

Ashley Di Tomaso, RMT

Location:

North Vancouver, BC

Date of Action:

December 28, 2022

Nature of Action: The registrant, Ashley Di Tomaso, voluntarily entered into an undertaking and consent agreement with the Inquiry Committee of the College.

As part of the agreement, the registrant agreed to the following terms:

1. a one-week suspension;
2. a formal reprimand;
3. undertakings not to repeat the conduct;
4. completion of intensive remedial coursework on professional ethics;
5. completion of an anger management course approved by the College;
- and
6. payment of a portion of the costs of the investigation in the amount of \$500.

Reasons: The undertaking and consent agreement relates to an investigation initiated by the Inquiry Committee on its own motion.

As part of the undertaking and consent agreement, Ms. Di Tomaso admitted to conduct unbecoming a registrant of the College in relation to two separate incidents involving a tow truck company, which took place on March 17, 2020 and April 28, 2021. During the first incident on March 17, 2020, Ms. Di Tomaso became angry after her car had been towed, and used vulgar and unprofessional language towards staff of the tow truck company; during the interaction, she identified herself as a health care worker, and spit towards a glass divider between her and a staff member of the tow truck company. On April 28, 2021, Ms. Di Tomaso was driving when she saw a tow truck from the same company, and had a road rage altercation which included her using vulgar and unprofessional language towards the driver of the truck.

In relation to the March 17, 2020 incident, Ms. Di Tomaso was charged with three offences contrary to the *Criminal Code*, including one count of assault.

Ms. Di Tomaso failed to immediately report the three criminal charges to the College, in contravention of section 77(2) of the College's Bylaws, and failed to promptly report to the College that she had been charged with a relevant offence within the meaning of the *Criminal Records Review Act*. (The charges were ultimately concluded with a stay of proceedings.)

The Inquiry Committee considered Ms. Di Tomaso's admitted conduct to be serious. A failure by a registrant to report required information to the College impedes the College's statutory obligation to regulate the massage therapy profession in the public interest and to meet legislated information-sharing requirements.

The Inquiry Committee is satisfied that the terms of the undertaking and consent agreement will protect the public interest.