



## College of Massage Therapists of Ontario

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### Discipline Hearing Summary

#### Huikai Zhou, RMT (Toronto, ON), January 31, 2019

##### Decision

On January 31, 2019, the Discipline Committee found that Mr. Zhou, a Registered Massage Therapist (RMT), committed acts of professional misconduct in that he:

1. contravened a Standard of Practice of the profession or a published standard of the College, or failed to maintain the Standard of Practice of the profession;
2. falsified a record relating to his practice;
3. signed or issued, in his professional capacity, a document that he knew contained a false or misleading statement;
4. submitted an account or charge for services that he knew was false or misleading;
5. contravened the *Massage Therapy Act*, the *Regulated Health Professions Act, 1991* or the regulations under those Acts, by making false and/or misleading statements to the College Investigator; and
6. 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.

##### Penalty Order and Cost Award

The Discipline Committee's order included the following:

1. Mr. Zhou is required to appear before a Panel of the Discipline Committee immediately following the hearing of this matter 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 is directed to suspend immediately Mr. Zhou's Certificate of Registration for a period of four (4) months.
3. The Registrar is directed to impose the following terms, conditions or limitations on the Mr. Zhou's Certificate of Registration:

- a. Within four (4) months of the date of the Discipline Hearing, Mr. Zhou must provide proof, acceptable to the Registrar, of successful completion of the College's Professionalism Workshop, which is to be taken at his own expense; and
  - b. Within four (4) months of the date of the Discipline Hearing, Mr. Zhou must provide proof, acceptable to the Registrar, of successful completion of the College's Standards and Regulations Workshop, which is to be taken at his own expense.
4. Mr. Zhou is required to pay the College costs in the amount of \$1,500.00 within ten (10) months of the date of the Discipline Hearing, such payments to be made in monthly instalments of \$150.00, commencing the first day of the first month after the order of the Discipline Committee is made.

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

**Reprimand Delivered to Mr. Zhou:**

The following reprimand was delivered by a Panel of the Discipline Committee:

The Panel would like to acknowledge your cooperation in arriving at an Agreed Statement of Facts and a Joint submission on Penalty. We also appreciate your presence here today.

That being said, the Panel finds your conduct was simply unacceptable for a Registered Massage Therapist and regulated health professional. You deliberately and knowingly falsified a receipt and treatment records. Activities such as this erode both the insurance industry's and the public's trust and confidence in this profession as well as jeopardize our relationship with insurers.

Particularly troubling to the Panel is the number of false statements you made to the College Investigator before deciding to cooperate. While the Panel appreciates your admission of the allegations, we cannot dismiss the level of initial dishonesty. You were reckless when you signed a receipt for a therapy session you did not provide and then created a treatment record. This type of disingenuous behaviour undermines the sanctity of medical documents, which can have an adverse impact on a [client]'s healthcare.

This Panel would like to remind you that being a Registered Massage Therapist is a privilege and not a right. It is our expectation that you will learn from this experience and from your ordered course work, and that when you return to practice, you will recommit yourself to upholding the highest ethical standards.