

## **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 November 2019. A revision surgery was scheduled for September 2021 and then rescheduled for later that year.

The Respondent took a leave of absence and then subsequently closed his practices in the summer of 2021 and the revision surgery did not occur.

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 with the conduct of the Respondent after having a consultation for breast implant surgery in June 2021. Specifically, the Respondent inappropriately took her \$5000 deposit for the surgery and then closed his practice without notice, follow up, or providing a refund.**

#### **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 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*. 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 expressed the view that, contrary to the College's policy, *Closing a Medical Practice*, the Respondent did not have a proactive plan for his office's closure and he made little or no attempt to either help the Complainant receive medical care from another surgeon, or to provide timely refunds so

she could seek out another surgeon directly. 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 care and to accept the undertaking.