

**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 carried out a breast augmentation procedure on the Complainant in March 2021.

The Complainant was dissatisfied with the results and a revision surgery was scheduled for August 2021. The Respondent took a leave of absence in the summer of 2021, subsequently closed his practices, and the revision surgery was cancelled.

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's concerns are as follows:

- **The Respondent used the incorrect sized implants during her breast augmentation surgery in March 2021, and a breast lift was not done based on the consultation that initially took place with the Respondent's assistant.**
- **Multiple appointments were made for a new surgery, but she was not able to get in touch with the Respondent's office and the phone numbers were no longer in service.**
- **Her implants are heavy, not properly positioned and they are not high enough in her chest cavity causing her back ache and an inability to wear a regular bra.**

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 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.

2. His failure to document discussions with patients regarding consent to treatment, planned operative management, the risks and benefits of the procedure, and the goals and expectations.

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

COMMITTEE'S ANALYSIS

As part of this investigation, the Committee retained an independent Assessor who specializes in plastic surgery. The Assessor opined that overall the breast augmentation procedure was not associated with any short-term complications. However, the documentation created during the Complainant's initial consultations with the Respondent and his office lacked relevant details making it difficult to assess whether the Respondent chose the correct procedure for the Complainant or had a thorough discussion regarding the risks and benefits of the planned procedure with the Complainant. The Committee decided to caution the Respondent in regard to his failure to document the consent discussion.

The Assessor also expressed the view that, contrary to the College's policy, *Closing a Medical Practice*, the Respondent did not have a proactive plan in place for his office's closure and he did not take reasonable steps to ensure the Complainant's ongoing care. 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 Committee concurred with this view and decided to caution the Respondent in regard to this aspect of his conduct and to accept the undertaking.