

# David Fierro, Former RMT

**Location:**

North Vancouver, BC

**Date of Action:**

Nov 21, 2016

**Nature of Action:** The former registrant has consented to not apply for re-registration with the College until 2029 (which is 10 years from the date that he would have otherwise been eligible to apply for reinstatement of registration, further to the terms of a previous consent agreement that the former registrant entered into with the College in 2014).

**Reasons:** The College received a report in October 2015 concerning allegations of sexual misconduct relating to a female patient of the former registrant which were alleged to have occurred in or about 2004 to 2005. Prior to the College's receipt of the complaint, the former registrant had resigned his registration with the College on September 12, 2012 due to a health condition, specifically a shoulder injury.

While the former registrant did not admit to misconduct in relation to the complaint, he did agree to a consent agreement containing a term relating to his ability to apply for re-registration with the College, as set out above. The former registrant denies the allegations and has made no admissions of misconduct.

The Inquiry Committee determined that this would be an appropriate case in which to seek a consent agreement relating to the former registrant's ability to apply for re-registration with the College because:

- the former registrant resigned his registration in 2012; and
- if the former registrant applies for re-registration, his application will be addressed by the College's Registration Committee in accordance with the Health Professions Act and the College's Bylaws and he will have to satisfy all registration requirements, including that he be of good character and otherwise fit to practice massage therapy.

The consent agreement described above concludes the Inquiry Committee's investigation in respect of this matter. No findings of misconduct or

wrongdoing have been made by the Discipline Committee against the former registrant.