

ONTARIO
SUPERIOR COURT OF JUSTICE

THE HONOURABLE
JUSTICE LEDERER

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WEDNESDAY, THE 30TH
DAY OF OCTOBER, 2013

BETWEEN:

ROYAL COLLEGE OF DENTAL SURGEONS OF ONTARIO

Applicant

-and-

YASONG CHEN

Respondent

ORDER

THIS APPLICATION made by the Applicant for an interim and permanent Order directing the Respondent to comply with sections 27, 30, and 33 of the *Regulated Health Professions Act, 1991* and section 9 of the *Dentistry Act, 1991* and as further particularized in the Notice of Application, was heard this day at 393 University Avenue, Toronto.

ON READING THE APPLICATION RECORD, filed on behalf of the Applicant, and on hearing the consent of the parties, without prejudice to their respective positions on the merits of the Application:

1. **THIS COURT ORDERS THAT** the Application is adjourned sine die, returnable on 2 weeks notice following the final determination of the investigation by the College of Denturists of Ontario (CDO) and any disciplinary proceeding that may follow (the "CDO Determination").

2. **THIS COURT FURTHER ORDERS THAT**, pending the CDO Determination, the Respondent shall comply with sections 27, 30, and 33 of the *Regulated Health Professions Act, 1991* ("RHPA"), and section 9 of the *Dentistry Act, 1991* ("Act"), and, in particular, the Respondent shall refrain from the following:
 - (i) using the title "dentist" or "dental surgeon" or a variation or abbreviation or an equivalent in another language;
 - (ii) using the title "doctor" or a variation or abbreviation or an equivalent in another language, in the course of providing or offering to provide in Ontario health care to individuals;
 - (iii) holding himself out as a person who is qualified to practise in Ontario as a dentist or dental surgeon or in a specialty of dentistry;
 - (iv) performing any controlled acts set out in paragraphs 4.1 to 4.8 of the *Act* or subsection 27(2) of the *RHPA*, except as permitted by the *Denturism Act, 1991, S.O. 1991, c. 25*; and
 - (v) treating or advising a person with respect to his or her health in circumstances in which it is reasonably foreseeable that serious physical

injury may result from the treatment or advice or from an omission from them.

3. **THIS COURT FURTHER ORDERS THAT** determination of costs for today's attendance be reserved to the judge hearing the Application.

Rm. Ittleman

NOV 01 2013

R. Ittleman, Registrar
Superior Court of Justice

ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:

NOV 01 2013

AS DOCUMENT NO.:
À TITRE DE DOCUMENT NO.:
PER / PAR:



Court File No. CV-13-00490978-0000

ROYAL COLLEGE OF DENTAL SURGEONS OF ONTARIO

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Proceedings commenced at
TORONTO

ORDER

PALIARE ROLAND ROSENBERG
ROTHSTEIN LLP

155 Wellington Street West, 35th Floor
Toronto, Ontario
M5V 3H1

Megan Shortreed (LSUC# 39279W)
Debra Newell (LSUC #60233P)

Tel: (416) 646-4300

Fax: (416) 646-4301

Lawyers for the Applicant