



College of Massage Therapists of Ontario

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Discipline Hearing Summary

Ka Yi Lee (Stouffville, ON)

September 5, 2019

Decision

On September 5, 2019, the Discipline Committee found that Ms. Lee, a Registered Massage Therapist (RMT), committed acts of professional misconduct in that she:

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 her practice;
3. signed or issued, in her professional capacity, a document that she knew contained a false or misleading statement;
4. submitted an account or charge for services that she knew were false or misleading; and
5. engaged in conduct or performed an act relevant to the practice of the profession that, having regard to all the circumstance, 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. Ms. Lee 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 Ms. Lee's Certificate of Registration for a period of five (5) months, effective immediately.
3. The Registrar is directed to impose the following terms, conditions or limitations on Ms. Lee's Certificate of Registration:

- a. Within six (6) months of the date of this Order, Ms. Lee must provide proof, acceptable to the Registrar, of successful completion of the College's Recordkeeping Workshop, which is to be taken at her own expense;
 - b. Within six (6) months of the date of this Order, Ms. Lee must provide proof, acceptable to the Registrar, of successful completion of the College's Standards and Regulations Workshop, which is to be taken at her own expense; and
 - c. Within two (2) years of her return to practice, Ms. Lee must participate in up to three (3) compliance audits conducted by a College-appointed auditor, at her own expense. The cost of each audit shall not exceed \$500.00.
4. Ms. Lee is required to pay the College costs in the amount of \$3,000.00 within three (3) months of the date of this Order.

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

Reprimand Delivered to Ms. Lee:

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

Ms. Lee, the Panel would like to acknowledge the respect you've shown for the process and for your presence here today. We recognize your acceptance of guilt, cooperation with the discipline process and personal initiative in enrollment in the courses.

However, that being said, this Panel finds your professional misconduct to be both disturbing and unacceptable for a regulated health professional. Your conduct demonstrated disregard for your professional obligations as a Registered Massage Therapist and you deliberately abused your position and registration number for financial gain.

This type of behaviour undermines the profession. As a business owner and regulated health professional, you ought to have demonstrated a more professional level of conduct. The fact that this happened so early in your career raises concerns about your training and understanding of the profession. Your behaviour has eroded the public's confidence in the profession and further highlighted concerns about insurance fraud.

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 as a Registered Massage Therapist.