

**DISCIPLINE COMMITTEE OF THE
COLLEGE OF DIETITIANS OF ONTARIO**

B E T W E E N:

COLLEGE OF DIETITIANS OF ONTARIO

- and -

MARY DONNELLY-VANDERLOO

NOTICE OF HEARING

THE INQUIRIES, COMPLAINTS AND REPORTS COMMITTEE of the College of Dietitians of Ontario (the “College”) has referred specified allegations against you to the Discipline Committee of the College. The allegations were referred in accordance with paragraph 26(1)1 of the *Health Professions Procedural Code*, being Schedule 2 to the *Regulated Health Professions Act, 1991* (the “Code”). The statement of specified allegations is attached to this Notice of Hearing. A panel of the Discipline Committee (the “Panel”) will hold a hearing under the authority of sections 38 to 56 of the Code for the purposes of deciding whether the allegations are true.

THE HEARING WILL BE HELD before a panel of the Discipline Committee (the “Panel”) either electronically or at a place, date and time to be determined by the Registrar of the College.

IF YOU DO NOT ATTEND AT THE HEARING IN ACCORDANCE WITH THE PRECEDING PARAGRAPH, THE PANEL MAY PROCEED IN YOUR ABSENCE AND YOU WILL NOT BE ENTITLED TO ANY FURTHER NOTICE IN THE PROCEEDINGS.

SUBSECTION 51(2) OF THE CODE PROVIDES THAT if the Panel finds you guilty of professional misconduct, it may make an order, doing one or more of the following:

1. directing the Registrar to revoke your Certificate of Registration;
2. directing the Registrar to suspend your Certificate of Registration, for a specified period of time;

3. directing the Registrar to impose specified terms, conditions and limitations on your Certificate of Registration, for a specified or indefinite period of time;
4. requiring you to appear before the Panel to be reprimanded;
5. requiring you to pay a fine, of not more than \$35,000.00, to the Minister of Finance.

SUBSECTION 52(2) OF THE CODE PROVIDES THAT if the Panel finds that you are incompetent, it may make an order, doing one or more of the following:

1. directing the Registrar to revoke your Certificate of Registration;
2. directing the Registrar to suspend your Certificate of Registration;
3. directing the Registrar to impose specified terms, conditions and limitations on your Certificate of Registration for a specified or indefinite period of time.

PURSUANT TO SECTION 53.1 OF THE CODE, in an appropriate case, if the Panel finds that you committed professional misconduct or finds you to be incompetent, the Panel may make an Order requiring you to pay all or part of the following costs and expenses:

1. the College's legal costs and expenses;
2. the College's costs and expenses incurred in investigating the matter; and
3. the College's costs and expenses incurred in conducting the hearing.

YOU ARE ENTITLED to know what evidence against you the College has or knows about. To obtain disclosure of this evidence, you or your representative may communicate with the solicitors for the College. They are:

Bernard C. LeBlanc
Steinecke Maciura LeBlanc
Barristers & Solicitors
401 Bay Street
Suite 2308, P.O. Box 23
Toronto, ON M5H 2Y4

Direct: (416) 644-4780
Fax: (416) 593-7867
Email: bleblanc@sml-law.com

YOU MUST ALSO MAKE disclosure in accordance with section 42.1 of the *Code*, which states as follows:

Evidence of an expert led by a person other than the College is not admissible unless the person gives the College, at least ten days before the hearing, the identity of the expert and a copy of the expert's written report or, if there is no written report, a written summary of the evidence.

DATED at Toronto, Ontario the 9th day of February, 2022

**COLLEGE OF DIETITIANS
OF ONTARIO**
5775 Yonge Street, Suite 1810
Toronto, Ontario
M2M 4J1



**Melanie Woodbeck, Registrar
and Executive Director**

To: Mary Donnelly-Vanderloo
c/o Mark B. Coulston, LL.B.
Cassino, Coulston & Gallagher
155 – 759 Hyde Park Road
London, ON N6H 3S2

Statement of Allegations

1. Mary Donnelly-VanderLoo was, at all material times, a dietitian registered to practise dietetics in the Province of Ontario. Ms. Donnelly-VanderLoo practised at London Health Sciences Centre (“LHSC”) in London, Ontario.
2. In or about 2019, Ms. Donnelly-VanderLoo ordered bloodwork for four patients at LHSC. However, Ms. Donnelly-VanderLoo had no authority to order such tests and she had no clinical responsibility or therapeutic relationship with any of them.
3. In or about 2019 and 2020 Ms. Donnelly-Vanderloo viewed, printed, and/or retained patient health records and information as well as patient lists in respect of patients for whom she had no clinical responsibility or therapeutic relationship. Ms. Donnelly-Vanderloo also improperly viewed, printed, and/or retained patient health records months after patients were discharged from the acute care clinical unit at LHSC. She also reviewed and/or printed documentation from patients’ outpatient care visits.
4. Ms. Donnelly-Vanderloo also printed death summaries and retained transitory records with respect to deceased patients, information that she was not entitled to access or obtain.
5. Ms. Donnelly-Vanderloo thereby engaged in professional misconduct within the meaning of paragraphs 5 (failing to maintain a standard of practice of the profession), 6 (doing anything to a client for a therapeutic, preventative, palliative, diagnostic, cosmetic, research or other health-related purpose in a situation in which a consent is required by law, without such a consent), 34 (contravening a federal, provincial or territorial law, a municipal by-law or a by-law or rule of a facility where a member practices if, i. the purpose of the law, by-law or rule is to protect the public health, or ii. the contravention is relevant to the member’s suitability to practise), and 36 (engaging in conduct or performing an act that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional) of section 1 of Ontario Regulation 680/93 under the *Dietetics Act, 1991*.

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Lawyers for the College of Dietitians of Ontario