

ONTARIO COLLEGE OF TEACHERS
DISCIPLINE COMMITTEE

REASONS FOR DECISIONS AND ORDERS

IN THE MATTER OF ONTARIO COLLEGE OF TEACHERS ACT, 1996, and the Regulation (Ontario Regulation 437/97) thereunder:

AND IN THE MATTER OF discipline proceedings against Robert Gordon Warren,

The Discipline Committee held a hearing on October 19, 1998,

BETWEEN:

ONTARIO COLLEGE OF TEACHERS

- and -

ROBERT GORDON WARREN
CERTIFICATE #426990

PRESENT:

Members of the Panel

Donna Marie Kennedy (Chair)

Marilyn Laframboise

Diane Leblovic

Caroline Zayid, Counsel for the Ontario College of Teachers

No one appeared for Robert Gordon Warren.

OVERVIEW

A Notice of Hearing was served on Robert Gordon Warren on August 21 1998 (Exhibit 1) requesting attendance before the Discipline committee of the Ontario College of Teachers and specifying the charges. It is alleged that Robert Gordon Warren is guilty of professional misconduct in that he violated sections 1(7), 1(15), 1(16), 1(17), 1(18), 1(19), 1(22) and 1(25) of the Professional Misconduct Regulation made under the Ontario College of Teachers Act and filed as Ontario Regulation 437/97 on December 4, 1997.

The Discipline Committee of the Ontario College of Teachers met on October 19, 1998, to consider whether Robert Gordon Warren was guilty of professional misconduct.

Robert Gordon Warren did not attend at the hearing, nor was he represented by counsel.

At the request of Caroline Zayid, acting as prosecutor, the Discipline Committee ordered that the names of the victims, and any information which might lead to their identification, not be published.

EVIDENCE

An Agreed Statement of Facts presented to the panel supported the allegation of professional misconduct (Exhibit 2). On October 7, 1965, Robert Warren was convicted of indecent assault on an 18 year old male, contrary to section 148 of the *Criminal Code*

(Canada). Mr. Warren was given a sentence and two years' probation. On June 21, 1994, Robert Warren pleaded guilty to a charge of indecent assault on a 12 year old male contrary to the *Criminal Code (Canada)*. Mr Warren was given a sentence of eighteen months in custody and probation for a period of three years. On May 18, 1988, Robert Warren pleaded guilty to a charge of gross indecency involving a fifteen year old male in contrary to section 157 of the *Criminal Code (Canada)*. Mr. Warren was sentenced to six months in custody and probation for a period of three years.

REASONS

In the Agreed Statement of Facts, there is evidence that supports the fact that Robert Gordon Warren was charged with and convicted for indecent assault which included repeated sexual acts between a 12 year old male and the accused. The sexual assaults began when the victim was 12 years old and ceased when he was 14 years old. The accused on numerous occasions provided alcohol and/or drugs to the victim prior to the assaults. Mr. Warren was a teacher at the time of the assaults and in a position of trust and authority over the victim. It is noted that in the evidence presented to the panel (Exhibit A of the Agreed Statement of Facts) the victim was a troubled youth who could only find support through the accused.

There was further evidence that the accused was convicted of a sexual offence in 1988 in Golden, B. C. involving two boys aged 15 years. The accused provided alcohol , drugs and pornographic material to the boys prior to the assault on one of the boys.

In addition, Robert Gordon Warren was convicted of indecent assault on an 18 year old male on October 7, 1965.

DECISIONS AND ORDERS

Based on the evidence in the Agreed Statement of Facts the committee finds Robert Gordon Warren guilty of Professional Misconduct under sections 1 (7), 1(15), 1(16), 1(17), 1(18), and 1(19) of the Professional Misconduct Regulation, as alleged and orders the Registrar to revoke Robert Gordon Warren's Certificate of Qualification and Registration immediately.

Because the Committee heard no evidence of failing to co-operate in a College investigation (section 1(22)) or of failing to respond adequately or within a reasonable time to a written inquiry from the College (section 1 (25)), the Committee dismissed those allegations.

Pursuant to Section 30(5)(iii) of the Ontario College of Teachers Act, the Committee orders that the findings of this hearing, as well as the name of the member, but without identification of the victim(s), be published in the official publication of the Ontario College of Teachers.

The Committee orders that the names of the victims or any information identifying them not be published.

It is noted that Mr. Warren surrendered his Ontario Teacher's Certificate dated July 1, 1978 to the Ontario College of Teachers.

DATED AT TORONTO, THIS 19th DAY OF OCTOBER, 1998

BY ORDER OF THE DISCIPLINE COMMITTEE

DONNA MARIE KENNEDY (CHAIR)

MARILYN LAFRAMBOISE

DIANE LEBLOVIC