

ONTARIO MASSAGE THERAPISTS DISCIPLINE TRIBUNAL

College of Massage Therapists of Ontario

College

- and -

Emily Gail Martin

Registrant

On May 20, 2026, a panel of the Inquiries, Complaints and Reports Committee of the College referred specified allegations of the registrant's professional misconduct and/or incompetence to the Tribunal.

In this proceeding, Registrant means "member" as set out in the *Regulated Health Professions Act, 1991*, the Health Professions Procedural Code (Code), the applicable health profession Act, and the regulations thereto.

The allegations are that the Registrant:

1. has committed an act of professional misconduct under:
 - a. section 51(1)(c) of the *Health Professions Procedural Code*, being Schedule 2 to the *Regulated Health Professions Act, 1991*, and as defined in one or more of the following paragraphs of section 26 of Ontario Regulation 544/94 version in force as of July 1, 2024 made under the *Massage Therapy Act, 1991*:
 - i. **paragraph 38**: 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.
 - ii. **paragraph 40**: engaging in conduct that would reasonably be regarded by members as conduct unbecoming a massage therapist.

Further information about these allegations is set out below:

2. At the material times, the Registrant was a duly registered member of the College, practising at McLauchlin Wellness Clinic in Blenheim, Ontario (the "Clinic").
3. On or about February 3, 2025, the College received a complaint regarding the Registrant's conduct with a male patient (the "Patient").
4. The Registrant was notified of the complaint on or about February 13, 2025.

5. On or about February 13, 2025, the Registrant contacted the Patient and requested to meet him.
6. On or about February 13, 2025, the Registrant did one or more of the following:
 - a. asked the Patient if he would ask the Complainant to withdraw their College complaint; and/or
 - b. asked the Patient if he would ask the Complainant if the Complainant had sent any documents to the College relating to their complaint.

The Tribunal will hold a hearing under sections 38 to 56 of the Code, the *Statutory Powers Procedure Act*, and the *Hearings in Tribunal Proceedings (Temporary Measures) Act, 2020*, on a date or dates to be set at a case management conference, to decide whether the registrant has committed an act or acts of professional misconduct and/or is incompetent.

The College will file this Notice with the Tribunal. The Tribunal will then set a date for the first case management conference and send it to the parties with more information about the Tribunal's process.

If the registrant or their representative does not attend the case management conference or the hearing, the Tribunal may proceed in the registrant's absence and the registrant is not entitled to any further notice in the proceeding.

If the Tribunal finds the registrant committed an act or acts of professional misconduct, it may make one or more of the following orders under subsections 51(2) of the Code.

- direct the Registrar to revoke the registrant's certificate of registration.
- direct the Registrar to suspend the registrant's certificate of registration for a specified period of time.
- direct the Registrar to impose specified terms, conditions and limitations on the registrant's certificate of registration for a specified or indefinite period of time.
- require the registrant to appear before the Tribunal to be reprimanded.
- require the registrant to pay a fine of not more than \$35,000 to the Minister of Finance.
- if the act of professional misconduct was the sexual abuse of a patient, require the registrant to reimburse the College for funding provided for that patient under the program and/or require the registrant to post security acceptable to the College to guarantee this payment.

The Tribunal may, under subsection 53.1 of the Code, require the registrant to pay all or part of the College's costs and expenses.

The Tribunal's website includes the Tribunal's Rules of Procedure, Practice Directions and guides to the process.

Date: May 20, 2026

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