



## College of Massage Therapists of Ontario

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### **Discipline Hearing Summary**

#### **Artur Plachcinski, RMT (Oakville, ON), May 10, 2018**

##### **Decision**

On May 10, 2018, the Discipline Committee found that Mr. Plachcinski, 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 CMTO, 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 false or misleading information;
4. submitted an account or charge for services that he knew was 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 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. Plachcinski was reprimanded by a Panel of the Discipline Committee immediately following the hearing. The fact of the reprimand and the text of the reprimand is to appear on the public register of the College. (The reprimand can be read below.)
2. The Registrar was directed to suspend Mr. Plachcinski's Certificate of Registration for a period of four (4) months from the date of the hearing.
3. The Registrar was directed to impose the following specified terms, conditions and limitations on Mr. Plachcinski's Certificate of Registration:
  - a. Within four (4) months of the date of this order, Mr. Plachcinski is required to complete the College's Record Keeping Workshop, which is to be taken at his

own expense;

- b. Within four (4) months of the date of this order, Mr. Plachcinski is required to provide proof, acceptable to the Registrar, of successful completion of the PROBE ethics and boundaries course, which is to be taken at his own expense;
  - c. Within twelve (12) months of the date of this order, Mr. Plachcinski is required to participate in a chart audit conducted by a College-appointed auditor. The audit will consist of a review of between 10 and 20 client charts selected by the auditor, together with the corresponding appointment records and financial records for those clients. Mr. Plachcinski will cover the costs of the audit, which shall not exceed \$275.00.
4. Mr. Plachcinski was required to pay the College costs in the amount of \$4,000.00 within thirty (30) days of the date of this order.

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

#### **Reprimand Delivered to Mr. Plachcinski**

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

Mr. Plachcinski, the Panel would like to acknowledge the respect you've shown for this process through your cooperation and for your presence today. The Panel finds your actions unacceptable. Falsifying documents undermines the reputation of the profession, and the public trust and confidence. Although we recognize you did not receive any personal benefit from your actions, it is still professional misconduct and a violation of your professional standards as a Regulated Health Professional.

The Panel would like to remind you that being a Registered Massage Therapist is a privilege and not a right. The Panel also recognizes that you were proactive in enrolling in the PROBE course. It is our expectation that you will learn from the ordered course work, and that when you return to your practice you will recommit yourself to upholding the standards of the profession.