

IN THE MATTER OF
The *Health Professions Act*, RSBC 1996 c. 183

Between:

BRITISH COLUMBIA COLLEGE OF ORAL HEALTH PROFESSIONALS

And:

MR. ROBERT KNIGHT

CITATION AND NOTICE OF HEARING

To: Mr. Robert Knight



(the "Respondent")

TAKE NOTICE that a Panel of the Discipline Committee (the "Panel") of the British Columbia College of Oral Health Professional (the "College") will conduct a hearing under sections 38 and 39 of the *Health Professions Act*, RSBC 1996 c. 183 (the "*Act*") and the Bylaws of the College.

The purpose of the hearing is to inquire into your conduct and competence as a dentist. The College is conducting this inquiry to determine whether you:

- a) have not complied with the *Act*, a regulation or a bylaw;
- b) have not complied with a standard, limit or condition imposed under the *Act*;
- c) have committed professional misconduct or unprofessional conduct;
- d) have incompetently practised as a dentist; and/or
- e) suffer from a physical or mental ailment, an emotional disturbance or an addiction that impairs your ability to practice as a dentist.

The hearing will be held virtually. The hearing will commence at 9:30 a.m. on Thursday, January 23, 2025.

You are entitled to attend the hearing and may be represented by legal counsel. If you do not attend the hearing, the Panel is entitled to proceed with the hearing in your absence and without further notice to you. The Panel may take any actions that it is authorized to take under the *Act*.

Further particulars of the allegations against you include:

1. At all material times, the Respondent was a registrant of the College as defined in section 26 of the *Act*.
2. On or about November 17, 2023 the College commenced an investigation involving the Respondent pursuant to s. 33(1) of the *Act*.
3. Commencing on November 21, 2023, the Respondent was first contacted by letter regarding the investigation by being provided with a copy of the complaint and asked to respond. No response was received from the Respondent.
4. On December 14, 2023, a reminder letter was sent to the Respondent. No response was received from the Respondent.
5. On January 11, 2024, the College called the clinic that the Respondent was employed at according to the most recent contact information provided to the Registrar by the Respondent. The clinic advised the College that the Respondent was no longer at the practice.
6. On January 19, 2024, the College wrote to the Respondent at his home address providing him with a copy of the complaint and the College's previous correspondence and requested a response by February 9, 2024. No response was received from the Respondent.
7. On February 21, 2024, the College sent a reminder letter by email and registered mail to the Respondent seeking a substantive response to the investigation and supporting records by February 28, 2024. In this correspondence, the Respondent was advised that failing a substantive response, the matter would be returned to the Inquiry Committee. No response was received from the Respondent.
8. On March 14, 2024, the College wrote to the Respondent by email and registered mail advising the Respondent that the matter would be considered by the Inquiry Committee at its April 17, 2024 meeting, unless a substantive response was received by March 25, 2024. In this correspondence, the Respondent was reminded of his duty to cooperate with the investigation process and his duty to respond to the College as regulator. No response was received from the Respondent.
9. Despite repeated attempts by the College to seek a response from the Respondent, the Respondent failed to respond to the College regarding the investigation and failed to cooperate with the investigation.
10. On or about April 2, 2024, the Respondent did not renew his registration with the College for the 2024/2025 registration year.

11. On or about April 17, 2024, the investigation was referred to the Inquiry Committee. A Panel of the Inquiry Committee directed the investigation to proceed to citation for failing to respond in a timely manner to the College.

Bylaws of the College

12. Bylaw 6.09 of the College's bylaws states that a registrant must immediately notify the registrar of any change in the name or contact information the registrant most recently provided to the registrar.
13. Bylaw 13.04 of the College's bylaws sets out that registrants have a duty to respond to the College in a reasonably timely and substantive manner and to cooperate with complaint investigations. The failure to do so may constitute professional misconduct or unprofessional conduct as defined under section 26 of the *Act*.
14. The conduct described in the preceding paragraphs of the citation constitutes a breach of the *Act* and/or Bylaws of the College and/or constitutes unprofessional conduct or professional misconduct.

FURTHER TAKE NOTICE that after completion of the hearing under section 38 of the *Act*, the Panel, under section 39 of the *Act*, may dismiss the matter or determine that you:

- a) have not complied with the *Act*, a regulation or bylaw;
- b) have not complied with a standard, limit or condition imposed under the *Act*;
- c) have committed professional misconduct or unprofessional conduct;
- d) have incompetently practised as a dentist; and/or
- e) suffer from a physical or mental ailment, an emotional disturbance or an addiction that impairs your ability to practice as a dentist.

This Citation is issued at the direction of the Inquiry Committee of the College under section 37 of the *Act*.

The Discipline Committee is constituted under the *Act* and the College's Bylaws thereunder. Copies of the *Act*, and the College's Bylaws are enclosed with this Citation, and you are particularly referred to sections 37 to 39 of the *Act* and Parts 6 and 13 and Schedule I of the Bylaws.

BRITISH COLUMBIA COLLEGE OF ORAL HEALTH PROFESSIONALS


Karen Mok
Deputy Registrar

December 10, 2024
Date