

IN THE MATTER OF a hearing of a panel of the Discipline Committee of the College of Chiropractors of Ontario ("College") held pursuant to the provisions of the *Health Professions Procedural Code* of the *Regulated Health Professions Act, 1991*, S.O. 1991, c. 18, as amended, respecting **Dr. Scott Huehn** of the City of Hamilton, in the Province of Ontario;

TO: Dr. Scott Huehn
136 Young St.,
Hamilton, Ontario L8N 1V6

NOTICE OF HEARING

TAKE NOTICE THAT IT IS ALLEGED THAT:

1. You have committed an act of professional misconduct as provided by subsection 51(1)(b) of the Health Professionals Procedural Code of the *Chiropractic Act, 1991*, S.O. 1991, c. 21, as amended, in that during the period November 12, 2015 – January 12, 2016, you sexually abused a patient known as "Patient A."
2. You have committed an act of professional misconduct as provided by subsection 51(1)(c) of the Health Professionals Procedural Code of the *Chiropractic Act, 1991*, S.O. 1991, c. 21, as amended, and paragraph 1(2) of *Ontario Regulation 852/93*, in that during the period November 12, 2015 – January 12, 2016, you contravened a standard of practice of the profession or failed to maintain the standard of practice expected of members of the profession with respect to your treatment of and/or conduct towards a patient known as "Patient A".
3. You have committed an act of professional misconduct as provided by subsection 51(1)(c) of the Health Professionals Procedural Code of the *Chiropractic Act, 1991*, S.O. 1991, c. 21, as amended, and paragraph 1(5) of *Ontario Regulation 852/93*, in that during the period November 12, 2015 – January 12, 2016, you abused a patient known as "Patient A." verbally and/or physically and/or psychologically and/or emotionally.
4. You have committed an act of professional misconduct as provided by subsection 51(1)(c) of the Health Professionals Procedural Code of the *Chiropractic Act, 1991*, S.O. 1991, c. 21, as amended, and paragraph 1(33) of *Ontario Regulation 852/93*, in that during the period November 12, 2015 – January 12, 2016, you engaged in conduct or performed an act or acts, that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional regarding a patient known as Patient "A".

AND TAKE NOTICE THAT the said allegations respecting misconduct will be heard and determined by a panel of the Discipline Committee of the College of Chiropractors ("Panel") **on seven days notice** in 2017 at 0900 hours at the offices of the College of Chiropractors of Ontario, 130 Bloor Street West, Suite 902, Toronto, Ontario, M5S 1N5 and that you are entitled to appear in person or by counsel before the Panel with your witnesses, if any, and to adduce evidence and make submissions, at the aforesaid time and place.

AND TAKE NOTICE THAT should you fail to appear on the date and place aforesaid, the hearing may proceed and a decision may be made in your absence and you will not be entitled to any further notice in the proceedings. The *Code* provides that if a Panel finds you to have committed an act of professional misconduct, it may make an Order doing any one or more of the following:

- i) directing the Registrar to revoke your Certificate of Registration;
- ii) directing the Registrar to suspend your Certificate of Registration for a specified period of time;
- iii) directing the Registrar to impose specified terms, conditions, and limitations on your Certificate of Registration for a specified or indefinite period of time;
- iv) requiring you to appear before the Panel to be reprimanded;
- v) requiring you to pay a fine of not more than \$35,000.00 to the Minister of Finance;
- vi) requiring you to pay all or part of the following costs and expenses:
 - a. the College's legal costs and expenses,
 - b. the College's costs and expenses incurred in investigating the matter,
 - c. the College's costs and expenses incurred in conducting the hearing;
 - d. the College's costs for funding provided for a program of therapy and counseling for a person if the act of professional misconduct was the sexual abuse of that person; and
 - e. security acceptable to the College to guarantee the payment of any amounts you may be required to reimburse the College for

a program of therapy and counseling for a person who was sexually abused by you.

Furthermore, the Panel may suspend the effect of its Order for a specified period of time and on specified conditions, and where it makes an Order under paragraph (ii) or (iii) above, it may specify criteria to be satisfied for the removal of the suspension or the removal of terms, conditions and limitations imposed by the Order on your Certificate of Registration.

AND TAKE NOTICE THAT you may obtain disclosure of the written or documentary evidence to be used at the hearing by contacting the solicitor for the College, Mr. Chris Paliare, Paliare Roland Rosenberg Rothstein LLP, 155 Wellington St. West, 35th Floor, Toronto, ON M5V 3H1, by telephone at (416) 646-4318, or by facsimile at (416) 646-4338.

DATED at Toronto, this 8th day of December 2017.



Jo-Ann Willson, Registrar and General Counsel
College of Chiropractors of Ontario

