

**SUMMARY of the Decision of the Inquiries, Complaints and Reports Committee
(the Committee)**

**(Information about the complaints process and the Committee is available at:
<https://www.cpso.on.ca/Public-Information-Services/Learn-About-Our-Complaints-Process>)**

**Dr. Michael Leon Lester (CPSO #19581)
(the Respondent)**

INTRODUCTION

The Complainant was a patient of the Respondent, a paediatrician, since childhood. The Respondent regularly followed the Complainant for eczema and prescribed medication for this condition. According to the Complainant, the Respondent examined her on one occasion, shortly before he closed his practice, in a manner the Complainant has come to believe was inappropriate.

COMPLAINANT'S CONCERNS

<p>The Complainant is concerned that the Respondent touched her breast during an examination for eczema.</p>

COMMITTEE'S DECISION

A General Panel of the Committee considered this matter at its meeting of November 28, 2018. The Committee required the Respondent to attend at the College to be cautioned in person with respect to his record-keeping (including documenting important examinations) and communications (including explaining the elements of important examinations).

COMMITTEE'S ANALYSIS

The Committee noted that the allegation, if true, was serious. For several reasons, however, the Committee did not believe the matter warranted referral to the Discipline Committee, as there would be no reasonable prospect of a finding against the Respondent.

The Committee was unable to determine with certainty what occurred at the appointment in question. Nevertheless, the Committee remained concerned that the Respondent's communications with the Complainant were not effective or sufficient to ensure that the Complainant understood the examination to be performed. The Committee also had concerns about the Respondent's record-keeping, which was sparse, not entirely legible, and did not document the examination in question (if in fact it occurred).