

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

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

AND IN THE MATTER OF a discipline proceeding against John Burns Caulfield, a member of the Ontario College of Teachers.

PANEL: Don Cattani, Chair
 Gabrielle Blais
 Jacques Tremblay

BETWEEN:)	
	)	Heather Meredith,
	)	McCarthy Tétrault LLP,
	)	for Ontario College of Teachers,
ONTARIO COLLEGE OF TEACHERS	)	assisted by Jennifer Robinson,
	)	Law Clerk
- and -)	
	)	Patricia L. D’Heureux,
	)	Cavalluzzo Hayes Shilton McIntyre
	)	& Cornish LLP,
John Burns Caulfield	)	for John Burns Caulfield
(CERTIFICATE #242682))	
)	
	)	Christopher Wirth,
	)	Stockwoods LLP,
	)	Independent Legal Counsel
)	
	)	Heard: April 27, 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 May 3, 2005.

John Burns Caulfield was not in attendance.

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 and counsel for the Member. Upon the consent of the parties, the Committee authorizes the College to withdraw the allegations of professional misconduct against John Burns Caulfield set out in the *Notice of Hearing*.

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

Date: April 27, 2006

Don Cattani
Chair, Discipline Panel

Gabrielle Blais
Member, Discipline Panel

Jacques Tremblay
Member, Discipline Panel