer¹**, or as soon thereafter as the panel can be convened, for the purposes of conducting the **discipline hearing**.

IF YOU DO NOT ATTEND ON THE DATE FOR THE HEARING IN ACCORDANCE WITH THE PRECEDING PARAGRAPH, THE DISCIPLINE PANEL MAY PROCEED IN YOUR ABSENCE AND YOU WILL NOT BE ENTITLED TO ANY FURTHER NOTICE IN THE PROCEEDINGS.

If the discipline panel finds that you have engaged in professional misconduct, it may make one or more of the following orders:

1. Direct the Chief Executive Officer¹ to revoke your certificate of registration.
2. Direct the Chief Executive Officer (CEO) to suspend your certificate of registration for a specified period of time.
3. Direct the CEO to impose specified terms, conditions and limitations on your certificate of registration for a specified or indefinite period of time.
4. Require you to appear before the panel to be reprimanded.
5. Require you to pay a fine of not more than \$35,000 to the Minister of Finance.
6. If the act of professional misconduct was the sexual abuse of a patient, require you to reimburse the College for funding provided for that patient under the program required under section 85.7 of the *Health Professions Procedural Code*.
7. If the panel makes an order under paragraph 6, require you to post security acceptable to the College to guarantee the payment of any amounts the Registrant² may be required to reimburse under the order under paragraph 6.

The discipline panel may, in an appropriate case, make an order requiring you to pay all or part of the College's costs and expenses pursuant to section 53.1 of the *Health Professions Procedural Code*.

You are entitled to disclosure of the evidence against you in accordance with section 42(1) of the *Health Professions Procedural Code* and Rules 17-20 of the *Rules of Procedure of the Discipline Committee of the College of Naturopaths of Ontario*.

You, or your representative, may contact the solicitor for the College, Rebecca Durcan, in this matter:

Steinecke Maciura LeBlanc
Barristers & Solicitors
401 Bay Street
Suite 2308, P.O. Box 23
Toronto, ON M5H 2Y4

¹ The Chief Executive Officer has been appointed by the Council to oversee operations and perform the duties of the Registrar as set out in and defined in section 1(1) of the *Health Professions Procedural Code* (the Code).

² The Council of the College of Naturopaths of Ontario has directed that the College refer to individuals registered with the College as "Registrants". "Registrant", as it is used in this Notice of Hearing has the same meaning as "member" as defined in section 1(1) of the Code.

Telephone: (416) 644-4783
Facsimile: (416) 593-7867

Note that, Rules 17-20 of the *Rules of Procedure of the Discipline Committee of the College of Naturopaths of Ontario* also apply to you. Rules 18-20 state as follows:

RULE 18. Documentary Disclosure

- 18.1 Each Party to a Proceeding shall deliver to every other Party (a) a list of, and (b) if not previously produced, copies of, all documents and things that the Party intends to produce or enter as evidence at the Discipline Hearing, in the case of the College, as soon as is reasonably practicable after the Notice of Hearing is served, and in the case of any other party, as soon as is reasonably practicable after disclosure by the College under this Rule, but in any case at least ten (10) days before the commencement of the Pre-Hearing Conference.
- 18.2 A Party who does not disclose a document or thing in compliance with sub-rule 18.1 may not refer to the document or thing or introduce it in evidence at the Discipline Hearing without leave of the Panel, which may be on any conditions that the Panel considers just.
- 18.3 Where a party discovers a document or thing that it will refer to or give in evidence at the hearing after the disclosure date specified in subrule 18.1, the party shall make the disclosure immediately after the discovery.

