

UNDERTAKING, ACKNOWLEDGEMENT AND CONSENT
(“Undertaking”)

of

DR. PETER WILLIAM GALLEY
(“Dr. Galley”)

to

COLLEGE OF PHYSICIANS AND SURGEONS OF ONTARIO
(the “College”)

A. PREAMBLE

(1) In this Undertaking:

“**Code**” means the Health Professions Procedural Code, which is Schedule 2 to the *Regulated Health Professions Act, 1991*, S.O. 1991, c. 18, as amended;

“**ICR Committee**” means the Inquiries, Complaints and Reports Committee of the College.

“**Narcotic Drugs**” means from the Narcotic Control Regulations made under the *Controlled Drugs and Substances Act*, S.C., 1996, c. 19, as amended.

“**Narcotic Preparations**” means from the Narcotic Control Regulations made under the *Controlled Drugs and Substances Act*, S.C., 1996, c. 19, as amended.

“**Controlled Drugs**” means from Part G of the Food and Drug Regulations under the *Food and Drugs Act*, S.C., 1985, c. F-27, as amended.

“**Benzodiazepines and Other Targeted Substances**” means from the Benzodiazepines and Other Targeted Substances Regulations made under the *Controlled Drugs and Substances Act*, S.C., 1996, c. 19, as amended

(A summary of the above-named drugs [from Appendix I to the Compendium of Pharmaceuticals and Specialties] is attached hereto as Schedule “A”; and the current regulatory lists are attached hereto as Schedule “B”)

“**All other Monitored Drugs**” means as defined under the *Narcotics Safety and Awareness Act, 2010*, S.O. 2010, c. 22, as amended, as noted in Schedule “C”.

“**NMS**” means the Drug Program Services Branch, the Narcotics Monitoring System implemented under the *Narcotics Safety and Awareness Act, 2010*, S.O. 2010, c. 22, as amended;

“**OHIP**” means the Ontario Health Insurance Plan;

“**Public Register**” means the College’s register that is available to the public.

- (2) I, **Dr. Galley**, certificate of registration number **33721**, am a member of the College.
- (3) I, **Dr. Galley**, acknowledge that the College received information from the NMS and initiated an investigation bearing File Number 7215574 (the “Investigation”) into whether I failed to maintain the standard of practice of the profession and/or am incompetent in my prescribing of controlled substances, including narcotics.

B. UNDERTAKING

- (4) I, **Dr. Galley**, undertake to abide by the provisions of this Undertaking, effective immediately.

(5) *Resignation of Prescribing Privileges*

- (a) I, **Dr. Galley**, undertake that, effective immediately, I will not issue new prescriptions or renew existing prescriptions for or administer any Narcotic Drugs, Narcotic Preparations, Controlled Drugs, Benzodiazepines and Other Targeted Substances and All other Monitored Drugs.
 - (b) I, **Dr. Galley**, acknowledge that I have executed the Prescribing Resignation Letter to Health Canada, which is attached hereto as Schedule “D” (the “Resignation Letter”).
 - (c) I, **Dr. Galley**, consent to the College sending the Resignation Letter to Health Canada on my behalf.
- (6) I, **Dr. Galley**, undertake that I will return any supplies of the substances referred to in section (5)(a) above that are presently in my possession, in any place, to a pharmacy in a safe and secure manner, as stipulated in the College’s Policy Number 8-12, “Prescribing Drugs.”
 - (7) I, **Dr. Galley**, undertake to inform the College of each and every location that I practise or have privileges, including, but not limited to, hospital(s), clinic(s) and office(s), in any jurisdiction (collectively my “Practice Location(s)”), within five (5) days of executing this Undertaking. Going forward, I further undertake to inform the College of any and all new Practice Locations within five (5) days of commencing practice at that location.

(8) *Posting a Sign*

- (a) I, **Dr. Galley**, undertake that I shall post a sign in the waiting room(s) and in each examination and consulting room, in all my Practice Locations, in a clearly visible and secure location, in the form set out at Schedule “E.” For further clarity, this sign shall state as follows:

IMPORTANT NOTICE

Dr. Galley must not prescribe or administer any of the following:

- Narcotic Drugs
- Narcotic Preparations
- Controlled Drugs
- Benzodiazepines and Other Targeted Substances
- All other Monitored Drugs

Further information may be found on the College of Physicians and Surgeons of Ontario website at www.cpso.on.ca

