

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. He took a leave of absence from his practice in July 2021 and subsequently closed his plastic surgery clinics.

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 is concerned about the care and conduct of the Respondent in regard to her breast implant procedure. Specifically, the Respondent:

- **Inappropriately performed the Complainant's surgery despite her elevated blood pressure**
- **Failed to insert the appropriate size of breast implants, in that they were only slightly larger than her natural breasts**
- **Inappropriately cancelled the Complainant's follow-up consultation without notice after advising that he would re-do her surgery**
- **Inappropriately closed his offices abruptly and without providing notice.**

COMMITTEE'S DECISION

The Committee considered this matter at its meeting of August 8, 2023. The Committee required the Respondent to appear before a Panel of the Committee to be cautioned with respect to his failure to abide by the obligations and responsibilities regarding temporary absences or closing of a medical practice to ensure continuity of patient care, including communicating with patients and his failure to follow College policy, *Closing a Medical Practice*; and with regard to his failure to adequately perform or document post-operative care. 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 the Respondent did not display a lack of knowledge, skill or judgement in regard to the breast augmentation procedure

he carried out on the Complainant. The Committee decided to take no action on that aspect of the complaint.

The Committee was unable to find any support in the medical record for the Complainant's claim that the Respondent told her he would re-do her surgery; however, the Respondent's record keeping was not thorough, so the Committee could not rule out the possibility that he offered revision and failed to document it.

It was not in dispute that the Respondent failed to provide the Complainant with post-operative follow-up care because he closed his office abruptly and without notice.

The Committee decided to caution the Respondent regarding his failure to adequately perform or document post-operative care.

The Assessor expressed the view that, in failing to follow through with the Complainant's follow-up care and failing to assist her in getting care elsewhere once he closed his practice, the Respondent's overall treatment of the Complainant 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 care and to accept the undertaking.