



College of Massage Therapists of Ontario

1867 Yonge Street, Suite 810, Toronto, ON M4S 1Y5 | www.cmto.com | cmto@cmto.com

Phone 416.489.2626 | Toll-free (Ontario) 800.465.1933

Discipline Hearing Summary

Fazena Ally, RMT (Brampton, ON) February 1, 2018

Decision

On February 1, 2018 the Discipline Committee found that Ms. Fazena Ally, 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 CMTO;
2. failed to take reasonable steps to ensure that any information provided by her to the CMTO is accurate;
3. falsified a record relating to her practice;
4. signed, in her professional capacity, a document that she knew contained a false or misleading statement;
5. 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. Ms. Ally was reprimanded by a Panel of the Discipline Committee. The fact of the reprimand and the text of the reprimand is to appear on the public register. (The reprimand can be read below.)
2. Ms. Ally's Certificate of Registration was suspended for a period of five (5) months, commencing on March 18, 2018. Two (2) months of the suspension are to be withdrawn if conditions 3a and 3b are fulfilled within the first three (3) months of the commencement of the suspension.
3. The following terms, conditions or limitations were imposed on Ms. Ally's Certificate of

Registration:

- a. Ms. Ally is required to provide proof of successful completion of the CMTO's Professionalism Workshop, which is to be taken at her own expense, within twelve (12) months of the date of the Discipline Committee's order; and
 - b. Ms. Ally is required to provide proof of successful completion of the CMTO's Standards and Regulations Workshop, which is to be taken at her own expense, within twelve (12) months of the date of the Discipline Committee's order.
4. Ms. Ally is required to pay to the CMTO costs in the amount of \$2000.00 within six (6) months of the date of the Discipline Committee's order.

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

Reprimand Delivered to Ms. Ally

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

Ms. Ally, the Panel would like to acknowledge the respect that you have shown for the process and for your presence here today.

The Panel finds your behaviour to be unacceptable. You were reckless in safeguarding your registration number and signature, which resulted in it being misused.

As a regulated health professional, it is ultimately your responsibility to ensure that your registration number is properly safeguarded. We expect that you have learned this lesson.

The failure to notify the College of all your practice locations directly impacts the College's ability to regulate the profession. This jeopardizes the College's ability to fulfil its public protection mandate.

Additionally, you falsified a medical record when you completed the treatment notes for a patient you did not actually treat. This type of behaviour undermines the validity of these important medical records, which, in turn, can put the public at further risk. As you are well aware, actions such as yours undermine the public's confidence in this profession and jeopardize its relationship with insurers.

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 standards of this profession.