

EXTRACT OF THE COUNCIL MINUTES FOR MARCH 21, 2004

162i Dr. E.D. Korchinski, accompanied by legal counsel, Mr. N.G. Gabrielson, was present at Council to speak to penalty following his being charged with unprofessional conduct as a consequence of the recommendations of a Preliminary Inquiry Committee. College legal counsel was also present at this time.

163i College legal counsel acknowledged that he and Dr. Korchinski's legal counsel are aware that Council has approved an amendment to the charges against Dr. Korchinski. The proposed joint disposition of this case contains a provision that will allow further action to be taken in relation to this matter should there be further unprofessional conduct on Dr. Korchinski's part. This is intended to act as a substantial deterrent to future misconduct.

164i College legal counsel recommended that the period of time Dr. Korchinski has been out of practice should be taken into consideration when Council determines the penalty to be imposed upon him. He also recommended Dr. Korchinski be required to pay one-half of the direct costs incurred by the College in connection with this investigation. The total costs incurred for the Preliminary Inquiry Committee were \$3,982.56.

165i Mr. Gabrielson acknowledged the joint agreement that has been reached with respect to the disposition of Dr. Korchinski's case. He reminded Council that Dr. Korchinski has pled guilty to the charges of misconduct. However, he also pointed out that this current action predates the last charge brought against his client. Dr. Korchinski has already suffered a loss of practice, has lost his position at the U. of S. and has lost significant reputation and income. He reported Dr. Korchinski is currently doing surgical assists and that he is [information deleted].

166i Dr. Korchinski apologized to Council for having made it necessary to deal with this matter and took full responsibility for his actions.

167i In answer to a question from Dr. Ahmed, Dr. Korchinski said he does a significant number of the surgical assists but that this doesn't pay the bills.

MOTION

Pursuant to Section 54(1) of **The Medical Profession Act, 1981**, Dr. E. D. Korchinski is hereby suspended for a period of five months. The first two of these months shall be deemed to have been served during the period September 19, 2003 until November 18, 2003. The further three months of suspension shall be suspended on the condition that Dr. Korchinski has not committed any further actions of unprofessional conduct in the period subsequent to September 19, 2003 and will not commit further acts of unprofessional conduct for the period ending September 18, 2005. In the event that Dr. Korchinski does not engage in, and has not engaged in, any conduct within that two

year period that results in a finding of unbecoming, improper, unprofessional or discreditable conduct, Dr. Korchinski will not be required to serve this suspension. If Dr. Korchinski is found to have committed an act of unbecoming, improper, unprofessional or discreditable conduct, and that conduct occurs within the period September 19, 2003 and September 18, 2005 Dr. Korchinski will, upon being found guilty, be immediately suspended for a period of three months pursuant to this motion.

Pursuant to Section 54(1)(i) of **The Medical Profession Act, 1981**, Dr. E. D. Korchinski is hereby required to pay the sum of \$2,000.00 towards the costs of and incidental to the investigation and hearing.