RULE 19. Fact Witness Disclosure

- 19.1 A Party to a Proceeding shall serve every other Party a list of the witnesses the Party intends to call to testify on the Party's behalf at the Discipline Hearing, in the case of the College, as soon as is reasonably practicable after the Notice of Hearing is served, and in the case of any other Party, at least ten (10) days before the commencement of the Pre-Hearing Conference.
- 19.2 If no affidavit has been served in accordance with Rule 45 (Evidence by Affidavit), and material matters to which a witness is to testify have not

otherwise been disclosed, a Party to a Proceeding shall provide to every other Party a summary of the evidence that the witness is expected to give at the Discipline Hearing on the merits, in the case of the College, as soon as reasonably practicable after the Notice of Hearing is served, and in the case of any other party, as soon as is reasonably practicable after disclosure by the College under this Rule, but in any case at least ten (10) days before the commencement of the Discipline Hearing.

- 19.3 The disclosure obligations set out in Rule 19.2 shall not apply to witnesses called in Reply that the College had no reasonable expectation of calling in-chief.
- 19.4 A witness summary shall contain:
- (a) the substance of the evidence of the witness;
 - (b) reference to any documents to which that witness will refer; and
 - (c) the witness's name and address or, if the witness's address is not provided, the name and address of a person through whom the witness can be contacted.
- 19.5 A Party who does not include a witness in the witness list or provide a summary of the evidence a witness is expected to give in accordance with these rules may not call that person as a witness without leave of the Panel, which may be on any conditions as the Panel considers just.
- 19.6 A witness may not testify to material matters that were not previously disclosed without leave of the Panel, which may be on any conditions that the Panel considers just.

RULE 20. Expert Opinion Disclosure

- 20.1 A Party who intends to call an expert to give expert opinion evidence at a Hearing shall:
- (a) inform the other Parties of the intent to call the expert;
 - (b) identify the expert and the issue(s) on which the expert's opinion will be tendered;

(c) serve the other Parties with a copy of the expert's written report or, if there is no written report, an affidavit in accordance with RULE 45 (Evidence by Affidavit), or a witness summary in accordance with sub-rule 19.3; and
(d) file an "Acknowledgement Form – Expert's Duty" signed by the expert, in the form appended to these rules.

- 20.2 The College shall serve any expert report or affidavit or witness summary upon which the College intends to rely at the Hearing at least sixty (60) days before the commencement of the Hearing.
- 20.3 The Member shall serve any expert report upon which he or she intends to rely at least thirty (30) days before the commencement of the Hearing.
- 20.4 The College may serve a reply expert report at least fifteen (15) days before the commencement of the Hearing.
- 20.5 Where an expert report is filed, it shall at a minimum include the following information:
- (a) qualifications of the expert;
 - (b) the instructions provided to the expert;
 - (c) the nature of the opinion being sought;
 - (d) the factual assumptions upon which the opinion is based; and
 - (e) a list of documents reviewed by the expert.
- 20.6 A Party who fails to comply with sub-rule 20.1 may not call the expert as a witness or file the expert's report or affidavit without leave of the Panel, which may be on any conditions that the Panel considers just.

Date: _____

April 4, 2022



Andrew Parr, CAE
Chief Executive Officer
College of Naturopaths of Ontario

TO: RICHARD DODD
2357 Falkland Crescent
Oakville, ON L6M 4Y1

c/o **Carlin McGoogan**
DU VERNET, STEWART
Barristers and Solicitors
1392 HURONTARIO STREET
MISSISSAUGA, ON L5G 3H4
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STATEMENT OF SPECIFIED ALLEGATIONS

File 20-033R

The Registrant

1. Richard Dodd (the “Registrant”) registered with the Board of Directors of Drugless Therapy – Naturopathy on or about March 1, 1994. The Registrant then became registered with the College of Naturopaths of Ontario (the “College”) on July 1, 2015. On or about December 8, 2021 the Registrant’s certificate of registration was suspended.
2. The Registrant has not met the Standard of Practice for Prescribing and/or Intravenous Infusion Therapy (IVIT) and therefore has not been authorized since January 1, 2016 to administer intravenous infusion therapy (IVIT).
3. At all relevant times, the Registrant worked at and/or owned The Natural Path in Mississauga, ON (the “Clinic”) and/or P3 Health in Toronto, ON.
4. At all relevant times the Clinic and/or P3 Health were not registered as IVIT premises with the College.

