

**DISCIPLINE COMMITTEE OF  
THE COLLEGE OF PHYSICIANS AND SURGEONS OF ONTARIO**

BETWEEN:

**COLLEGE OF PHYSICIANS AND SURGEONS OF ONTARIO**

- and -

**MATTHEW CHUNG KUEE SUH**

**NOTICE OF HEARING**

**THE INQUIRIES, COMPLAINTS AND REPORTS COMMITTEE OF THE COLLEGE OF PHYSICIANS AND SURGEONS OF ONTARIO** has referred to the Discipline Committee of the College the allegation that Dr. Matthew Chung Kuee Suh (“Dr. Suh”), a member of the College, has committed acts of professional misconduct:

1. under clause 51(1)(b.1) of the Health Professions Procedural Code (the “Code”), Schedule 2 to the *Regulated Health Professions Act, 1991*, S.O. 1991, c.18, in that he sexually abused a patient; and
2. under paragraph 1(1)33 of Ontario Regulation 856/93 made under the *Medicine Act, 1991*, in that he has engaged in conduct or an act or omission relevant to the practice of medicine that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional.

Further information about the allegations is contained in Schedule “A” to this Notice of Hearing.

**A PANEL OF THE DISCIPLINE COMMITTEE WILL HOLD A HEARING** under the authority of sections 38 to 56 of the Code for the purposes of deciding whether Dr. Suh has committed an act or acts of professional misconduct. The hearing will be held at the College of Physicians and Surgeons of Ontario, 80 College Street, Toronto, Ontario, or such other venue as the College may advise, on a date to be determined after consultation between College counsel and Dr. Suh or his counsel, and fixed by the Hearings Office.

**IF DR. SUH DOES NOT ATTEND AT THE HEARING**, the discipline panel may proceed in his absence and he will not be permitted any further notice of the proceedings.

**IF THE PANEL FINDS** that Dr. Suh has committed an act or acts of professional misconduct the panel may make one or more orders authorized under subsections 51(2) and 51(5) of the Code as follows:

**Orders**

**51(2)** *If a panel finds a member has committed an act of professional misconduct, it may make an order doing any one or more of the following:*

1. *Directing the Registrar to revoke the member's certificate of registration.*
2. *Directing the Registrar to suspend the member's certificate of registration for a specified period of time.*
3. *Directing the Registrar to impose specified terms, conditions and limitations on the member's certificate of registration for a specified or indefinite period of time.*
4. *Requiring the member to appear before the panel to be reprimanded.*
5. *Requiring the member to pay a fine of not more than \$35,000 to the Minister of Finance.*
- 5.1 *If the act of professional misconduct was the sexual abuse of a patient, requiring the member to reimburse the College for funding provided for that patient under the program required under section 85.7.*
- 5.2 *If the panel makes an order under paragraph 5.1, requiring the member to post security acceptable to the College to guarantee the payment of any amounts the member may be required to reimburse under the order under paragraph 5.1. 1991, c. 18, Sched. 2, s. 51 (2); 1993, c. 37, s. 14 (2).*

**51(5)** *If a panel finds a member has committed an act of professional misconduct by sexually abusing a patient, the panel shall do the following in addition to anything else the panel may do under subsection (2):*

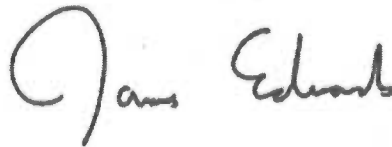
1. *Reprimand the member.*
2. *Revoke the member's certificate of registration if the sexual abuse consisted of, or included, any of the following,*

- i. *sexual intercourse,*
- ii. *genital to genital, genital to anal, oral to genital, or oral to anal contact,*
- iii. *masturbation of the member by, or in the presence of, the patient,*
- iv. *masturbation of the patient by the member,*
- v. *encouragement of the patient by the member to masturbate in the presence of the member.*

**THE DISCIPLINE PANEL MAY**, under subsection 53.1 of the Code, make an order requiring Dr. Suh to pay all or part of the College's costs and expenses.

**THE COLLEGE INTENDS TO INTRODUCE** as business records, under section 35 of the *Evidence Act*, any writings or records that were made in the usual and ordinary course of business. Without limiting the generality of the foregoing, the College intends to introduce as business records the medical and hospital charts related to the patient care that is the subject of the allegations.

Dr. Suh is entitled to disclosure of the evidence against him and of other information in the College's knowledge or possession. To obtain disclosure, Dr. Suh or his counsel or agent should contact the Legal Office of the College of Physicians and Surgeons, 80 College Street, Toronto, Ontario, M5G 2E2, telephone 416-967-2600 or 1-800-268-7096.



Date: November 23, 2016

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Chair,  
Inquiries, Complaints and Reports Committee

TO: Dr. Matthew Chung Kuee Suh  
436 Gilmour Street  
Suite 201  
Ottawa, ON K2P 0R8

**SCHEDULE "A"**

1. Dr. Suh practices as a psychiatrist in Ottawa, Ontario.
2. Patient A, whose identity is disclosed under separate cover, was Dr. Suh's patient from approximately June 1987 to February 2002. Dr. Suh's treatment of Patient A included psychoanalysis.
3. During the course of the doctor-patient relationship, Dr. Suh engaged in boundary violations and sexual abuse of Patient A which included, among other things, kissing, hugging and inappropriate and/or sexual touching.
4. Dr. Suh's acts and behaviour, as set out above, also constitute conduct or acts relevant to the practice of medicine that, having regard to the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional.

**ADDITIONAL INFORMATION ABOUT THE ALLEGATIONS AGAINST DR. SUH WILL BE PROVIDED IN ADVANCE OF THE HEARING.**

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THE COLLEGE OF PHYSICIANS  
AND SURGEONS OF ONTARIO**

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SURGEONS OF ONTARIO**

Legal Office  
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Toronto, Ontario  
M5G 2E2

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