

**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 James Chibuta Sampa, a member of the Ontario College of Teachers.

PANEL: Eileen Walker, Chair  
Rosemary Fontaine  
Jacques Tremblay

BETWEEN:	)	
	)	David Leonard,
	)	McCarthy Tétrault LLP,
	)	for Ontario College of Teachers,
ONTARIO COLLEGE OF TEACHERS	)	assisted by Trevor Evans,
	)	Senior Law Clerk
- and -	)	
	)	Gary Hopkinson,
	)	Green & Chercover,
James Chibuta Sampa	)	for James Chibuta Sampa,
(CERTIFICATE #261540)	)	
	)	
	)	Johanna Braden,
	)	Stockwoods LLP,
	)	Independent Legal Counsel
	)	
	)	Heard: March 6, 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 January 4, 2006.

James Chibuta Sampa 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 James Chibuta Sampa 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: March 6, 2006

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Eileen Walker  
Chair, Discipline Panel

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Rosemary Fontaine  
Member, Discipline Panel

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Jacques Tremblay  
Member, Discipline Panel