

**Alberta Dental Association and College
Hearing Tribunal Decision**

January 17, 2022

IN ACCORDANCE WITH BYLAW 19(7) OF
THE ALBERTA DENTAL ASSOCIATION AND COLLEGE

On January 17, 2022, a Hearing Tribunal of the Alberta Dental Association and College found Dr. Yousif Chaaban guilty of unprofessional conduct and he was sanctioned. A Hearing Tribunal is an independent group of decision makers comprised of two members of the public appointed by the Government of Alberta and two dentists registered in Alberta.

Dr. Chaaban admitted that he failed to adequately address tooth decay for two of his patients. The Hearing Tribunal noted that the decay was evident on radiographs taken at the time. Dr. Chaaban admitted that his conduct breached the provisions of the *Health Professions Act* as it displayed a lack of knowledge, skill or judgment in the provision of professional services, and that such conduct was unprofessional.

Dr. Chaaban further admitted that he failed to create or maintain adequate patient records for seventeen of his patients. Examples of this conduct included failing to appropriately review and update medical history; failing to record informed consent, diagnosis, treatment plan, care provided or postoperative instructions; failing to record the local anesthetic used, the method of isolation used, the type or preparation used, method of preparation used for restorations or the type of composite materials used; and failing to collect and record information for the prescribing of medication, including opioid. Dr. Chaaban admitted that his conduct breached the provisions of the *Health Professions Act* as it displayed a lack of knowledge, skill or judgment in the provision of professional services, and breached the Code of Ethics provisions for recordkeeping and the Standard of Practice: Patient Records, and that such conduct was unprofessional.

ORDERS OF HEARING TRIBUNAL

The Hearing Tribunal accepted Dr. Chaaban's admissions and agreed the admissions were proven and constituted unprofessional conduct under the *Health Professions Act*. The Hearing Tribunal accepted the Joint Submission on Penalty and issued the following orders on sanctions:

1. Dr. Chaaban shall receive a reprimand and the written decision shall serve as that reprimand;
2. Dr. Chaaban shall pay a fine of \$2,000.00 for his failure to treat tooth decay;
3. Dr. Chaaban shall pay a fine of \$7,500.00 for his failure to keep proper records;
4. Dr. Chaaban will complete a record keeping course, at his own cost and which will not count towards his continuing education credits; and
5. Dr. Chaaban will pay 50% of the costs of the investigation and hearing to a maximum of \$12,500.00.