

**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
Stephen Jan Osterberg, OCT, a member of the Ontario College of Teachers.

PANEL: Dean Favero, OCT, Chair
 Pauline Smart
 Jacques Tremblay, OCT

BETWEEN:)	
	)	David Leonard,
	)	McCarthy Tétrault LLP,
ONTARIO COLLEGE OF TEACHERS	)	for Ontario College of Teachers,
	)	assisted by Daniela De Bartolo,
- and -	)	Litigation Paraprofessional
)	
	)	Joshua Phillips,
STEPHEN JAN OSTERBERG	)	Green & Chercover,
(CERTIFICATE #437357)	)	for Stephen Jan Osterberg
)	
)	
	)	Richard Steinecke,
	)	Steinecke Maciura LeBlanc,
	)	Independent Legal Counsel
)	
	)	Heard: December 16, 2010

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 November 12, 2008.

Stephen Jan Osterberg was not in attendance.

Based on facts, College counsel advised that should the matter proceed to a hearing, it was highly unlikely that the Member would be found guilty of committing professional misconduct.

Independent legal counsel advised the Committee that it had jurisdiction to make the order requested pursuant to Rule 13(16) of the *Rules of Procedure of the Discipline Committee*.

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 Stephen Jan Osterberg set out in the *Notice of Hearing* dated November 12, 2008.

Date: December 16, 2010

Dean Favero, OCT
Chair, Discipline Panel

Pauline Smart
Member, Discipline Panel

Jacques Tremblay, OCT
Member, Discipline Panel