

**IN THE MATTER OF**

***The Health Professions Act, RSBC 1996 c. 183***

**Between:**

**THE COLLEGE OF DENTAL SURGEONS OF BRITISH COLUMBIA**

**And:**

**MI-HYE KIM IDE, A FORMER REGISTRANT**

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**CONSENT ORDER PROPOSAL TO INQUIRY COMMITTEE PURSUANT TO  
SECTION 37.1 OF THE HEALTH PROFESSIONS ACT**

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## **1.0 AUTHORITY and ACKNOWLEDGEMENTS**

- 1.1 As permitted under section 37.1(1) of the *Health Professions Act* (the "Act"), Mi-Hye Kim Ide (the "Former Registrant") hereby provides this consent order proposal to the Inquiry Committee (the "Committee") of the College of Dental Surgeons of British Columbia (the "College") with respect to College complaint file #102451.
- 1.2 This proposal has been arrived at jointly by counsel for the Former Registrant and counsel for the College.
- 1.3 The Former Registrant and the College acknowledge that acceptance of this proposal would result in the Committee making an order consistent with the proposal, which would be considered an order of the Discipline Committee for all purposes.
- 1.4 The Former Registrant and the College acknowledge that rejection of this proposal (subject to any further proposal) would result in the hearing of this matter proceeding, and that the Discipline Committee in that hearing must not consider any admission or consent provided herein.

## **2.0 BACKGROUND and SUMMARY OF AGREED FACTS**

### The Former Registrant

- 2.1 The Former Registrant was first registered with the College to practise dentistry in 1999. She maintained practising status until 2013 when she switched to non-practising status. The Former Registrant did not renew her registration in 2014.
- 2.2 At all times relevant to the events described in the Admissions below, the Former Registrant was a general dentist practising in North Vancouver.

### The Complaint

- 2.3 On 26 November [2012], the College received a complaint from another registrant (the "Complainant") about the Former Registrant (the

"Complaint"). The College conducted an investigation of the Complaint that included seeking information from the Complainant and, through counsel, the Former Registrant.

2.4 On 26 May 2015, the Committee considered the Complaint and resolved to direct the Registrar to issue a citation.

2.5 The citation has not been issued as of the date of this proposal.

### **3.0 ADMISSIONS**

3.1 The Former Registrant admits that while a registrant of the College:

3.1.1 She provided Botox to patients in circumstances where doing so was contrary to published standards of practice;

3.1.2 She provided dermal fillers to patients when such treatment is outside of a registrant's scope of practice; and

3.1.3 On several occasions she submitted claims to dental insurers that she knew contained untrue statements, including:

a. Submitting bills for treatment which stated that treatment was provided on a day that was different than the day treatment was actually provided; and

b. Submitting bills that inaccurately described the treatment provided for the purpose of having the treatment covered by the patient's insurance plan.

3.2 The Former Registrant acknowledges that the conduct admitted in paragraph 3.1 constitutes professional misconduct.

- 3.3 The Former Registrant further acknowledges that the conduct admitted in paragraph 3.1 constitutes a "serious matter" as that term is defined in the Act.

#### 4.0 PROPOSED RESOLUTION

- 4.1 In light of the agreed facts and admissions above, the Former Registrant hereby proposes resolution of the pending citation on the following terms:

4.1.1 The Former Registrant consents to a reprimand;

4.1.2 The Former Registrant consents to partially indemnify the College for its costs of the investigation of the Complaint in an amount fixed at \$2,000, payable within 90 days of the date of approval of this proposal;

4.1.3 The Former Registrant undertakes not to apply for any category of practising registration with the College before 1 March 2018;

4.1.4 The Former Registrant's undertakes not to apply for any category of practising registration with the College until both of the following conditions have been fulfilled:

(a) [redacted to protect the Former Registrant's privacy];

(b) The Former Registrant has successfully completed, at her own expense, the 3 day Ethics & Boundaries course (PROBE) offered by The Centre for Personalized Education of Physicians (CPEP), or another equivalent course acceptable to the College.

- 4.2 The Former Registrant understands and agrees that any application she makes for reinstatement for any category of practising registration with the College is subject to review by the College's Registration Committee, and the Registration Committee may direct a hearing to determine whether to grant registration, refuse registration, or grant registration with limits or conditions.

## **5.0 PUBLICATION**

- 5.1 The Former Registrant understands and agrees that publication of an order resulting from this proposal is presumptively required by the Act.
- 5.2 If the Committee makes an order consistent with this proposal, the Former Registrant is entitled to make an application to the Committee for a direction that publication of the order should be withheld in whole or in part, pursuant to sections 39.3(3) and/or 39.3(4) of the Act.
- 5.3 The Former Registrant understands and agrees that regardless of the outcome of any application to withhold publication of the order:
- 5.3.1 The Former Registrant remains bound by the terms of the order made;
- 5.3.2 The College's obligation to notify other regulatory bodies of the order pursuant to College Bylaw 10.05 is unaffected; and
- 5.3.3 The College may provide information regarding this matter to any dental regulatory body to whom the Former Registrant applies for registration.

## **6.0 ACKNOWLEDGMENT and AGREEMENT**

- 6.1 The Former Registrant acknowledges that the failure to satisfy any one or more of the consents, conditions, and/or undertakings herein may constitute unprofessional conduct or professional misconduct and may

trigger an investigation and discipline proceedings in accordance with the provisions of the Act.

6.2 The Former Registrant confirms that she has received legal advice and representation throughout the College's investigation, discipline, and consent order proposal processes and specifically that she has received legal advice before agreeing to all of the facts, admissions, consents, conditions, undertakings and other terms contained in this proposal.

6.3 The College and the Former Registrant agree that this proposal may be executed in counterpart and delivered by facsimile or email.

Respectfully submitted to the Committee by:

  
\_\_\_\_\_  
Mi-Hye Kim Ide

June 26 2015  
Date

Signature witnessed on above date by:

  
\_\_\_\_\_  
Witness printed name and signature

  
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Counsel for the College

19 AUGUST 2015  
Date