

IN THE MATTER OF:

The Regulated Health Professions Act, S.M. 2009 c. 15

AND IN THE MATTER OF:

**An Inquiry Hearing into the Conduct of [REDACTED]
[REDACTED], CRNM [REDACTED]**

ORDER



College of
Registered Nurses
of Manitoba

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IN THE MATTER OF:

The Regulated Health Professions Act, S.M. 2009 c. 15

AND IN THE MATTER OF:

**An Inquiry Hearing into the Conduct of [REDACTED]
[REDACTED] CRNM # [REDACTED]**

ORDER

WHEREAS pursuant to s.116(4) of *The Regulated Health Professions Act*, S.M. 2009, c. 15 (the “RHPA”), a Panel of the Inquiry Committee (the “Panel”) of the College of Registered Nurses of Manitoba (the “College”), being duly constituted pursuant the Act, conducted a hearing on January 11, 2022 and January 16, 2023, concerning the conduct or practice of [REDACTED] (the “Member”), being a member of the College under the RHPA.

AND WHEREAS the Notice of Hearing alleges that the Member was:

“... guilty of professional misconduct and/or [had] contravened this Act, or a regulation, standard of practice or the code of ethics... and/or [was] suffering from an ailment, emotional disturbance or addiction that impairs [their] ability to practice as a registered nurse.

Particulars of these allegations are as follows:

1. On or about between January 23, 2019, at the City [REDACTED] in the Province of Manitoba, [the Member] did steal 200 cc’s of hydromorphone which was the property of the [REDACTED] Hospital of a value not exceeding \$5,000.00 contrary to Section 334(b) of *The Criminal Code of Canada*.
2. On or between January 23, 2019, at the City [REDACTED] in the Province of Manitoba, [the Member] did commit mischief by willfully tampering with hydromorphone bottles without legal justification or excuse and without colour of right which were the property of the [REDACTED] Hospital, of a value not exceeding \$5,000.00 contrary to Section 430(4) of *The Criminal Code of Canada*.”

AND WHEREAS the Panel is satisfied that the Notice of Hearing had been properly served and the time limits set forth in paragraph 116(4) of *The Regulated Health Professions Act*, S.M. 2009, c. 15 (the “RHPA”) had been met.

AND WHEREAS the Panel convened on January 16, 2023, at 9:30 AM after proper notice to the Member.

AND WHEREAS the Member did not attend in person, by videoconference or by telephone.

AND WHEREAS section 118 of the RHPA permits the Panel to proceed with the hearing in the absence of the Member.

AND WHEREAS the Panel is satisfied that it has the jurisdiction to proceed.

AND WHEREAS the Panel instructed counsel for the Complaints Investigation Committee (“CIC”) to assume that the Member had entered a plea of not guilty to the charges in the Notice of Hearing and requested that counsel for the CIC proceed with the case on behalf of the CIC.

AND WHEREAS the Panel heard evidence relating to the charges as well as the argument of counsel.

AND WHEREAS the Panel is satisfied that the Member committed an act or acts which constitutes professional misconduct.

AND WHEREAS the Member is currently interim suspended.

NOW THEREFORE THE PANEL ORDERS that, pursuant to sections 126 and 127 of the RHPA, the Member:

1. be suspended for a period of eight months, commencing upon the date the Member returns to practice.
2. pay a fine in the amount of \$5,000.
3. pay costs in the amount of \$8,000, payable within the first six months following completion of the eight-month suspension.

DATED at Winnipeg, Manitoba, the 6th day of February 2023.