

IN THE MATTER OF

*The Health Professions Act* RSBC 1996 c. 183

BETWEEN

The BC College of Oral Health Professionals (the “College”)

AND

DR. HAROLD RYDELL

**CONSENT ORDER**

Under s. 37.1 of the *Health Professions Act*

The Inquiry Committee of the College accepted a proposal for resolution submitted by the registrant, Dr. Harold Rydell on June 21, 2024 (the “Proposal”) and accordingly issues this Order, pursuant to section 37.1(3)(a) of the *Health Professions Act*. The Proposal is attached to and forms part of this Order.

The Inquiry Committee accepts Dr. Rydell’s admissions that he committed professional misconduct in that he:

- a. failed to respond to communications from the College in a timely and responsive manner; and
- b. failed to maintain adequate patient records per the College’s Dental Recordkeeping Guidelines;

and his acknowledgement that he:

- c. has an obligation to respond to the College and that his failure to do so undermines the College’s ability to effectively regulate its registrants and protect the public interest and undertakes that in the future he will respond substantively

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to any requests from the College in a timely manner; and

- d. has irrevocably resigned his registration as a registrant of the College effective April 1, 2024 and undertakes to never apply for reinstatement of his registration in British Columbia.

After a review of the concerns identified in the College's investigation, Dr. Rydell's admissions and acknowledgements, and the actions proposed, the Inquiry Committee accepts Dr. Rydell's proposal.

The Inquiry Committee therefore orders as follows:

1. Dr. Rydell is not eligible to apply for reinstatement of his registration in British Columbia.
2. Dr. Rydell is subject to all further acknowledgements and conditions stated in the Consent Resolution Proposal attached, all of which are incorporated by reference and form part of this Order.

This Order is effective July 12, 2024.

The Order is approved by the Panel of the Inquiry Committee as indicated by their signatures below:

\_\_\_\_\_  
Dr. Jonathan Adams, Chair

\_\_\_\_\_  
Date

\_\_\_\_\_  
Dr. Preet Bhatti

\_\_\_\_\_  
Date

\_\_\_\_\_  
John Wilson

\_\_\_\_\_  
Date

IN THE MATTER OF

*The Health Professions Act* RSBC 1996 c.183

Between:

The British College of Oral Health Professionals (BCCOHP)

And:

DR. HAROLD RYDELL

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**CONSENT ORDER PROPOSAL TO INQUIRY COMMITTEE**  
**REGISTRANT ADMISSIONS AND CONSENTS**

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Citation Issued: November 30, 2022 - Amended Sept 27, 2023, to update hearing date

Hearing Date: October 31, 2023

Proposal Submitted: April 5, 2024

## **1.0 AUTHORITY AND ACKNOWLEDGEMENTS**

- 1.1 As permitted under section 37.1(1) of the *Health Professions Act* (the "HPA"), Dr. Rydell hereby provides this consent order proposal to the inquiry committee (the "Committee") of the College of Oral Health Professionals of British Columbia (the "College").
- 1.2 Dr. Rydell acknowledges that acceptance of this proposal by the Committee would result in the Committee making an order consistent with the proposal, which order would be considered to be that of the discipline committee for all purposes in accordance with section 37.1(3)(a) of the HPA (the "Consent Order").
- 1.3 Dr. Rydell acknowledges that rejection of this proposal by the Committee would result in the hearing of the citation in this matter proceeding and that the discipline committee in that hearing must not consider any admission or consent provided herein.

## **2.0 BACKGROUND**

- 2.1 Dr. Rydell registered with the College as a dentist with his assigned registration number being 2538. Dr. Rydell owns a dental practice in Vancouver, British Columbia. A dental corporation permit was issued.
- 2.2 Between June 2016 and March 2018, the College conducted an investigation in which Dr. Rydell entered into a Memorandum of Acknowledgement and Undertaking ("MAU #1") with the College pursuant to section 36(1) of the HPA.
- 2.3 Over a period of about 15 months between November 2019 and January 2021, the College made multiple attempts to obtain patient information from Dr. Rydell to conduct the chart review as required under MAU #1. During this period of time, Dr. Rydell was in periodic contact with the College about providing the insurance remittance summary statements necessary to facilitate the chart review.
- 2.4 On February 12, 2021, the Committee considered a request for direction following Dr. Rydell's failure to substantively respond over the 15-month period by not providing the patient records necessary to complete the chart review. The Committee determined Dr. Rydell did not provide the necessary patient information to allow the College to conduct a chart review and directed staff to open a new complaint to further investigate Dr. Rydell's failure to fulfill the terms of MAU #1.
- 2.5 The records sought by the College were eventually provided in late 2021 and the College completed its chart review in November 2021.
- 2.6 The College completed the complaint investigation and identified two areas of concern: recordkeeping and failing to respond to the regulator in a timely manner.
- 2.7 On or about April 13, 2022, the Committee considered the complaint investigation and directed that Dr. Rydell sign a new MAU ("MAU #2") to address

