

**SUMMARY of the Decision of the Inquiries, Complaints and Reports Committee
(the Committee)**
(Information is available about the complaints process [here](#) and about the Committee [here](#))

**Dr. Mahmud Kara (CPSO #59474)
(the Respondent)**

INTRODUCTION

In February 2020, the Complainant agreed to undergo a mastopexy with internal mesh, abdominoplasty, and liposuction. The Respondent conducted this procedure in June 2020, along with the addition of breast augmentation, as suggested by the Respondent that same day.

In June 2021, the Complainant expressed dissatisfaction with some of her results and uncertainty that she had received all the procedures she paid for. A revision surgery was tentatively scheduled for October 2021.

The Respondent took a leave of absence and then subsequently closed his practices in the summer of 2021 and the revision surgery did not occur.

The Complainant contacted the College of Physicians and Surgeons of Ontario (the College) to express concerns about the Respondent's care and conduct.

COMPLAINANT'S CONCERNS

The Complainant is concerned with the care and conduct of the Respondent, regarding her tummy tuck, liposuction, and breast augmentation in June 2020.

Specifically, the Respondent:

- **inappropriately recommended implants only one hour prior to her surgery, which placed her in a vulnerable position and caused her to feel oversold and coerced;**
- **inappropriately overcharged her for the mesh she did not receive;**
- **failed to show up for her preoperative consultation for revision surgery in October 2021; and**
- **inappropriately closed his practice without providing notice.**

COMMITTEE'S DECISION

The Committee considered this matter at its meeting of May 8, 2023. The Committee required the Respondent to appear before a Panel of the Committee to be cautioned with respect to:

1. His failure to have appropriate discussions with patients regarding consent to treatment, ensuring the patient has sufficient information and time to make informed choices.
2. His failure to abide by obligations and responsibilities regarding temporary absences or closing of a medical practice while ensuring continuity of patient care, including not communicating with patients and not following the College policy, *Closing a Medical Practice*.

The Committee also decided to accept an undertaking that is now posted on the public register.

COMMITTEE'S ANALYSIS

Failed to show up for the Complainant's preoperative consultation for revision surgery
- and -

Closed his practice without providing notice
- and -

Recommended implants only one hour prior to her surgery, which placed the Complainant in a vulnerable position and caused her to feel oversold and coerced

As part of this investigation, the Committee retained an independent Assessor who specializes in plastic surgery. The Assessor expressed the view that, contrary to the College's policy, *Closing a Medical Practice*, the Respondent did not have a proactive plan for his office's closure, and he did not make any effort to update the Complainant about the cancellation of her surgery, or have his office make efforts to arrange further care in his absence. In this way, the abrupt closure of the Respondent's practice and his out-of-hospital facility did not meet the standard of care.

The Assessor was also concluded that it was inappropriate to recommend breast implants on the day of the surgery when the Complainant had already expressed her disinterest in this procedure and did not have adequate time to consider the risks and benefits of the new procedure or to contemplate her desired breast size. By improperly consenting a patient for surgery the Respondent displayed a lack of judgement which could potentially cause physical or psychological harm and does not meet the standard of care.

The Committee concurred with the Assessor and decided to caution the Respondent regarding these aspects of his care and conduct and to accept the undertaking.

Overcharged the Complainant for the mesh she did not receive

The Committee expressed concern that the Complainant was left unclear about what services she had received. The Committee was satisfied that their concern would be addressed by accepting the undertaking from the Respondent.