

NOVA SCOTIA COLLEGE OF PHARMACISTS

DECISION OF THE HEARING COMMITTEE

In the matter of: Recommendation of the Investigation Committee for acceptance of the Settlement Agreement between the Nova Scotia College of Pharmacists and Ms. Camilia Botros.

The Hearing Committee met on April 6, 2018 to consider the proposed Settlement Agreement being recommended for acceptance by the Investigation Committee regarding Ms. Camilia Botros.

After careful review of the proposed Settlement Agreement and other information of record, the Hearing Committee has decided to accept the recommendation of the Investigation Committee with regard to the Settlement Agreement between the Nova Scotia College of Pharmacists and Ms. Camilia Botros.

April 6, 2018

Harriet Davies, Chair



On behalf of Hearing Committee Members:

Heidi Deal

Edith Menzies

Harriet Davies

**PROVINCE OF NOVA SCOTIA
HALIFAX REGIONAL MUNICIPALITY**

IN THE MATTER OF: The *Pharmacy Act*, R.S.N.S. 2011, c. 1 and Regulations made thereunder

- and -

IN THE MATTER OF: Ms. Camilia Botros, Pharmacist, [REDACTED]
[REDACTED]

SETTLEMENT AGREEMENT

WHEREAS pursuant to the *Pharmacy Act* of Nova Scotia, allegations were set out in a complaint dated January 13, 2017 alleging that Ms. Camilia Botros breached provisions of the *Pharmacy Act* and *Regulations* made there under, and conducted herself in a way in which a Hearing Committee properly constituted under the *Pharmacy Act* could conclude that her conduct amounted to professional misconduct.

AND WHEREAS the Nova Scotia College of Pharmacists and Ms. Botros agree that a Settlement Agreement is the proper method of disposing of this matter.

AND WHEREAS the Nova Scotia College of Pharmacists and Ms. Botros agree to the following statement of facts:

1. THAT you acted unlawfully and without integrity on application for licensure as a pharmacy intern and as a pharmacist in Nova Scotia by submitting a document which you knew or ought to have known would misrepresent that you had met the English language proficiency requirement. These actions constitute a breach of the *Pharmacy Act* and its regulations, the *Registration, Licensing and Professional Accountability Regulations* and the *Code of Ethics*. Specifically:

- a) In 2014, you applied for a licence to practice pharmacy in Manitoba. In an attempt to meet the English language proficiency requirement, you submitted an International English Language Testing System (IELTS) test report form to the College of Pharmacists of Manitoba which you knew or ought to have known was false. In 2014, you were notified by the College of Pharmacists of Manitoba that the test report form was invalid. Your application for licence to practice pharmacy in Manitoba was not granted.

- b) On or about June 11, 2015, you again applied for a licence from the College of Pharmacists of Manitoba. You requested that the College of Pharmacists of Manitoba accept a combination of IELTS test results. You submitted six test report forms dated August 17, 2013, December 7, 2013, February 1, 2014, November 22, 2014, April 18, 2015 and May 16, 2015. No single test report form met the English language proficiency requirement. You requested the six test report forms be considered in total as evidence of meeting the English language proficiency requirement.
- c) On June 23, 2015, the College of Pharmacists of Manitoba rejected your request. Your application for licence to practice pharmacy in Manitoba was not granted.
- d) On or about June 23, 2015, you applied for licence to the Newfoundland and Labrador Pharmacy Board. As part of your licence to the Newfoundland and Labrador Pharmacy Board, you submitted an IELTS test report form dated March 28, 2015. The March 28, 2015 IELTS test report form met the English language proficiency requirement. You were registered as an intern in Newfoundland and Labrador. In January 2017, Newfoundland and Labrador Pharmacy Board determined that the March 28, 2015 IELTS test report form was false.
- e) In your June 11, 2015 application to the College of Pharmacists of Manitoba, you submitted six IELTS test report forms. You did not submit the March 28, 2015 test report form that you submitted to the Newfoundland and Labrador Pharmacy Board. For clarity,
 - On June 11, 2015, you applied for licence in Manitoba. You submitted six IELTS test report forms dated from August 2013 to May 2015. None of the six test report forms met the English language proficiency requirement.
 - On June 23, 2015, you applied for licence in Newfoundland. You submitted one IELTS test report form dated March 28, 2015. Despite this March 28, 2015 IELTS test report form meeting the requirement and occurring within August 2013 to May 2015 time period, of the six IELTS test report forms submitted to Manitoba, you did not submit the March 28, 2015 test report form to Manitoba.
 - You knew or ought to have known that the March 28, 2015 test report form submitted to Newfoundland was false.
- f) In June 2015, you applied for application for registration as a pharmacist intern in Nova Scotia. You provided the Nova Scotia College of Pharmacists with the same IELTS test report form dated March 28, 2015 that you had provided to the Newfoundland and Labrador Pharmacy Board which you knew or ought to have known was false. The March 28, 2015 IELTS test report form misrepresented

your English language proficiency. Based on the false test report form and the misrepresentation, the Nova Scotia College of Pharmacists granted your application for registration as an intern in Nova Scotia.

