

**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  
Duane Mark Westacott, OCT, a member of the Ontario College of Teachers.

PANEL:        Brent Hamelin, OCT, Chair  
                 Robert Ryan, OCT  
                 Pauline Smart

BETWEEN:	)	
	)	
	)	Eli Mogil,
	)	McCarthy Tétrault LLP,
ONTARIO COLLEGE OF TEACHERS	)	for Ontario College of Teachers,
	)	assisted by Jennifer Robinson,
	)	Law Clerk
- and -	)	
	)	
	)	Amanda Wojcik,
DUANE MARK WESTACOTT	)	Sack Goldblatt Mitchell LLP,
(CERTIFICATE #163148)	)	for Duane Mark Westacott
	)	
	)	
	)	Richard Steinecke,
	)	Steinecke Maciura LeBlanc,
	)	Independent Legal Counsel
	)	
	)	Heard: July 14, 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 April 16, 2009.

Duane Mark Westacott was not in attendance.

College counsel advised that after the matter was referred to the Discipline Committee, medical information was provided. As a result of this medical information being received, Counsel submitted that the Notice of Hearing before the Discipline Committee be withdrawn. The Committee was advised that the matter would be referred to the next scheduled Executive Committee for referral to the appropriate 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 Duane Mark Westacott set out in the *Notice of Hearing* dated April 16, 2009.

Date: July 14, 2010

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Brent Hamelin, OCT  
Chair, Discipline Panel

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Robert Ryan, OCT  
Member, Discipline Panel

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Pauline Smart  
Member, Discipline Panel