Administering and/or Offering and/or Advertising Services and/or Treatments outside of their scope

5. It is alleged that since approximately January 1, 2016 the Registrant:
 - a. Offered and/or administered IVIT to patients at the Clinic;
 - b. Compounded drugs or substances for IVIT; and/or
 - c. Advertised that IVIT could be administered at the Clinic.
6. It is alleged that the Registrant’s Clinic is not authorized to offer and/or administer IVIT as the Clinic is not registered as a premises pursuant to Regulation 168/15.
7. On or about December 9, 2020 an undercover investigator attended at the Clinic as a patient. It is alleged that the Registrant:
 - a. Advised and/or admitted to the undercover investigator that they provide ultraviolet blood irradiation therapy which includes but is not limited to injecting blood into a patient; and/or
 - b. Recommended that the undercover investigator receive IVIT as part of their treatment plan.
8. It is alleged that since July 1, 2015 the Registrant:
 - a. Offered and/or provided cancer treatment and/or treatment to prevent cancer;
 - b. Offered and/or provided ultraviolet blood irradiation therapy; and/or
 - c. Advertised that cancer treatment and/or ultraviolet blood irradiation therapy could be provided and/or administered at the Clinic.

Advertising

9. It is alleged that the Registrant posted on their Clinic website that their “special

area of expertise and passion is Cancer prevention and treatment.”

Providing non-essential services under Ontario’s Emergency Order

10. In March 2020, during the state of emergency in Ontario, an Emergency Order was issued which mandated that health professionals only provide essential services.
11. It is alleged that the Registrant contravened the Emergency Order by providing non-essential services.

Allegations of Professional Misconduct

12. It is alleged that the above noted conduct constitutes 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*:
 - a. **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;
 - i. Core Competencies;
 - ii. Advertising;
 - iii. Compounding;
 - iv. Intravenous Infusion Therapy;
 - v. Injection;
 - vi. Performing Authorized Acts; and/or
 - vii. Scope of Practice
 - b. **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;
 - c. **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;
 - d. **Paragraph 10.** Performing a controlled act that the member is not authorized to perform;
 - e. **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;
 - f. **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;

- g. **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;
- h. **Paragraph 37.** Contravening, by act or omission, a law if,
 - i. the purpose of the law is to protect or promote public health, or
 - ii. the contravention is relevant to the member's suitability to practise.
- i. **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/or
- j. **Paragraph 47.** Engaging in conduct that would reasonably be regarded by members as conduct unbecoming a member of the profession.

13. It is also alleged that the above conduct constitutes professional misconduct pursuant to subsection 4(3) of the *Naturopathy Act, 2007*.

File 21-005R

The Registrant

1. Richard Dodd (the "Registrant") registered with the Board of Directors of Drugless Therapy – Naturopathy on or about March 1, 1994. The Registrant then became registered with the College of Naturopaths of Ontario (the "College") on July 1, 2015. On or about December 8, 2021 the Registrant's certificate of registration was suspended.
2. The Registrant has not met the Standard of Practice for Prescribing and/or Intravenous Infusion Therapy (IVIT) and therefore has not been authorized since January 1, 2016 to administer intravenous infusion therapy (IVIT).
3. At all relevant times, the Registrant worked at and/or owned The Natural Path in Mississauga, ON (the "Clinic") and/or P3 Health in Toronto, ON.
4. At all relevant times the Clinic and/or P3 Health were not registered as IVIT premises with the College.

