

April 26, 2017

The College of Veterinarians of Ontario
2106 Gordon Street
Guelph, Ontario
N1L 1G6

VIA EMAIL

Attention: Jan Robinson, Registrar and CEO

Dear Ms. Robinson:

RE: Dr. James McCleary – Bucksburn Veterinary Hospital - Advertising

Further to my email to Ms. Tooze of April 20, 2017, we have reviewed the section referred to and had in fact anticipated that reliance in the April 18 letter. You will note that the section we refer to in the Law Society Act is analogous (if not more sophisticated and robust than the CVO equivalent). We maintain our position with respect to the rationale set out in our original response (regardless of your reference to the wrong section).

We have made a request for disclosure. We need to know whether that request will be honoured.

The investigation was commenced and the proceeding exists. Disclosure has been requested twice. Dr. McCleary suspended the use of the impugned advertising while we awaited disclosure. The investigation no doubt forms a part of his record with the College. The fact that the College has decided the matter is closed, doesn't simply absolve them of the procedural rights Dr. McCleary has once a proceeding of this kind has been initiated. He may wish to still challenge the underlying information.

Please reply to address checked

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While we do not wish to engage in a test case of the discipline processes and disclosure obligations for a regulatory body, your most recent response appears to suggest we may have to consider that option.

We ask that you provide an unequivocal response., failing which, perhaps it might make sense to direct me to the CVO legal counsel going forward.

Yours very truly,

the ross firm
PROFESSIONAL CORPORATION

Per:

A handwritten signature in black ink, appearing to be 'QMR', with a period at the end.

Quinn M. Ross

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QMR/tbm

x230

