

**DISCIPLINE COMMITTEE OF
THE COLLEGE OF DENTAL TECHNOLOGISTS OF ONTARIO**

BETWEEN:

COLLEGE OF DENTAL TECHNOLOGISTS OF ONTARIO

- and -

DAMIR-SLAVKO HANZEK

NOTICE OF HEARING

The Inquiries, Complaints and Reports Committee of the College of Dental Technologists of Ontario has referred specified allegations against **Damir-Slavko Hanzek** to the Discipline Committee of the College. The allegations were referred in accordance with paragraph 26(1)1 of the *Health Professions Procedural Code*, being Schedule 2 to the *Regulated Health Professions Act, 1991*. The statement of allegations is attached to this notice of hearing. A discipline panel will hold a hearing under the authority of sections 38 to 56 of the *Health Professions Procedural Code* for the purposes of deciding whether the allegations are true.

IF YOU DO NOT ATTEND AT THE HEARING IN ACCORDANCE WITH THE PRECEDING PARAGRAPH, THE DISCIPLINE PANEL MAY PROCEED IN YOUR ABSENCE AND YOU WILL NOT BE ENTITLED TO ANY FURTHER NOTICE IN THE PROCEEDINGS.

If the discipline panel finds that you have engaged in professional misconduct, it may make one or more of the following orders:

1. Direct the Registrar to revoke the member's certificate of registration.

2. Direct the Registrar to suspend the member's certificate of registration for a specified period of time.
3. Direct the Registrar to impose specified terms, conditions and limitations on the member's certificate of registration for a specified or indefinite period of time.
4. Require the member to appear before the panel to be reprimanded.
5. Require the member to pay a fine of not more than \$35,000 to the Minister of Finance.

The discipline panel may, in an appropriate case, make an order requiring you to pay all or part of the College's costs and expenses pursuant to section 53.1 of the *Health Professions Procedural Code*.

You are entitled to disclosure of the evidence against you in accordance with section 42(1) of the *Health Professions Procedural Code*, as amended. You, or your representative, may contact the solicitor for the College in this matter:

Jordan Glick
GLICKLAW

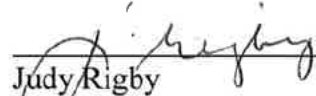
Suite 100, 116 Simcoe Street
Toronto, ON M5H 4E2

Telephone: (416) 596-2960 ext. 235
Facsimile: (416) 596-2598
Email: jglick@glicklaw.ca

You must also make disclosure in accordance with section 42.1 of the *Health Professions Procedural Code*, which states as follows:

Evidence of an expert led by a person other than the College is not admissible unless the person gives the College, at least ten days before the hearing, the identity of the expert and a copy of the expert's written report or, if there is no written report, a written summary of the evidence.

Date: July 22, 2019



Judy Rigby
Registrar
College of Dental Technologists of Ontario
305 Milner Avenue, Suite 904
Scarborough, Ontario M1B 3V4

TO: **Damir-Slavko Hanzek**


Statement of Allegations

IT IS ALLEGED THAT:

1. Mr. Damir-Slavko Hanzek (the “**Member**”) committed an act or acts of professional misconduct as provided by subsection 51(1)(c) of the *Health Professions Procedural Code* of the *Dental Technology Act, 1991*, as amended, and subsection 1(2) of *Ontario Regulation 798/93*, as amended, in that, while engaged in the practice of dental technology at Prestige Dental Studio (“**Prestige**”), he failed to maintain a standard of practice of the profession when he:

- a. failed to update his member profile to reflect that he was acting as the supervising RDT at Prestige; and/or,
- b. failed to maintain records as required including, but not limited to, in accordance with the supervisory standard; and/or,
- c. failed to supervise and/or design, construct, repair and/or alter a dental prosthetic, restorative and/or orthodontic devices and, in particular, the devices related to invoices issued between June 12, 2017 and October 13, 2017 as identified in Appendix “A”; and/or,
- d. failed to stamp the client and laboratory copy of invoices issued between June 12, 2017 and October 13, 2017 in accordance with standards as identified for the clients in Appendix “A”.

2. The Member committed an act or acts of professional misconduct as provided by subsection 51(1)(c) of the *Health Professions Procedural Code* of the *Dental Technology Act, 1991*, as amended, in that while engaged in the practice of dental technology at Prestige, he contravened subsection 1(21) of *Ontario Regulation 798/93*, as amended by failing to keep records as required.

3. The Member committed an act or acts of professional misconduct as provided by subsection 51(1)(c) of the *Health Professions Procedural Code* of the *Dental Technology Act, 1991*, as amended, and subsection 1(22) of *Ontario Regulation 798/93*, as amended, in that while engaged in the practice of dental technology at Prestige, he falsified records relating to his practice and, in particular, in respect of the invoices for clients identified in Appendix “A”.

4. The Member committed an act or acts of professional misconduct as provided by subsection 51(1)(c) of the *Health Professions Procedural Code* of the *Dental Technology Act, 1991*, as amended, and subsection 1(31) of *Ontario Regulation 798/93*, as amended in that while engaged in the practice of dental technology at Prestige, he contravened the *Dental Technology Act, 1991*,

the *Regulated Health Professions Act, 1991*, and/or the Regulations under both those *Acts* by directing and/or permitting the design, construction, repair or alteration of a dental prosthetics, restorative or orthodontic device where he did not supervise the technical aspects of the design, construction, repair or alteration;

5. The Member committed an act or acts of professional misconduct as provided by subsection 51(1)(c) of the *Health Professions Procedural Code* of the *Dental Technology Act, 1991*, as amended, and subsection 1(34) of *Ontario Regulation 798/93*, as amended, in that, while engaged in the practice of dental technology as the supervising RDT at Prestige, he engaged in conduct or performed an act or acts relevant to the practice of dental technology that, having regard to all the circumstances, would reasonably be regarded by members of the profession as disgraceful, dishonourable or unprofessional when he:

- a. failed to update his member profile to reflect that he was acting as the supervising RDT at Prestige; and/or,
- b. failed to maintain records as required including, but not limited to, in accordance with the supervisory standard; and/or,
- c. failed to supervise and/or design, construct, repair and/or alter a dental prosthetic, restorative and/or orthodontic devices and, in particular, the devices related to invoices issued between June 12, 2017 and October 13, 2017 as identified in Appendix "A"; and/or,
- d. failed to stamp the client and laboratory copy of invoices issued between June 12, 2017 and October 13, 2017 in accordance with standards as identified for the clients in Appendix "A"

APPENDIX "A"

<u>Client</u>	<u>Date of Invoice</u>
1. PG	June 12, 2017
2. EM	June 12, 2017
3. JE	June 12, 2017
4. MH	June 12, 2017
5. HX	July 5, 2017
6. PC	July 7, 2017
7. MDM	July 17, 2017
8. DB	July 20, 2017
9. HX	July 20, 2017
10. TV	August 4, 2017
11. NA	August 7, 2017
12. ID	August 9, 2017
13. LS	August 15, 2017
14. RC	August 15, 2017
15. CV	August 18, 2017
16. RW	August 18, 2017
17. LH	August 24, 2017
18. ID	August 31, 2017
19. SB	September 6, 2017
20. LH	September 17, 2017
21. IB	September 19, 2017
22. KV	September 23, 2017
23. SD	September 26, 2017
24. TF	September 26, 2017
25. RL	October 4, 2017
26. IB	October 11, 2017
27. YY	October 12, 2017
28. JE	October 12, 2017
29. AS	October 13, 2017

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Lawyers for the College of
Dental Technologists of Ontario