



Discipline Summary

Manuel Enrique Batista Hornia (Sarnia, ON)

May 15, 2026

Decision

On May 15, 2026, the Ontario Massage Therapists Discipline Tribunal (Tribunal) found that Mr. Batista committed the following acts of professional misconduct:

1. sexual abuse of a patient;
2. physical abuse of a patient;
3. contravening a standard of practice of the profession or a published standard of the College, or failing to maintain the standard of practice of the profession, in particular, the standards for *Consent, Professional Boundaries, Prevention of Sexual Abuse, and Draping and Physical Privacy*; and
4. engaging in conduct or performing an act relevant to the practice of the profession that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional.

The Tribunal found that during a massage therapy session in 2022, Mr. Batista engaged in conduct of a sexual nature toward a patient. This conduct included non-consensual touching of the patient's upper inner thighs and buttocks, which are sensitive areas for which registrants must obtain prior written informed consent before treating. Mr. Batista also exposed and touched the patient's genitals.

Penalty and Costs

The Tribunal made the following order on penalty and costs:

1. Mr. Batista must appear before the panel to be reprimanded within 30 days of May 15, 2026, with the fact of the reprimand and the text of the reprimand to appear on the public register of the College;
2. The Tribunal directs the Registrar to revoke Mr. Batista's Certificate of Registration effective May 15, 2026;
3. Mr. Batista must reimburse the College for any funding for therapy and counselling provided to the patient under the program required under s. 85.7 of the Health

Professions Procedure Code, up to the maximum allowable amount of \$17,370;

4. Mr. Batista must post security in the amount of \$17,370 to guarantee the payment of any amounts he may be required to reimburse the College under paragraph 3 above, within 30 days of May 15, 2026;
5. Any amount of security provided by Mr. Batista pursuant to paragraph 4 above that has not been used by August 18, 2027 will be returned to him; and
6. Mr. Batista must pay the College costs in the amount of \$5,110 within 30 days of May 15, 2026.

The complete decision and reasons will be available online from the [Canadian Legal Information Institute \(CanLII\)](#).