

**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 Janet Elizabeth Foote, a member of the Ontario College of Teachers.

PANEL: Ted Coulson, Chair
 Normand Fortin
 Jacques Tremblay

BETWEEN:)	
)	
	)	Eric Block,
	)	McCarthy Tétrault,
	)	for Ontario College of Teachers,
ONTARIO COLLEGE OF TEACHERS	)	assisted by Trevor Evans,
	)	Senior Law Clerk
- and -)	
	)	William Markle,
	)	Markle May Phibbs,
Janet Elizabeth Foote	)	for Janet Elizabeth Foote,
(CERTIFICATE #445418)	)	assisted by Donna Ptak
)	
)	
	)	Johanna Braden,
	)	Stockwoods,
	)	Independent Legal Counsel
)	
	)	Heard: August 30, 2005

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 June 8, 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 and incompetence against Janet Elizabeth Foote 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: August 30, 2005

Ted Coulson
Chair, Discipline Panel

Normand Fortin
Member, Discipline Panel

Jacques Tremblay
Member, Discipline Panel