

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE MADAM) THURSDAY, THE 11th DAY OF
JUSTICE A.P. RAMSAY) JUNE, 2024

B E T W E E N:

ROYAL COLLEGE OF DENTAL SURGEONS OF ONTARIO

Applicant

- and -

**LATIF ALSOMA, also known as ABDUL LATIF ALSOMA
and as ABDUL LATIF and as ABDULLATIF ALSOMA**

Respondent

O R D E R

THIS MOTION, made by the Applicant in the penalty phase of a bifurcated motion for contempt of the Order of Justice Dietrich, dated August 13, 2018, was heard on March 5, 2024, at Toronto, Ontario, by video conference.

ON READING the Order of Justice Dietrich dated August 13, 2018, the Affidavit of Jamila Karimova affirmed October 25, 2022, the Affidavit of Jennifer Lipiec affirmed November 3, 2022, the Affidavit of Zbigniew Bardel affirmed November 2, 2022, the Affidavit of Yasser Abou-Agena affirmed October 17, 2022, the Affidavit of Abdullatif

Alsoma affirmed January 13, 2023, the Reply Affidavit of Jennifer Lipiec affirmed January 18, 2023, and the Reply Affidavit of Jamila Karimova affirmed January 18, 2023, and the Exhibits attached thereto, and on hearing submissions from counsel for the Applicant and from the Respondent on his on behalf,

1. **THIS COURT ORDERS** that the Respondent shall comply with the Consent Order.
2. **THIS COURT FURTHER ORDERS** that the Respondent comply with section 9 of the *Dentistry Act* and sections 28 and 33 of the *Regulated Health Professions Act*, and, in particular, that the Respondent be and is hereby permanently prohibited, unless or until such time as the Respondent is permitted to practice dentistry in the Province of Ontario or otherwise as legally permitted:
 - a. from using the title “dentist” or “dental surgeon” or a variation, abbreviation or equivalent in English or any other language, in Ontario;
 - b. from holding himself out as a person who is qualified to practice in Ontario as a dentist or in a speciality of dentistry;
 - c. from performing any controlled acts in Ontario in relation to dentistry, including but not limited to:
 - i. performing procedures on tissues below the dermis, below the surface of a mucus membrane, in or below the surfaces of teeth, including the scaling of teeth;

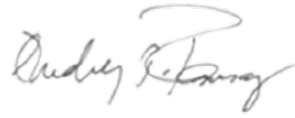
- ii. communicating a diagnosis identifying a disease or disorder of the oral-facial complex as the cause of a person's symptoms; and
 - iii. fitting or dispensing a dental prosthesis, or an orthodontic or periodontal appliance or a device used inside the mouth to protect teeth from abnormal functioning.
3. **THIS COURT FURTHER ORDERS** that the Applicant shall be at liberty to contact the Respondent and he shall co-operate with the College, its counsel, and representatives to satisfy them that the terms of this Order are being complied with and fulfilled by him.
4. **THIS COURT FURTHER ORDERS** that the Respondent shall be sentenced to a period of forty-five (45) days to be served by him, starting on August 1, 2024, on the following conditions:
- a. The Respondent shall provide his home address to counsel for the Applicant within seven (7) days of this Order;
 - b. The Respondent shall be confined to his home address, located at the address known municipally as Unit 1, 2395 Cawthra Road, Mississauga, Ontario, L5A 2W8;
 - c. The Respondent shall be permitted to leave the premises only for the following reasons:

- i. To work at an occupation that does not violate the Consent Order or any Court orders and as approved by the Court and counsel for the College;
 - ii. For necessary medical and dental treatment for himself or his family;
 - iii. For household shopping for no more than four hours per week; or,
 - iv. For the purpose of fulfilling any other conditions of this sentence;
 - d. The Respondent shall remain within the jurisdiction of the Court unless the Court provides written permission to the Respondent to leave the jurisdiction;
 - e. The Respondent shall appear before the Court when required to do so;
 - f. The Respondent shall notify the Court and counsel for the Applicant in advance of any proposed change of address, and shall promptly notify the Court and counsel for the Applicant of any change of employment;
 - g. The Respondent shall complete 100 hours of community service, at a place and in a capacity as approved by the Applicant, within six (6) months of the end of the period of his house arrest; and,
 - h. A copy of the Contempt Order and Sentencing Order, or the decisions, shall be provided to the police facility closest to the Respondent's home address.
5. **THIS COURT FURTHER ORDERS** that the Applicant shall be at liberty to contact the Respondent during his sentence, which includes completion of his community

service, and he shall co-operate with the Applicant, its counsel, and its representatives to satisfy them that the terms of Paragraph 4 above in this Order are being complied with and fulfilled by him.

6. **THIS COURT FURTHER ORDERS** that the Respondent shall provide the Applicant and its counsel the necessary contact information within seven (7) days of this Order.
7. **THIS COURT FURTHER ORDERS** that if the Respondent fails to comply with the terms of Paragraph 4 above in this Order, a warrant may be issued for his arrest, and he will serve out the balance of his term, including any period of time for failure to complete his hours of community service (converted to days) in prison.
8. **THIS COURT FURTHER ORDERS** that the Respondent shall pay a fine of \$10,000 payable to the Provincial Treasurer, within six (6) months of the date of this Order.
9. **THIS COURT FURTHER ORDERS** that the Respondent pay the Applicant's legal costs on a substantial indemnity basis in the amount of \$31,807.19, payable to the Applicant within ninety (90) days of the date of this Order.
10. **THIS COURT FURTHER ORDERS** that the title of the proceeding in this matter shall be amended to: LATIF ALSOMA, also known as ABDUL LATIF ALSOMA and as ABDUL LATIF and as ABDULLATIF ALSOMA.
11. **THIS COURT FURTHER ORDERS** that this Order is effective from the date it is made and enforceable without the need for entry and filing.

THIS ORDER BEARS INTEREST at the rate of 7.0 per cent per year commencing on
June 11, 2024.



Audrey P. Farney

ROYAL COLLEGE OF DENTAL SURGEONS OF ONTARIO

-and-

**Latif Alsoma, also known as Abdul Latif Alsoma
and as Abdul Latif and as Abdullatif Alsoma**

Applicant

Respondent

**ONTARIO
SUPERIOR COURT OF JUSTICE**

PROCEEDING COMMENCED AT
TORONTO

**DRAFT ORDER OF THE MOVING PARTY,
ROYAL COLLEGE OF DENTAL SURGEONS OF
ONTARIO**

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