SUMMARY

DR. EMAD MIKHAIL GUIRGUIS (CPSO# 55334)

1. Disposition

On December 14, 2018, the Inquiries, Complaints and Reports Committee (the Committee) required general surgeon Dr. Guirguis to appear before a panel of the Committee to be cautioned with respect to providing a full explanation of a procedure to a patient and ensuring the patient has full clarity about what is going to be done.

2. Introduction

A patient complained to the College about the outcome of a cosmetic surgical procedure that Dr. Guirguis performed.

In his response, Dr. Guirguis provided information about, among other things, revision surgery he offered, the outcome of the surgery, and clinical pictures of the patient. He explained that he never offered a full version of the procedure in question to the patient, but rather a "mini" procedure, which was the fee the patient paid and what is documented in his pre-procedure consultation note. Dr. Guirguis said the use of a more colloquial term for the procedure on some of the patient forms was for ease of patient understanding. Dr. Guirguis also noted he was not involved with clinic timing or details related to payment receipts, so was unable to comment why there was reference to a "full" procedure on the patient's receipt.

3. Committee Process

A Surgical Panel of the Committee, consisting of public and physician members, met to review the relevant records and documents related to the complaint. The Committee always has before it applicable legislation and regulations, along with policies that the College has developed, which reflect the College's professional expectations for physicians practising in

Ontario. Current versions of these documents are available on the College's website at www.cpso.on.ca, under the heading "Policies & Publications."

4. Committee's Analysis

It was apparent to the Committee that the patient was not clear on what procedure Dr. Guirguis was to perform. The Committee regarded this as understandable, given the ways the procedure was variously described within the records (and most pertinently in the documents the patient completed or reviewed). The Committee was of the view that there was a basis for the patient's lack of clarity about the nature of the surgery they were to undergo.

The Committee noted Dr. Guirguis's College history included previous advice around documentation of discussions regarding the specific risks and benefits of surgery.

The Committee concluded that a caution in person was appropriate as it is imperative that patients have a full understanding of the procedures they are to undergo, and full clarity about what the procedures involve.