

**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  
Jose Ricardo Etcheverry, a member of the Ontario College of Teachers.

PANEL:        Brent Hamelin (Chair)  
                  Dean Favero  
                  Mel Greif

BETWEEN:	)	
	)	
	)	Awanish Sinha,
ONTARIO COLLEGE OF TEACHERS	)	McCarthy Tétrault LLP,
	)	for Ontario College of Teachers,
	)	assisted by Trevor Evans,
- and -	)	Senior Law Clerk
	)	
	)	William Markle and Stephanie Carey,
JOSE RICARDO ETCHEVERRY	)	Markle & Phibbs,
(CERTIFICATE #101529)	)	for Jose Ricardo Etcheverry
	)	
	)	
	)	Johanna Braden,
	)	Stockwoods LLP,
	)	Independent Legal Counsel
	)	
	)	Heard: September 17, 2008

**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 October 18, 2007.

Jose Ricardo Etcheverry was not in attendance.

Independent legal counsel advised the Committee that it 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.

Having considered the submissions of College Counsel and Counsel for the Member and upon the consent of the parties, the Committee authorizes the College to withdraw the allegations of professional misconduct against Jose Ricardo Etcheverry as set out in the *Notice of Hearing* dated October 18, 2007.

Date: September 17, 2008

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Brent Hamelin  
Chair, Discipline Panel

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Dean Favero  
Member, Discipline Panel

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Mel Greif  
Member, Discipline Panel