



## College of Massage Therapists of Ontario

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### Discipline Hearing Summary

#### Daocheng Li, RMT (Unionville, ON), June 18, 2018

##### Decision

On June 18, 2018, the Discipline Committee found that Mr. Daocheng Li, a Registered Massage Therapist (RMT), committed acts of professional misconduct in that he:

1. advertised or permitted advertising with respect to his practice in contravention of the regulations under the *Massage Therapy Act, 1991*;
2. 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;
3. did anything to a client for a therapeutic, preventative, palliative, cosmetic or other health-related purpose in a situation in which consent is required by law, without such consent;
4. failed to keep records as required;
5. falsified a record relating to his practice;
6. signed or issued, in his professional capacity, a document that he knew contained a false or misleading statement;
7. submitted an account or charge for services that he knew was false or misleading;
8. contravened the *Massage Therapy Act, 1991*, the *Regulated Health Professions Act, 1991*, or the regulations under either of those Acts, and failed to cooperate fully with the College; and
9. 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 and Cost Award

The Discipline Committee's order included the following:

1. Mr. Li 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 immediately suspend Mr. Li's Certificate of Registration for a period of seven (7) months.
3. The Registrar is directed to impose the following terms, conditions or limitations on Mr. Li's Certificate of Registration:
  - a. within seven (7) months of June 18, 2018, Mr. Li 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 seven (7) months of June 18, 2018, Mr. Li 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. Li is required to pay to the College costs in the amount of \$3,000.00, payable within twelve (12) months of June 18, 2018.

**Reprimand Delivered to Mr. Li:**

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

Mr. Li, the Panel would like to acknowledge your presence here today and your co-operation with the College counsel in arriving at a joint submission. Failure to obtain informed consent is simply unacceptable by today's standards. It is your responsibility as a Regulated Health Professional to ensure that your patients understand and consent to any treatment that you are providing. This College will not tolerate a nonchalant approach to regulatory responsibilities by its [registrants].

Issuing false receipts and falsifying medical records for a [client] you did not actually treat undermines the sanctity of these important medical records. This, in turn, can put the public at risk. It is extremely unprofessional behaviour for any Regulated Health Professional to conduct themselves in such a dishonest manner.

We trust that you will reflect on this during your suspension and as you take your ordered course work. 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 your practice you will do so by recommitting yourself to upholding the standards of the profession.