- g) On October 19, 2015, the Nova Scotia College of Pharmacists issued you a certificate of registration as an intern in Nova Scotia. On May 25, 2016, the Nova Scotia College of Pharmacists issued you a licence to practice direct patient care pharmacy as a pharmacist in Nova Scotia. Between October 19, 2015 and January 13, 2017, you practiced pharmacy in Nova Scotia pursuant to a licence issued by the Nova Scotia College of Pharmacists.
- h) The certificate of registration as an intern and the direct patient care pharmacy licence issued by the Nova Scotia College of Pharmacists were both issued based on the March 28, 2015 IELTS test report form which you knew or ought to have known was false.
- i) On August 9, 2016, you requested, and the Nova Scotia College of Pharmacists issued, a letter of good standing to you to be sent to the Ontario College of Pharmacists. You obtained a licence to practice pharmacy in Ontario, in part based on the letter of good standing from the Nova Scotia College of Pharmacists.
- j) In November 2016, you again applied to the College of Pharmacists of Manitoba. The basis of your application for licence to practice pharmacy in Manitoba was the pharmacy licence you obtained in Ontario. For clarity, you obtained your pharmacy licence in Ontario, in part, based on the licence issued by the Nova Scotia College of Pharmacists which was issued based on the March 28, 2015 IELTS test report form which you knew or ought to have known was false.
- k) In November 2016, the College of Pharmacists of Manitoba contacted the Nova Scotia College of Pharmacists requesting your IELTS test report form which formed part of your June 2015 application to the Nova Scotia College of Pharmacists. Shortly, after learning that the College of Pharmacists of Manitoba was requesting your IELTS test report form, you withdrew your application for a licence in Manitoba.
- l) The Nova Scotia College of Pharmacists reviewed the March 28, 2015 IELTS test report form and determined that it was false. On January 13, 2017, the Investigations Committee of the Nova Scotia College of Pharmacists ordered a suspension of your licence under the authority of the Nova Scotia *Pharmacy Act*, s. 49.


Ms. Botros specifically acknowledges and agrees to all of the facts stated above.

The Nova Scotia College of Pharmacists and Ms. Botros hereby agree to the following disposition and settlement of this matter.

1. Ms. Botros acknowledges and agrees that her conduct noted above amounts to professional misconduct and conduct unbecoming contrary to the *Pharmacy Act* and its Regulations.
2. The licence of Ms. Botros to practise pharmacy in Nova Scotia is rescinded. Ms. Botros did not meet the requirements for English language proficiency. The licence to practice pharmacy should not have been granted.
3. Ms. Botros shall not apply for licence to the Nova Scotia College of Pharmacists for a period of two years from the date this matter came before the Investigation Committee of the College on January 13, 2017 to January 12, 2019.
4. Ms. Botros shall pay a fine of \$5,000.00 to the Nova Scotia College of Pharmacists within 90 days of the date of the Settlement Agreement.
5. Ms. Botros shall pay a portion of the College's costs in this matter, fixed at the amount of \$5,000, to be paid within 180 days of the date of the Settlement Agreement.
6. There shall be publication, with name, of the facts and details of the Settlement Agreement in accordance with the Registration, Licensing and Professional Accountability Regulations, Section 71.
7. There shall be distribution of this Settlement Agreement to all Canadian Pharmacy Regulatory Authorities.
8. This Settlement Agreement shall not be effective unless approved by the Hearing Committee of the Nova Scotia College of Pharmacists. If approved by the Hearing Committee, the date of approval is the date of this Settlement Agreement.

The Investigation Committee of the Nova Scotia College of Pharmacists and Ms. Camilia Botros agree that this Settlement Agreement shall be put to a Hearing Committee of the Nova Scotia College of Pharmacists for its review.

DATED at Halifax, Nova Scotia, this 29 day of March 2018.


Beverley Zwicker, Registrar, NSCP


Camilia Botros


Bryan Davis, Chair, Investigation Committee