- (b) I, **Dr. Galley**, undertake to post a certified translation in any language in which I provide services, of the sign described in section (8)(a) above, in the waiting room(s) and in each examination and consulting room, in all my Practice Locations, in a clearly visible and secure location, in the form set out at Schedule “E.”
 - (c) I, **Dr. Galley**, undertake to provide the certified translation(s) described in section (8)(b), to the College within thirty (30) days of executing this Undertaking.
 - (d) I, **Dr. Galley**, undertake that if I elect, after the execution of this Undertaking, to provide services in any other language(s), I will notify the College prior to providing any such services.
 - (e) I, **Dr. Galley**, undertake to provide to the College the certified translation(s) described in section (8)(c) prior to beginning to provide services in the language(s) described in section (8)(d).
- (9) ***Resignation of Certificate of Registration***
- (f) I, **Dr. Galley**, hereby resign from the College effective October 1, 2017 (the “Resignation Date”).
 - (g) I, **Dr. Galley**, hereby undertake not to apply or re-apply for registration as a physician to practise medicine in Ontario or any other jurisdiction after the Resignation Date.
 - (h) I, **Dr. Galley**, acknowledge and provide consent that in the event that the College should become aware that I am in breach of this Undertaking including, but not limited to, becoming aware that I have either applied, re-applied or attempted to apply or re-apply for registration as a physician or for a certificate of registration, or equivalent, to practise medicine in any jurisdiction after the Resignation Date, the College shall, in its sole

discretion, have the right to proceed with a disciplinary proceeding on the basis of a breach of this Undertaking.

- (i) **I, Dr. Galley**, undertake to the College to abide by the College's Policy on Practice Management Considerations for Physicians Who Cease to Practise, Take an Extended Leave of Absence or Close Their Practice Due to Relocation.
- (j) **I, Dr. Galley**, undertake to the College that upon signing this Undertaking, I shall forward a request to the General Manager of the OHIP that my billing number be deactivated for services rendered after the Resignation Date.

C. ACKNOWLEDGEMENT

- (10) **I, Dr. Galley**, acknowledge that all schedules attached to or referred to in this Undertaking form part of this Undertaking.
- (11) **I, Dr. Galley**, acknowledge and undertake that I shall be solely responsible for payment of all fees, costs, charges, expenses, etc. arising from the implementation of any of the provisions of this Undertaking.
- (12) **I, Dr. Galley**, acknowledge that I have read and understand the provisions of this Undertaking and that I have obtained independent legal counsel in reviewing and executing this Undertaking, or have waived my right to do so.
- (13) **I, Dr. Galley**, acknowledge that the College will provide this Undertaking to any Chief(s) of Staff, or a colleague(s) with similar responsibilities, at any Practice Location ("Chief(s) of Staff").
- (14) **I, Dr. Galley**, acknowledge that a breach by me of any provision of this Undertaking, including, but not limited to, an application, re-application or attempt to apply or re-apply for registration as a physician or for a certificate of registration, or equivalent, to practise medicine in any jurisdiction after the Resignation Date, may constitute an act of professional misconduct and/or incompetence, and may result in a referral of specified allegations to the Discipline Committee.
- (15) **I, Dr. Galley**, acknowledge that this Undertaking constitutes terms, conditions, and limitations on my certificate of registration for the purposes of section 23 of the Code.
- (16) ***Public Register***
 - (a) **I, Dr. Galley**, acknowledge that, during the time period that this Undertaking remains in effect, this Undertaking shall be posted on the Public Register.
 - (b) **I, Dr. Galley**, acknowledge that, in addition to this Undertaking being posted

in accordance with section (16)(a) above, the following summary shall be posted on the Public Register during the time period that this Undertaking remains in effect:

The College received information from the Narcotics Monitoring System about Dr. Galley's prescribing of controlled substances, including narcotics.

Based on the information received, the College conducted an investigation into whether Dr. Galley failed to maintain the standard of practice of the profession and/or was incompetent in his prescribing of controlled substances, including narcotics. As a result of the investigation:

Effective immediately, Dr. Galley must not issue new prescriptions or renew existing prescriptions for or administer any Narcotic Drugs, Narcotic Preparations, Controlled Drugs, Benzodiazepines and Other Targeted Substances and All other Monitored Drugs.

Dr. Galley must post a clearly visible sign in the waiting rooms and each examination and consulting room, in all Practice Locations, which states as follows:

IMPORTANT NOTICE

Dr. Galley must not prescribe or administer any of the following:

- Narcotic Drugs
- Narcotic Preparations
- Controlled Drugs
- Benzodiazepines and Other Targeted Substances
- All other Monitored Drugs

Further information may be found on the College of Physicians and Surgeons of Ontario website at www.cpso.on.ca

Dr. Galley has undertaken to resign from the College on October 1, 2017.

D. CONSENT

- (17) I, **Dr. Galley**, undertake that I will submit to, and not interfere with, unannounced inspections of my Practice Location(s) and patient charts by the College and to any

other activity the College deems necessary in order to monitor my compliance with the provisions of this Undertaking.

- (18) I, **Dr. Galley**, give my irrevocable consent to the College to make appropriate enquiries of OHIP, NMS, and any person who or institution that may have relevant information, in order for the College to monitor my compliance with the provisions of this Undertaking.
- (19) I, **Dr. Galley**, acknowledge that I have executed the OHIP and NMS consent forms, attached hereto as Schedule “F” and Schedule “G”, respectively.
- (20) I, **Dr. Galley**, give my irrevocable consent to the College to provide all Chief(s) of Staff with any information the College has that led to the circumstances of my entering into this Undertaking and any information arising from the monitoring of my compliance with this Undertaking.