

**DISCIPLINE COMMITTEE OF
THE COLLEGE OF REGISTERED PSYCHOTHERAPISTS AND REGISTERED
MENTAL HEALTH THERAPISTS OF ONTARIO**

B E T W E E N:

COLLEGE OF REGISTERED PSYCHOTHERAPISTS AND
REGISTERED MENTAL HEALTH THERAPISTS OF ONTARIO

- and -

RUWAN JAYATUNGE

NOTICE OF HEARING

THE INQUIRIES, COMPLAINTS AND REPORTS COMMITTEE of the College of Registered Psychotherapists and Registered Mental Health Therapists of Ontario (the “College”) has referred specified allegations against Ruwan Jayatunge to the Discipline Committee of the College. The allegations were referred in accordance with section 26 of the *Health Professions Procedural Code*. The statement of specified allegations is attached to this Notice of Hearing. A panel of the Discipline Committee will hold a hearing under the authority of sections 38 to 56 of the *Health Professions Procedural Code*, as amended, for the purposes of deciding whether the allegations are true. A **case management conference** may be held at a date and location to be set by the Registrar. Note that in accordance with Rule 6.01(5) of the *Rules of Procedure of the Discipline Committee of the College of Registered Psychotherapists and Registered Mental Health Therapists of Ontario*, the presiding officer may direct a case management conference to be held electronically. A discipline panel will convene at **a location to be set by the Registrar, or electronically, at a time and on a date to be set by the Registrar**, or as soon as thereafter as the panel can be convened, for the purposes of conducting the **discipline hearing**.

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

If the discipline panel finds that you have engaged in professional misconduct, it may make one or more of the following orders:

1. Direct the Registrar to revoke your certificate of registration.
2. Direct the Registrar to suspend your certificate of registration for a specified period of time.
3. Direct the Registrar to impose specified terms, conditions, and limitations on your certificate of registration for a specified or indefinite period of time.
4. Require you to appear before the panel to be reprimanded.
5. Require you to pay a fine of not more than \$35,000.00 to the Minister of Finance.
6. If the act of professional misconduct was the sexual abuse of a patient, require you to reimburse the College for funding provided for that patient under the program required under section 85.7.
7. If the panel makes an order under paragraph 6, require you to post security acceptable to the College to guarantee the payment of any amounts you may be required to reimburse under the order under paragraph 6.

The discipline panel may, in an appropriate case, make an order requiring you to pay all or part of the College's costs and expenses pursuant to section 53.1 of the *Health Professions Procedural Code*, as amended.

You are entitled to disclosure of the evidence against you in accordance with subsection 42(1) of the *Health Professions Procedural Code*, as amended.

You, or your representative, may contact the lawyer for the College, Rebecca Durcan, in this matter:

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

Telephone: (416) 644-4783
Facsimile: (416) 593-7867
Email: rdurcan@sml-law.com

You must also make disclosure in accordance with section 42.1 of the *Health Professions Procedural Code*, which states as follows:

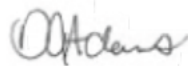
Evidence of an expert led by a person other than the College is not admissible unless the person gives the College, at least ten days before the hearing, the identity of the expert and a copy of the expert's written report or, if there is no written report, a written summary of the evidence.

Further, you must also make disclosure in accordance with Rule 7.01(2) of the *Rules of Procedure of the Discipline Committee of the College of Registered Psychotherapists and Registered Mental Health Therapists of Ontario*, which states the following:

7.01(2) The parties shall make disclosure as is required by law. In addition, the parties shall, at least 10 days in advance of the hearing,

- (a) in the case of written or documentary evidence, provide an opportunity for the opposing party to examine evidence;
- (b) in the case of evidence of an expert, provide the opposing party of 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; and
- (c) in the case of a witness, provide the opposing party with the identity of the witness.

Date: December 14, 2023



DEBORAH ADAMS
Registrar and CEO
College of Registered Psychotherapists and
Registered Mental Health Therapists of
Ontario

TO: RUWAN JAYATUNGE


SPECIFIED ALLEGATIONS OF PROFESSIONAL MISCONDUCT

The Registrant

1. Ruwan Jayatunge (the “Registrant”) registered with the College of Registered Psychotherapists and Registered Mental Health Therapists of Ontario (the “College”) on or about November 7, 2016 and was suspended from the College on or about May 1, 2023.
2. At the relevant time, the Registrant held a certificate of registration with the College.
3. Although the Registrant is suspended, he remains within the jurisdiction of the College pursuant to section 14(2) of the *Health Professions Procedural Code*.

Assuming false identities and making false accusations

4. It is alleged that in or around April 2021 the Registrant was ordered by the Inquiries, Complaints and Reports Committee (the “ICRC”) to appear for an oral caution and complete a Specified Continuing Education and Remediation Program.
5. It is alleged that in or around June 2022, the Registrant assumed the false identity of a journalist and made false accusations about a College Employee to several organizations.
6. It is alleged that in or around July 2022, the Registrant assumed numerous false identities and made false accusations about a College Employee to several organizations.
7. It is alleged that in or around July 2022, the Registrant assumed false identities and/or solicited others and left numerous voicemails alleging false accusations about the College Employee.
8. It is alleged that on or about October 5, 2022, the College sent the Registrant a Notice to Cease and Desist his assumption of false identities and making false allegations about the College Employee.
9. It is alleged that on or about October 22, 2022, the Registrant assumed a false identity and emailed the College false accusations about the College Employee.

Allegations of Professional Misconduct

10. It is alleged that the above conduct constitutes professional misconduct pursuant to section 51(1)(c) of the *Health Professions Procedural Code* as set out in one or more of the following paragraphs of section 1 of Ontario Regulation 317/12 made under the *Psychotherapy Act, 2007*:
 - a. **Paragraph 1.** Contravening, by act or omission, a standard of practice of the profession or failing to maintain the standard of practice of the profession including but not limited to the following:
 - i. 1.1 – Accepting the Regulatory Authority of the College; and/or
 - ii. 1.5 – General Conduct;

- b. **Paragraph 52.** Engaging in conduct or performing an act relevant to the practice of the profession that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional; and/or
- c. **Paragraph 53.** Engaging in conduct that would reasonably be regarded by members as conduct unbecoming a member of the profession.

APPENDIX

1. The documents to be tendered in evidence at the hearing have been sent with this Notice of Hearing.
2. The *Rules of Procedure of the Discipline Committee of the College of Registered Psychotherapists and Registered Mental Health Therapists of Ontario* have been sent with this Notice of Hearing.
3. Take notice that the documents that have been and may later be disclosed to you will be tendered as business documents pursuant to the *Evidence Act* of Ontario.
4. All documents that are disclosed to you in this matter are disclosed on the basis that they are to be used solely for the purpose of this proceeding and for no other purpose.

**DISCIPLINE COMMITTEE OF
THE COLLEGE OF REGISTERED
PSYCHOTHERAPISTS AND REGISTERED
MENTAL HEALTH THERAPISTS OF ONTARIO**

NOTICE OF HEARING

STEINECKE MACIURA LEBLANC

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Psychotherapists and Registered Mental Health
Therapists of Ontario