

Discipline Hearing Summary

An Ni Che (Oakville, ON)

November 14, 2023

Decision

On November 14, 2023, the Discipline Committee found that Ms. Che engaged in the following acts of professional misconduct:

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, specifically, *Communication/Public Health Standard 14: Client Health Record*;
2. failed to permit entry at a reasonable time or to cooperate with an authorized representative of the College conducting an inspection or examination of the registrant's office, records, equipment or practice;
3. failed to keep records as required;
4. signed or issued, in her professional capacity, a document that she knew contained a false or misleading statement; 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.

Ms. Che was given notice of the hearing, but she did not participate, and the hearing proceeded in her absence.

The Discipline Committee found that from around March 2019 to around January 2020, Ms. Che issued, or allowed the clinic where she worked to issue, receipts for Massage Therapy treatments that she did not provide.

In addition, Ms. Che could not produce any client records when asked to do so by a College investigator. Over the course of the College's investigation into Ms. Che's conduct, Ms. Che failed to cooperate with the investigator when she denied that she had issued or allowed others to issue receipts in her name for services not provided by her. She also denied that she received compensation for allowing the clinic to use her pre-signed receipts, ultimately admitting to this conduct toward the end of the investigation.

Penalty Order and Costs Award

The Discipline Committee's order included the following:

1. Ms. Che must appear before a panel of the Discipline Committee within 30 days of November 14, 2023, to be reprimanded, with the fact of the reprimand and the text of the reprimand to appear on the College's public register;
2. The Registrar is directed to immediately revoke Ms. Che's Certificate of Registration; and
3. Ms. Che must pay the College costs of \$8,778 within 30 days of November 14, 2023.

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