

**DISCIPLINE COMMITTEE OF THE  
ONTARIO COLLEGE OF TEACHERS**

BETWEEN:

**ONTARIO COLLEGE OF TEACHERS**

**and**

**MICHAEL JAMES WAHBI**

**NOTICE OF HEARING**

**THE INVESTIGATION COMMITTEE OF THE ONTARIO COLLEGE OF TEACHERS**, pursuant to section 26, subsection (5) of the *Ontario College of Teachers Act, 1996* (the "*Act*"), Statutes of Ontario, 1996, chapter 12, has directed that the matter hereinafter described regarding the conduct or actions of Michael James Wahbi, Certificate No. 484512, be referred to the Discipline Committee of the Ontario College of Teachers.

**IT IS ALLEGED** that Michael James Wahbi is guilty of professional misconduct as defined in the *Act* in that:

- (a) he abused a student or students psychologically or emotionally, contrary to Ontario Regulation 437/97, subsection 1(7.2);
- (b) he abused a student or students sexually, contrary to Ontario Regulation 437/97, subsection 1(7.3) and/or engaged in sexual abuse of a student or students as defined in section 1 of the *Act*;

- (c) he committed acts that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional, contrary to Ontario Regulation 437/97, subsection 1(18);
- (d) he engaged in conduct unbecoming a member, contrary to Ontario Regulation 437/97, subsection 1(19).

**PARTICULARS OF THESE ALLEGATIONS ARE AS FOLLOWS:**

1. Michael James Wahbi (the "Member") is a member of the Ontario College of Teachers.
2. At all material times, the Member was employed by the Toronto Catholic District School Board (the "Board") as a teacher at [XXX] (the "School") in Etobicoke, Ontario.
3. In or around the academic year 2008/2009, Student 1 was a female Grade [XXX] Student at the School.
4. In or around March or April 2009, the Member befriended Student 1. He subsequently provided his Blackberry BBM pin to Student 1 and asked her to send him a message.
5. Between in or about March 2009 and in or about August 2009, the Member engaged in communications of a personal nature with Student 1 through electronic message and over the phone, including outside of school hours.
6. Between in or about March 2009 and in or about August 2009, the Member made inappropriate and/or sexualized comments towards Student 1, including but not limited to:
  - (a) that she looked great, pretty, and/or beautiful, or words to that effect;

- (b) that he had feelings for her, or words to that effect;
  - (c) that if they did not sleep together, their relationship would be over, or words to that effect;
7. Between in or about March 2009 and in or about August 2009, the Member met with Student 1 outside of the School, including but not limited to:
- (a) going to a park together after dark; and/or
  - (b) picking up Student 1 in his car.
8. In or around June 2009, the Member engaged in physical contact and/or touching of an inappropriate and/or sexual nature with Student 1, including but not limited to:
- (a) kissing Student 1 on her neck, lips, and/or face;
  - (b) holding Student 1's hand; and/or
  - (c) placing his arms around Student 1.

**THE DISCIPLINE COMMITTEE WILL HOLD A HEARING** pursuant to sections 30, 30.2, 32 and 32.1 of the *Act* to decide whether the allegations are true and whether Michael James Wahbi is guilty of professional misconduct. A copy of the *Rules of Procedure of the Discipline Committee and of the Fitness to Practise Committee* (the "*Rules of Procedure*") will be provided upon request and is also available on the College's website.

**THE DISCIPLINE COMMITTEE WILL HEAR THIS MATTER** on a date to be determined after consultation between College Counsel and you or your counsel and fixed by the Tribunals Office.

**IF A DATE FOR THE HEARING AND/OR THE FORMAT OF THE HEARING ARE NOT AGREED UPON, THE DISCIPLINE COMMITTEE WILL CONVENE TO DEAL WITH THE PROCEDURAL MATTER OF SETTING A DATE FOR THE HEARING.** The set date hearing will be held in-person on the 12th floor of the offices of the Ontario College of Teachers at 101 Bloor Street West, Toronto, Ontario or will be held electronically using audio or video conferencing equipment, pursuant to the *Rules of Procedure* and the *Statutory Powers Procedure Act*, R.S.O. 1990, c.S.22 (the "SPPA").

**YOU ARE ENTITLED TO BE PRESENT WHEN THE COMMITTEE CONVENES TO SET A DATE FOR THE HEARING AND TO BE REPRESENTED BY LEGAL COUNSEL. IF YOU DO NOT ATTEND BEFORE THE COMMITTEE TO SET A HEARING DATE, THE DISCIPLINE COMMITTEE MAY PROCEED IN YOUR ABSENCE TO SET A HEARING DATE. NOTICE OF THE HEARING DATE SET BY THE COMMITTEE WILL BE PROVIDED TO YOU IN WRITING AT YOUR LAST KNOWN ADDRESS AS SHOWN IN THE RECORDS OF THE COLLEGE.**

**YOU ARE ENTITLED TO BE PRESENT AT THE HEARING AND TO BE REPRESENTED BY LEGAL COUNSEL.** The hearing will be held in-person on the 12th floor of the offices of the Ontario College of Teachers at 101 Bloor Street West, Toronto, Ontario or will be held electronically using audio or video conferencing equipment, pursuant to the *Rules of Procedure* and the *SPPA*.

**IF YOU DO NOT ATTEND ON THE SCHEDULED HEARING DATE, IN ACCORDANCE WITH ANY DIRECTION FROM THE TRIBUNALS OFFICE WITH RESPECT TO THE MANNER OF PARTICIPATION, THE DISCIPLINE COMMITTEE MAY PROCEED WITH AN IN-PERSON HEARING OR ELECTRONIC HEARING IN YOUR ABSENCE AND YOU WILL NOT BE PROVIDED WITH ANY FURTHER NOTICE OF PROCEEDINGS.**

**IF YOU BELIEVE THAT AN ELECTRONIC HEARING OR ELECTRONIC SET DATE HEARING IS LIKELY TO CAUSE YOU SIGNIFICANT PREJUDICE,** you must notify the Tribunals Office at 101 Bloor Street West, Toronto, Ontario, M5S 0A1, telephone 416-961-8800. The Discipline Committee will then determine whether the hearing will proceed electronically or not.

**IF THE DISCIPLINE COMMITTEE FINDS YOU GUILTY** of professional misconduct, you are liable to the penalties set out in sections 30 and 30.2 of the *Act*.

**A MEMBER** whose conduct is being investigated in proceedings before the Discipline Committee may examine before the hearing any written or documentary evidence that will be produced or any report, the contents of which will be given as evidence at the hearing.

You or your representative may contact the office of Jordan Glick of Glick Law, solicitor for the College in this matter, at Suite 100, Simcoe Chambers, Toronto, ON M5H 4E2, telephone 416-596-2960.

Date: June 3, 2022

*Registrar's Signature*

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**Chantal Bélisle, OCT**

Interim Registrar and Chief Executive Officer

Ontario College of Teachers

101 Bloor Street West

Toronto, ON M5S 0A1

TO: Michael James Wahbi  
[XXX][XXX]

AND TO: Ontario English Catholic Teachers' Association  
400-65 St. Clair Avenue East  
Toronto, ON M4T 2Y8

Jerry Raso, Solicitor for the Member

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