

SUMMARY

DR. RAYMOND KING HEI CHAN (CPSO# 70909)

1. Disposition

On January 15, 2019, the Inquiries, Complaints and Reports Committee (the Committee) required Dr. Chan (Family Medicine) to appear before a panel of the Committee to be cautioned with respect to treating and prescribing to family, diverting medication, and boundaries (as Dr. Chan describes being extorted by a patient over a long period of time).

The Committee also accepted an undertaking from Dr. Chan, executed on November 24, 2018, in which he has agreed to engage in professional education in medical record-keeping and professionalism, boundaries and ethics.

2. Introduction

Two patients contacted the College and raised various concerns about Dr. Chan. One of the patients was concerned about money he had apparently given to Dr. Chan for investment, but which Dr. Chan refused to release. The patient was also concerned that Dr. Chan: refused to see the patient's family members or fill out certain paperwork; requested money for a handicapped parking permit; prescribed medication in the name of one of his own family members (which he then gave to the patient); had a staff member who behaves inappropriately; and prescribed the patient high levels of a narcotic medication. The other patient was concerned that Dr. Chan: did not release the patient's and their family's files; did not relay a significant blood test result; and did not register certain blood work.

Dr. Chan responded that he was subject to extortion over a number of years and he paid the patient in cash (Dr. Chan provided no financial records). Dr. Chan said he prescribed medication for a family member and provided it to the patient. He also said he had provided the patient a prescription in his family member's name on two other occasions; he said he would remove the

prescription label and provide the patient with the medication. Dr. Chan indicated he had a chart and had billed OHIP for his family member. Dr. Chan provided further explanations and information regarding both patients' other areas of concern.

3. Committee Process

A General 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

On the basis of Dr. Chan's own description that he was subject to extortion by a patient and said he paid money to the patient for some time, the Committee had concerns about his understanding of boundaries with patients. The Committee noted that Dr. Chan's treatment of a family member was not in accordance with the College policy, *Physician Treatment of Self, Family Members, or Others Close to Them*. The Committee was also concerned that Dr. Chan diverted a family member's medications to a patient. The Committee decided to caution Dr. Chan on these concerns. The undertaking Dr. Chan executed addressed additional issues arising from this complaint, and beyond those, and taking into account previous voluntary restrictions Dr. Chan had made to his practice and the public protection these offer, the Committee took no further action on the patients' other areas of concern.