

Allegations:

The Inquiries, Complaints and Reports Committee (ICRC) referred Dr. Gordon Ng to the Discipline Committee regarding the following allegations of professional misconduct:

Dr. Ng committed an act of professional misconduct as provided by s. 51(1)(c) of the Health Professions Procedural Code, being Schedule 2 to the *Regulated Health Professions Act*, S.O. 1991, c. 18, and as set out by s. 1(1), paragraph 11 of O. Reg. 859/93, as amended, of the Optometry Act, S.O. 1991, c. 35, in that:

- (1) he recommended or provided unnecessary treatment services to patients contrary to paragraph 16 of O. Reg. 859/93 1. (1);
- (2) he failed to maintain the standards of practice for patients when he provided vision therapy for patients with no clinical support for such therapy and when he failed to notify patients as required by the *Personal Health Information Protection Act*, when he lost their clinical records contrary to paragraph 17 of O. Reg. 859/93 1. (1);
- (3) he failed to make and maintain records for patients as required by the Regulations when he lost all of the records of the patients whose treatment for vision therapy was billed, he failed to maintain records for those patients for whom he provided treatment on a "pro bono" basis and failed to maintain an appointment book contrary to paragraph 27 of O. Reg. 859/93 1. (1) and contrary to O. Reg. 119/94 Part IV Records, Paragraph 8;
- (4) he signed or issued, in his professional capacity, a certificate, Report or similar document with respect to a patient that contains a statement he knew or should have known was false, misleading or otherwise improper contrary to paragraph 29 of O. Reg. 859/93 1. (1);
- (5) he submitted an account for services rendered to a patient he knew or should have known was false or misleading contrary to paragraph 32 of O. Reg. 859/93 1. (1) ;
- (6) he charged fees that were excessive or unreasonable in relation to services performed to the patients contrary to paragraph 33 of O. Reg. 859/93 1. (1);
- (7) he charged a fee for a service that exceeds the fee set out in the schedule of fees published by the Ontario Association of Optometrists at the time the service was rendered without informing the patient, before the service was performed, of that excess amount for patients contrary to paragraph 34 of O. Reg. 859/93 1. (1);
- (8) he engaged in conduct or performed an act that, having regard to all circumstances, would reasonably be regarded by members as disgraceful, dishonourable, unprofessional or unethical contrary to paragraph 53 of O. Reg. 859/93 1. (1).