

SUMMARY

DR. MILAD NAGUIB MILAD (CPSO# 50490)

1. Disposition

On August 11, 2016, the Inquiries, Complaints and Reports Committee (“the Committee”) ordered general practitioner Dr. Milad to complete a specified continuing education and remediation program (“SCERP”). The SCERP requires Dr. Milad to:

- Participate in self-directed learning with respect to his record-keeping practices and ordering testing for patients.
- Practice under the guidance of a Clinical Supervisor acceptable to the College for a period of 12 months, with respect to the CanMEDS roles of “Medical Expert” (to focus on evidence-based use of investigations including screening blood work and cardiac investigations) and “Communicator (Record-Keeping)” (to focus on issues related to documentation since transitioning to an electronic medical record-keeping system).
- Undergo a reassessment of his practice by an assessor selected by the College approximately six months following complete of the period of clinical supervision outlined above.

2. Introduction

In April 2015, a reassessment of Dr. Milad’s practice was conducted following completion of a SCERP first implemented in 2011 focused on record-keeping, ordering appropriate investigations and ensuring follow-up, and prescribing practices. In January 2016, based on the results of the reassessment, the Committee approved the Registrar’s appointment of investigators under Section 75(1)(a) of the Code to examine Dr. Milad’s practice.

Dr. Milad responded that he continues to be an active participant in continuing medical education programs provided through the College of Family Physicians of Canada. He stated that the College appears not to have recognized the positive conclusions of a medical inspector

with regard to his having maintained the standard of practice of the profession. He pointed out that no issue of an identified danger to public safety was before the Committee.

3. Committee Process

Further to a prior SCERP, Dr. Milad underwent a reassessment by an Assessor who reviewed a number of Dr. Milad's patient charts, interviewed Dr. Milad, and submitted a written report. This reassessment report was before the Committee.

A Family Practice 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

The Committee noted that although the Medical Inspector did state that Dr. Milad met the standard of practice of the profession, she also itemized a long list of areas of practice that Dr. Milad could improve. The types of issues that the Medical Inspector identified that require improvement caused concern to the Committee, especially since Dr. Milad has been involved in attempts to improve his practice since 2011 the prior SCERP was implemented. The Committee found it alarming that Dr. Milad still has so many areas of his practice that could be improved upon. The Committee found itself at odds with the MI's conclusion that Dr. Milad met the standard given the extensive deficiencies identified in his practice.

Dr. Milad declined the opportunity to enter into an undertaking with the College for ongoing supervision of his practice. The Committee felt this demonstrated a lack of insight on Dr. Milad's part given his membership in the College, which has a duty to protect the public. The Committee felt that in order to protect the public it would have to require Dr. Milad to complete the necessary education and remediation by imposing a SCERP.