Interim Order

5. On or about December 15, 2020 the Inquiries Complaints and Reports Committee issued an interim order that imposed various terms, conditions, and limitations on the Registrant's certificate of registration including but not limited to the following:

- a. The Registrant was not to:
 - i. perform, delegate or accept delegation of controlled acts;
 - ii. advertise IVIT;
 - iii. advertise or administer vaccinations; and/or
 - iv. advertise or administer ultraviolet blood irradiation treatments.
 - b. The Registrant was required to:
 - i. post a sign in their Clinic and on their professional website that they are not authorized to perform IVIT and/or injections and/or compounding; and
 - ii. ensure all patients signed a form indicating they were aware of the terms, conditions and limitations.
6. It is alleged that on or about December 22, 2020:
- a. The Registrant did not have the required signs posted;
 - b. The Registrant did not have any signed copies of the required patient forms; and/or
 - c. The Registrant's appointment book indicated he was going to administer IVIT to a patient on or about December 17, 2020.
7. It is alleged that on or about January 27, 2021:
- a. The Registrant had posted the required sign at the Clinic but not on their professional website;
 - b. The Registrant administered IVIT to a patient on December 17, 2020; and/or
 - c. The Registrant did not obtain a signed form from the patient.

Allegations of Professional Misconduct

8. It is alleged that the above noted conduct constitutes 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*:
- a. **Paragraph 38.** Contravening, by act or omission, a term, condition or limitation on the member's certificate of registration;
 - b. **Paragraph 41.** Failing to comply with an order of a panel of the College;
 - c. **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/or

- d. **Paragraph 47.** Engaging in conduct that would reasonably be regarded by members as conduct unbecoming a member of the profession.

File 21-015R

The Registrant

1. Richard Dodd (the “Registrant”) registered with the Board of Directors of Drugless Therapy – Naturopathy on or about March 1, 1994. The Registrant then became registered with the College of Naturopaths of Ontario (the “College”) on July 1, 2015. On or about December 8, 2021 the Registrant’s certificate of registration was suspended.
2. The Registrant has not met the Standard of Practice for Prescribing and/or Intravenous Infusion Therapy (IVIT) and therefore has not been authorized since January 1, 2016 to administer intravenous infusion therapy (IVIT).
3. At all relevant times, the Registrant worked at and/or owned The Natural Path in Mississauga, ON (the “Clinic”) and/or P3 Health in Toronto, ON.
4. At all relevant times the Clinic and/or P3 Health were not registered as IVIT premises with the College.

Correspondence

Cease and Desist

5. On or about December 11, 2020 the College sent a cease and desist letter to the Registrant advising that:
 - a. They are not authorized to provide IVIT;
 - b. Their Clinic was not registered as a premise;
 - c. They are not authorized to provide ultraviolet blood irradiation treatment and/or blood injections; and/or
 - d. They must immediately cease and desist engaging in and advertising such conduct.
6. It is alleged that on or about December 14, 2020 the Registrant conditionally accepted the offer if the College could provide certain information and/or ten million dollars.

Lawyer information

7. On or about April 26, 2021 the College asked the Registrant to provide their lawyer’s first name and relevant contact information (as there was concern that their lawyer was not licensed to practise in Ontario). It is alleged that the Registrant never provided the requested information.

Response to Reports

8. The Registrant was served with two Registrar Reports and asked by the College to provide their response. It is alleged that the Registrant advised that they required proof of the authority of the College before they would provide any response.

Failure to Cooperate with Investigators

9. An investigator was appointed to investigate concerns involving the Registrant.
10. It is alleged that the Registrant:
 - a. Failed to respond to the numerous requests of the investigator;
 - b. Failed to cooperate with the numerous inquiries of the investigator; and/or
 - c. Failed to attend an interview on or about July 29, 2021 with the investigator despite being served with a summons.
11. It is alleged that on or about July 26, 2021, the Registrant sent the College a *Notice of Objection Writ of Quo Warranto* in response to the summons.

Allegations of Professional Misconduct

12. It is alleged that the above noted conduct constitutes 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*:
 - a. **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:
 - i. Core Competencies;
 - ii. Code of Ethics.
 - b. **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;
 - c. **Paragraph 44.** Failing to reply appropriately and within 30 days to a written inquiry or request from the College;
 - d. **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/or
 - e. **Paragraph 47.** Engaging in conduct that would reasonably be regarded by members as conduct unbecoming a member of the profession.

