



DISCIPLINE CASE SUMMARY

a. A Respondent (A-05-05)

b. Professional misconduct

c. The hearing was held on January 18-20, 2005, at the College's offices in Vancouver, B.C. This matter originated as a report under section 28(4) of the *Teaching Profession Act*.

d. The Respondent admitted that he engaged in inappropriate touching of female students and made inappropriate comments regarding the physical characteristics and clothing of female students. In addition, the Respondent acknowledged that he made comments that contained sexual innuendo in the classroom. Further, that he made racially insensitive comments in the classroom and to Indo-Canadian students directly.

The Respondent recognized that these actions constitute professional misconduct and that he has no intention of seeking employment as a teacher or tutor.

e. The Committee accepted the Respondent's admission of guilt and found him guilty of professional misconduct. The Committee found that the Respondent made inappropriate comments and touched a student in an inappropriate manner. The Committee noted that the Respondent conducted himself outside the boundaries of what are considered appropriate teacher behaviours.

f. The Committee considered and accepted the joint submission presented by counsel on penalty and costs. It was agreed that the penalty be a reprimand and that costs be assessed in the amount of \$250.00. The Committee took into account that this was an isolated incident occurring at the end of a career which spanned more than thirty years. Further, that the Respondent voluntarily agreed that his conduct constituted professional misconduct and that he is no longer a member of the College and has no intention of ever returning to teaching.

In the matter of publication, the Committee agreed that publication of the decision and consequences would demonstrate to the public and the profession the high standards of the profession and the consequences of transgression. The Committee felt that the Respondent poses no risk of harm to students, no risk of repetition of conduct and no risk of the education system being brought into disrepute. In addition, the Respondent has retired and is no longer a certificate holder. Furthermore, there is no evidence that any other disciplinable conduct occurred during the more than thirty year teaching career of the Respondent. Publication in this case would only serve to further punish the Respondent who has acknowledged his transgressions. The Committee also considered the adverse impact publication would have in this case to the Respondent's wife who continues to work as a teacher.