

ONTARIO PHYSICIANS AND SURGEONS DISCIPLINE TRIBUNAL *

B E T W E E N:

COLLEGE OF PHYSICIANS AND SURGEONS OF ONTARIO

- and -

LESLIE CURTIS WRIGHT

NOTICE OF HEARING

THE INQUIRIES, COMPLAINTS AND REPORTS COMMITTEE OF THE COLLEGE OF PHYSICIANS AND SURGEONS OF ONTARIO has referred to the Ontario Physicians and Surgeons Discipline Tribunal (“the Tribunal”) the allegation that Dr. Leslie Curtis Wright (“Dr. Wright”), a member of the College, has committed an act of professional misconduct:

1. under paragraph 1(1)33 of Ontario Regulation 856/93 made under the *Medicine Act, 1991* (“O. Reg. 856/93”), in that he has engaged in an act or omission relevant to the practice of medicine that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional.

Further information about the allegations is contained in Schedule “A” to this notice of hearing.

A PANEL OF THE TRIBUNAL WILL HOLD A HEARING under the authority of sections 38 to 56 of the Health Professions Procedural Code for the purposes of deciding whether Dr. Wright has committed an act or acts of professional misconduct. The Tribunal will determine the date(s), format(s) and location(s) of the hearing after consulting with both parties during the pre-hearing process, applying Rules 6.01(6) and 8.01 of the *Tribunal Rules of Procedure*. The format may be in person, remotely by videoconference and/or in writing.

IF DR. WRIGHT DOES NOT ATTEND AT THE HEARING, the Tribunal panel may proceed in his absence and he will not be entitled to any further notice in the proceeding.

IF THE TRIBUNAL PANEL FINDS that Dr. Wright has committed an act or acts of professional misconduct, the panel may make one or more of the following orders authorized under subsections: 51(2), (4.1), (4.2) and (5.2):

*The Ontario Physicians and Surgeons Discipline Tribunal is the Discipline Committee established under the Health Professions Procedural Code.

Orders

51(2) If a panel finds a member has committed an act of professional misconduct, it may make an order doing any one or more of the following:

1. Directing the Registrar to revoke the member's certificate of registration.
2. Directing the Registrar to suspend the member's certificate of registration for a specified period of time.
3. Directing the Registrar to impose specified terms, conditions and limitations on the member's certificate of registration for a specified or indefinite period of time.
4. Requiring the member to appear before the panel to be reprimanded.
5. Requiring the member to pay a fine of not more than \$35,000 to the Minister of Finance.
- 5.1 If the act of professional misconduct was the sexual abuse of a patient, requiring the member to reimburse the College for funding provided for that patient under the program required under section 85.7.
- 5.2 If the panel makes an order under paragraph 5.1, requiring the member to post security acceptable to the College to guarantee the payment of any amounts the member may be required to reimburse under the order under paragraph 5.1.

No gender-based terms, conditions, limitations

(4.1) In making an order under paragraph 3 of subsection (2), a panel shall not make any order directing the Registrar to impose any gender-based terms, conditions or limitations on a member's certificate of registration.

Interim suspension of certificate

(4.2) The panel shall immediately make an interim order suspending a member's certificate of registration until such time as the panel makes an order under subsection (5) or (5.2) if the panel finds that the member has committed an act of professional misconduct,

- (a) under clause (1)(a) and the offence is prescribed for the purposes of clause (5.2)(a) in a regulation made under clause 43(1)(v) of the Regulated Health Professions Act, 1991;
- (b) under clause (1)(b) and the misconduct includes or consists of any of the conduct listed in paragraph 3 of subsection (5); or
- (c) by sexually abusing a patient and the sexual abuse involves conduct listed under subparagraphs 3 i to vii of subsection (5).

Mandatory revocation

(5.2) The panel shall, in addition to anything else the panel may do under subsection (2), reprimand the member and revoke the member's certificate of registration if,

- (a) the member has been found guilty of professional misconduct under clause (1) (a) and the offence is prescribed in a regulation made under clause 43(1)(v) of the Regulated Health Professions Act, 1991; or
- (b) the member has been found guilty of professional misconduct under clause (1)(b) and the misconduct includes or consists of any of the conduct listed in paragraph 3 of subsection (5).

THE TRIBUNAL PANEL MAY, under subsection 53.1 of the Code, make an order requiring Dr. Wright to pay all or part of the College's costs and expenses.

THE COLLEGE INTENDS TO INTRODUCE as business records, under section 35 of the *Evidence Act*, any writings or records that were made in the usual and ordinary course of business. Without limiting the generality of the foregoing, the College intends to introduce as business records the medical and hospital charts related to the patient care that is the subject of the allegations.

Dr. Wright is entitled to disclosure of the evidence against him and of other information in the College's knowledge or possession. To obtain disclosure, Dr. Wright or his counsel or agent should contact the Legal Office of the College of Physicians and Surgeons, 80 College Street, Toronto, Ontario, M5G 2E2, telephone (416) 967-2600 or 1-800-268-7096.

Dr. Wright must also make disclosure in accordance with Rule 7.02 of the Rules of Procedure of the Ontario Physicians and Surgeons Discipline Tribunal, which states as follows:

7.02(1) Each party to a hearing shall disclose to the other party the existence of every document and thing that the party, or a witness called by or on behalf of the party, may seek to adduce in evidence or put to any witness at a hearing.

7.02(2) Disclosure by the member shall be made in advance of the pre-hearing conference, not later than sixty (60) days following disclosure by the College or such other time as a case management chair or the pre-hearing conference chair orders, and in any case, for materials other than expert reports, at least thirty (30) days before the commencement of the hearing.

7.02(3) Where a party, after making disclosure, comes into possession or control of or obtains power over another document or thing that the party may seek to adduce in evidence or put to any witness at a hearing, the party shall forthwith disclose to the party opposite the existence of the document or thing, and shall produce a copy of it, if requested, under rule 7.03 below.

7.02(4) If a party fails to comply with the provisions of Rule 7.02(1), (2) or (3), the party may not seek to adduce the document or thing in evidence, or put the document or thing to any witness, without the consent of the other party or leave of the Ontario Physicians and Surgeons Discipline Tribunal, which may be given on such terms and conditions as the Ontario Physicians and Surgeons Discipline Tribunal considers just.

Date: July 12, 2022

Chair,
Inquiries, Complaints and Reports Committee Panel

TO: Dr. Leslie Curtis Wright
2040 Sheppard Ave. E.
Unit A201
North York, ON M2J 5B3

SCHEDULE “A”

1. Dr. Leslie Curtis Wright (“Dr. Wright”) is a psychiatrist practicing in Toronto, Ontario.
2. Dr. Wright engaged in disgraceful, dishonourable or unprofessional conduct in failing to maintain appropriate boundaries with Patient A, including by inappropriately communicating with Patient A via social media and/or text messaging and making inappropriate comments to Patient A.

ADDITIONAL INFORMATION ABOUT THE ALLEGATIONS AGAINST DR. WRIGHT WILL BE PROVIDED IN ADVANCE OF THE HEARING.