

# Adam Lariviere, RMT

## Location:

Kelowna, BC

## Date of Action:

October 12 and December 4, 2023

**Nature of Action:** Pursuant to section 35(1)(a) of the *Health Professions Act* (the "Act"), on December 4, 2023, a panel of the Inquiry Committee made an order to impose new limits/conditions on Adam Lariviere's registration with CMTBC in order to protect the public.

This order replaces a previous order of the Inquiry Committee made on October 12, 2023, restricting Mr. Lariviere's practice of massage therapy. Under the October 12, 2023 order, Mr. Lariviere was subject to the limits/conditions that he:

- must, by 6:00 p.m. every Friday, provide the College with, or electronic access to, his calendar, including the name and contact information for each patient he treated in the preceding week.
- will be subject to random on-site audits of his practice by a College-appointed inspector, with the frequency and timing of the random on-site audits to be at the sole discretion of the College. Without limiting the foregoing, an inspector may inspect any patient booking process (whether that occurs physically, by telephone, or otherwise electronically) and any file or record of any female patient treated by him

Under the December 4, 2023 order, the limits/conditions imposed on Mr. Lariviere's practice of massage therapy are that he:

- is prohibited from treating patients who identify as female; and
- must post a College-approved notice of the prohibition on the treatment of female patients in all his workplaces.

**Reasons:** The October 12, 2023 order was made following receipt of a complaint from a female patient of Mr. Lariviere ("Patient 1"). In relation to this complaint, the Inquiry Committee panel found that there was a *prima facie* case of allegations that, during the provision of massage therapy to Patient 1, Mr.

Lariviere failed to maintain professional boundaries and engaged in inappropriate conduct.

On October 17, 2023, the College received a new complaint from a female patient of Mr. Lariviere ("Patient 2"). In relation to this complaint, the Inquiry Committee panel found that there was a *prima facie* case of allegations that, during the provision of massage therapy to Patient 2, Mr. Lariviere failed to maintain professional boundaries and consent standards and engaged in sexual misconduct.

The Inquiry Committee panel considered the allegations serious and found that there are some factors that render the alleged conduct likely to recur. Therefore, the panel determined that the public must be protected by an interim order during the investigation and pending any discipline hearing.

The panel considered what interim measures would be sufficient and proportionate in this case. Having weighed the different options and the circumstances of this case and having considered the impact on Mr. Lariviere, in its December 4, 2023 order, the Inquiry Committee panel concluded that the new limits/conditions are proportionate and sufficient to protect the public during the investigation(s) or pending a disciplinary hearing.

**Important Note:** Limits, conditions, and suspensions ordered by the Inquiry Committee under section 35(1) of the Act are made to protect the public during an investigation or pending a hearing of the Discipline Committee. Measures taken under section 35(1) of the Act pertain to allegations that remain unproven unless admitted by a registrant or determined by the Discipline Committee.