

PROVINCE OF NOVA SCOTIA)
CITY OF HALIFAX)

IN THE MATTER OF: The College of Physicians and Surgeons of Nova Scotia

- and -

IN THE MATTER OF: Dr. Jeffrey Champion

NOTICE OF HEARING

You are hereby notified that the College of Physicians and Surgeons of Nova Scotia (“College”) will conduct a hearing to consider allegations regarding your professional misconduct and incompetence pursuant to the *Medical Act*, S.N.S. 2011, c. 38 (“*Medical Act, 2011*”) and its predecessor the *Medical Act*, S.N.S. 1995-1996, c. 10.

The hearing will be held at the offices of McInnes Cooper commencing on a date to be determined and continuing thereafter as directed by the Hearing Committee.

Your presence at the stated time of the hearing is required. You may attend with legal counsel or other representative of your choice, and may present evidence or witnesses on your behalf.

TAKE NOTICE that if you do not attend this hearing, the Hearing Committee may proceed in your absence and you will not be entitled to any further notice of proceedings.

Any documentary evidence to be used by the College at the hearing will be made available to you in advance of the hearing in accordance with the *Medical Act, 2011*. You have all the rights set out in section 53 of the *Medical Act, 2011* as well as the disclosure obligations set out in the same section.

The Hearing Committee will consider the following matters.

That being registered under the *Medical Act, 2011* and the *Medical Act, 1995-96* and being a physician in the Province of Nova Scotia, it is alleged that:

1. With respect to the care provided to Patient A between July 2014 and January 12, 2015, you:

- a. violated accepted standards of practice, including the College's *Professional Standard Regarding Disruptive Behaviour by Physicians* by using rude and disrespectful language to Patient A and her family;
 - b. failed to adequately document your interactions with Patient A and her family.
2. With respect to an audit of your practice conducted by a College assessor on September 25, 2015, you failed to maintain adequate documentation as reflected in the results of the audit.
3. With respect to the care provided to Patient B on or about April 23, 2017, you:
 - a. failed to document the patient's vital signs, including heart rate, blood pressure and respiratory rates;
 - b. failed to document whether you examined the patient's eye and throat;
 - c. failed to perform a physical examination in accordance with accepted standards;
 - d. failed to follow the College's *Professional Standard Regarding Medical Records*.
4. With respect to your language used while speaking with a patient other than Patient B, but within the earshot of Patient B and her mother, you:
 - a. violated accepted standards of practice, including the College's *Professional Standard Regarding Disruptive Behaviour by Physicians* by using foul language in the setting of the duty clinic;
 - b. in your interactions with the College, failed to appreciate the inappropriateness of your use of foul language in the setting of the duty clinic; and
 - c. attempted to downplay or obscure what you said when you initially told the College you could not recall the use of any profanity in the clinic.
5. With respect to an audit of your practice conducted by a College assessor on September 27, 2017, you:
 - a. failed to demonstrate significant improvement since your previous chart audit with regard to clinical assessment and record keeping;
 - b. exhibited limited insight into charting deficiencies;
 - c. failed to follow the College's *Professional Standard Regarding Medical Records*.

AND THAT THE ABOVE ALLEGATIONS CONSTITUTE PROFESSIONAL MISCONDUCT, AND/OR INCOMPETENCE.

“Professional Misconduct” is defined in the *Medical Act, 2011* to include:

Such conduct or acts in the practice of medicine that, having regard to all the circumstances, would reasonably be regarded as disgraceful, dishonourable or unprofessional and that, without limiting the generality of the foregoing, may include breaches of

- (i) the Code of Ethics approved by the Council,
- (ii) the accepted standards of the practice of medicine, and
- (iii) the *Medical Act*, the regulations and policies approved by the Council;

“Incompetence” is defined in the *Medical Act, 2011* to mean:

The lack of competence in the respondent’s care of an individual or delivery of medical services that, having regard to all the circumstances, rendered the respondent unsafe to practise at the time of such care of the individual or delivery of medical services or that renders the respondent unsafe to continue in practice without remedial assistance;

Dated at Halifax, Nova Scotia, this day of September, 2018.

Dr. D.A. Gus Grant
Registrar
College of Physicians and Surgeons of Nova Scotia