

**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
Michael Dante Guy Pongetti, 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,
MICHAEL DANTE GUY PONGETTI	)	Markle & Phibbs,
(CERTIFICATE #176311)	)	for Michael Dante Guy Pongetti
)	
)	
	)	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 two *Notices of Hearing* (#1 and #2) both dated September 14, 2007.

Michael Dante Guy Pongetti was 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 and incompetence against Michael Dante Guy Pongetti as set out in the two *Notices of Hearing* (#1 and #2) both dated September 14, 2007.

Date: September 17, 2008

Brent Hamelin
Chair, Discipline Panel

Dean Favero
Member, Discipline Panel

Mel Greif
Member, Discipline Panel