



College of Massage Therapists of Ontario

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Discipline Hearing Summary

Collin Dolny, RMT (Mississauga, ON), June 26, 2018

Decision

On June 26, 2018, the Discipline Committee found that Mr. Dolny, a Registered Massage Therapist (RMT), committed acts of professional misconduct in that he:

1. sexually abused a client;
2. contravened a Standard of Practice of the profession or a published standard of CMTO, or failed to maintain the Standard of Practice of the profession;
3. failed to keep records as required;
4. engaged in conduct or performed an act relevant to the practice of the profession that, having regard to all the circumstances, would reasonably be regarded by registrants as disgraceful, dishonourable or unprofessional; and
5. engaged in conduct that would reasonably be regarded by registrants as conduct unbecoming a Massage Therapist.

Penalty Order and Cost Award

The Discipline Committee's order included the following:

1. Mr. Dolny was required to appear before a Panel of the Discipline Committee within thirty (30) days of the hearing date to be reprimanded, with the fact of the reprimand and the text of the reprimand to appear on the public register of the College.
2. The Registrar was directed to revoke Mr. Dolny's Certificate of Registration effective immediately.
3. Mr. Dolny was required to pay the College costs in the amount of \$2,000.00 within twelve (12) months of the hearing date.

The complete Decision and Reasons will be available online on the Canadian Legal Information Institute (CanLII) [website](#).

Reprimand Delivered to Mr. Dolny

The following reprimand was delivered on July 25, 2018:

I note for the record that the registrant is not present and we will be proceeding to deliver the reprimand in his absence. The College of Massage Therapists of Ontario has a zero-tolerance policy for sexual abuse of patients, which is derived from the Regulated Health Professions Act and was reflected in the mandatory revocation and reprimand that was ordered in this case.

While the Panel recognizes that the registrant co-operated with the College investigator and College counsel in coming to an Agreed Statement of Facts and a Joint Submission on Penalty in this matter, his actions undermine the public's confidence in the profession. To be a Registered Massage Therapist is a privilege and not a right, and by his actions in participating in a sexual relationship with a patient and failure to keep treatment records, as the Panel found, his behaviour was disgraceful, dishonourable and unprofessional. He displayed unacceptable behaviour and a total lack of professional judgment.

Furthermore, his conduct in pursuing the sexual relationship rose to the level of engaging in conduct unbecoming a Massage Therapist, which is reserved for the most serious breaches of the professional standards. It is the hope of the Panel that by our decision in this matter, a clear and unequivocal message is conveyed that at no time, consensual or not, is it ever acceptable for a Massage Therapist to engage in a sexual relationship with a patient.