

**DISCIPLINE COMMITTEE
OF THE ONTARIO COLLEGE OF TEACHERS**

IN THE MATTER OF *the Ontario College of Teachers Act, 1996*, S.O. 1996,
c. 12 and the Regulation (Ontario Regulation 437/97) thereunder;

AND IN THE MATTER OF discipline proceedings against
Claude Arcand, a member of the Ontario College of Teachers.

PANEL: Don Cattani (Chair)
 Gabrielle Blais
 Rosemary Fontaine

| | | |
|-----------------------------|---|----------------------------------|
| BETWEEN: |) | |
| |) | |
| |) | Carole Jenkins, |
| ONTARIO COLLEGE OF TEACHERS |) | McCarthy Tétrault LLP, |
| |) | for Ontario College of Teachers, |
| |) | assisted by Trevor Evans, |
| - and - |) | Senior Law Clerk |
| |) | |
| CLAUDE ARCAND |) | Claude Arcand |
| (CERTIFICATE #250490) |) | was not present or |
| |) | represented by counsel |
| |) | |
| |) | Christopher Wirth, |
| |) | Stockwoods LLP, |
| |) | Independent Legal Counsel |
| |) | |
| |) | Heard: May 9, 2006 |

REASONS FOR DECISION AND DECISION ON MOTION

Counsel for the College brought a motion to seek leave from the Committee to withdraw the allegations set out in the *Notice of Hearing* dated July 21, 2004 and as amended February 17, 2005.

Independent legal counsel advised the Committee that the Committee had jurisdiction to make the order requested, pursuant to section 4.1 of the *Statutory Powers Procedure Act*, which provides that if the parties consent, a proceeding may be disposed of by a decision of the Committee without a hearing.

The Committee considered the submissions of College counsel. Upon the consent of the parties, the Committee authorizes the College to withdraw the allegations of professional misconduct against Claude Arcand set out in the *Notice of Hearing*, dated July 21, 2004 and as amended February 17, 2005.

The Committee concludes that the withdrawal of the *Notice of Hearing* in these circumstances is reasonable and serves and protects the public interest.

Date: May 9, 2006

Don Cattani
Chair, Discipline Panel

Gabrielle Blais
Member, Discipline Panel

Rosemary Fontaine
Member, Discipline Panel