File 21-039

The Registrant

1. Richard Dodd (the “Registrant”) registered with the Board of Directors of Drugless Therapy – Naturopathy on or about March 1, 1994. The Registrant then became registered with the College of Naturopaths of Ontario (the “College”) on July 1, 2015. On or about December 8, 2021 the Registrant’s certificate of registration was suspended.
2. The Registrant has not met the Standard of Practice for Prescribing and/or Intravenous Infusion Therapy (IVIT) and therefore has not been authorized since January 1, 2016 to administer intravenous infusion therapy (IVIT).
3. At all relevant times, the Registrant worked at and/or owned The Natural Path in Mississauga, ON (the “Clinic”) and/or P3 Health in Toronto, ON.
4. At all relevant times the Clinic and/or P3 Health were not registered as IVIT premises with the College.

COVID-19 Letters

5. It is alleged that on or about October 19, 2021 the Registrant issued and/or signed a letter for Patient 1.
6. It is alleged that on or about October 28, 2021 the Registrant issued and/or signed a letter for Patient 2.
7. It is alleged that the Registrant was aware that the letters for Patient 1 and/or Patient 2 would be provided to the employer of Patient 1 and/or Patient 2.
8. It is alleged that the Registrant provided his professional opinion in the letters that Patient 1 and/or Patient 2 were “not recommended [to] choose to receive the Co-Vid [sic] vaccine.”
9. It is alleged that in the letter for Patient 2, the Registrant referred to health conditions and/or health history that were not indicated in the health record of Patient 2.
10. It is alleged that in the letter for Patient 1, the Registrant referred to the Charter of Rights and Freedoms and the Supreme Court of Canada and stated that “In this particular case the interpretation means the Act allows for religious or conscientious objection to any and all vaccines or medical treatments/procedures.”
11. It is alleged that the Registrant advised the investigator that “My study and understanding makes me aware that the Covid injection is not a vaccine but a potential risky and poorly tested genetic therapy” or words to that effect.

12. It is alleged that the Registrant was aware that vaccines were outside the scope of practice of naturopaths.
13. It is alleged that on or about December 15, 2020, the ICRC imposed an interim order on the Registrant's certificate of registration that they could not advertise or administer vaccinations.
14. It is alleged that, on or about September 14, 2021, the Ontario Ministry of Health advised the province that documentation of a COVID medical exemption must be provide by either a physician or nurse practitioner.

Allegations of Professional Misconduct

15. It is alleged that the above noted conduct constitutes 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*:
 - a. **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:
 - i. Core Competencies;
 - ii. Scope of Practice; and/or
 - iii. Professional Policy - Vaccination
 - b. **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;
 - c. **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;
 - d. **Paragraph 24.** Signing or issuing, in his or her professional capacity, a document that the member knows or ought to know contains a false or misleading statement;
 - e. **Paragraph 37.** Contravening, by act or omission, a law if,
 - i. the purpose of the law is to protect or promote public health, or
 - ii. the contravention is relevant to the member's suitability to practise;
 - f. **Paragraph 38.** Contravening, by act or omission, a term, condition or limitation on the member's certificate of registration;
 - g. **Paragraph 41.** Failing to comply with an order of a panel of the College

- h. **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/or
- i. **Paragraph 47.** Engaging in conduct that would reasonably be regarded by members as conduct unbecoming a member of the profession.

APPENDIX

1. The documents to be tendered in evidence at the hearing have been sent with this Notice of Hearing.
2. The *Rules of Procedure of the Discipline Committee* have been sent with this Notice of Hearing.
3. Take notice that the documents that have been and may later be disclosed to you will be tendered as business documents pursuant to the *Evidence Act* of Ontario.
4. All documents that are disclosed to you in this matter are disclosed on the basis that they are to be used solely for the purpose of this proceeding and for no other purpose.

DISCIPLINE COMMITTEE
OF THE COLLEGE OF
NATUROPATHS OF ONTARIO

NOTICE OF HEARING

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