

**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

The Respondent (Plastic Surgery) performed a surgical implant removal and replacement procedure on the Complainant.

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

COMPLAINANT'S CONCERNS

The Complainant is concerned:

- **the Respondent did not obtain her informed consent to change the size of the implants he inserted;**
- **the Respondent spoke to her in a way that was unprofessional and disrespectful**
- **she had difficulties obtaining a full copy of her record from the Respondent; and**
- **an entry in the record is not accurate.**

COMMITTEE'S DECISION

A Surgical Panel of the Committee considered this matter at its meeting of February 21, 2020. The Committee required the Respondent to attend at the College to be cautioned in person with respect to informed consent and documentation of the same. The Committee also asked the Respondent to review relevant literature and to submit a written summary about the process and timing around obtaining, discussing and documenting informed consent, including a review of the College policy, *Consent to Treatment*.

COMMITTEE'S ANALYSIS

Concern about informed consent

There was a discrepancy in the Respondent's documentation about implant size (where an invoice stated one size and all other documentation stated a larger size). The Complainant signed consent forms after speaking to a patient consultant but before

seeing the Respondent. There was a lack of detail, overall, in terms of the consent process, and what the Complainant was told. While the medical record contained many consent documents, there was nothing to indicate that key aspects were discussed with the Complainant. The Respondent demonstrated a lack of insight and this was not the first time a patient has expressed concern around the issue of consent.

Citing the College policy, *Consent to Treatment*, the Committee concluded that it was appropriate to require the Respondent to attend at the College to be cautioned in person as set out above.

Other concerns

The Committee took no further action on the Complainant's concerns about the Respondent's behaviour, difficulties in obtaining a full copy of her record, and an inaccurate record entry.