the dental recordkeeping deficiencies raised from the chart review and his failure to respond to the College.

- 2.8 On July 7, 2022, the College sent MAU #2 to Dr. Rydell.
- 2.9 The following day, Dr. Rydell phoned the College and indicated he was preparing a response to MAU #2. Over the next five months, Dr. Rydell sought and received a number of extensions to his response to MAU #2 on the basis that he was dealing with significant personal issues, including eviction from his residence, caring for an elderly mother who lived in the United States and staffing challenges.
- 2.10 Despite repeated attempts by the College, Dr. Rydell failed to either provide his response to MAU #2 or communicate whether he was agreeable to it. As a result, the matter was referred back to the Committee on November 30, 2022.
- 2.11 On November 30, 2022, the Committee directed a citation against Dr. Rydell for failing to respond in a timely manner to the College, which has since been amended to update hearing dates. In November and much of December 2022, Dr. Rydell was out of the country caring for his mother. The College attempted to schedule a telephone conference with Dr. Rydell in late 2022 to discuss the citation and next steps.
- 2.12 On January 2, 2023, Dr. Rydell provided a response to the College, but it only addressed an earlier investigation report and did not address MAU #2. Dr. Rydell's response also outlined reasons for his delayed response and changes he had made to his recordkeeping practices.
- 2.13 On January 4, 2023, the College wrote Dr. Rydell advising that the Committee had directed a citation.
- 2.14 On February 24, 2023, the Committee considered Dr. Rydell's submissions and noted that he had not provided a response to MAU #2 nor responded to the notice of citation direction sent to him concerning his failure to respond in a timely manner to the College.

### **3.0 ADMISSIONS**

**3.1** Dr. Rydell admits to unprofessional conduct in that he:

3.1.1 failed to respond to communications from the College in a timely and responsive manner; and;

3.1.2 failed to maintain adequate patient records per the College's Dental Recordkeeping Guidelines.

### **4.0 CONSENT TO ORDER**

**4.1** Given Dr. Rydell's admissions above, Dr. Rydell proposes a resolution of the citation on the following terms:

A) Acknowledgment and Undertaking

4.3 Dr. Rydell acknowledges he has an obligation to respond to the College and that his failure to do so undermines the College's ability to effectively regulate its registrants and protect the public interest. Dr. Rydell undertakes that in the future he will respond substantively to any requests from the College in a timely manner.

Dr. Rydell undertakes to irrevocably resign his registration as a registrant of the College effective April 1, 2024. Dr. Rydell further undertakes to never apply for reinstatement of his license in British Columbia.

A) Publication

5.3 Dr. Rydell acknowledges and agrees that an order made based upon this proposal results in the mandatory public notification as set out in section 39.3 of the HPA, including his understanding that his name, the nature of the action taken and the reason for the action taken will be included in this public notice. The College will issue publication notification in the form and by the means it sees fit.

5.5 Dr. Rydell acknowledges and agrees that the College will issue notifications provided for in College Bylaw 5.11.

B) Effect of an order

5.6 Dr. Rydell acknowledges that any order made by the Committee based upon this proposal constitutes "past action" for the purposes of section 39.2 of the HPA.

C) Receipt of legal advice

5.7 Dr. Rydell confirms that he has received legal advice and representation throughout the College's consent order proposal processes and before agreeing to all of the facts, admissions, consents, indemnities and other terms and conditions herein

Having read, understood, and agreed to each and every term above, this proposal is respectfully submitted to the Committee by:

[Redacted signature]

Dr. Harold Rydell

Date

June 21, 2024

Signature of Dr. Rydell witnessed on the above date by:

[Redacted witness signature]

Witness name and signature

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