

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE MR.) TUESDAY....., THE ... 18.....
JUSTICE HOOD)
) DAY OF ... JANUARY....., 2022

BETWEEN



COLLEGE OF PHYSICIANS AND SURGEONS OF ONTARIO

Applicant

and

HAMIDREZA KALKOU and SAMIRA BERENJIAN

Respondents

**APPLICATION UNDER Section 87 of the Health Professions Procedural Code, being
Schedule 2 to the *Regulated Health Professions Act, 1991*, S.O. 1991, c.18**

Entered Jan 20, 2022

ORDER

THIS APPLICATION, was heard this day in writing at the court house, 330 University Avenue, 9th Floor, Toronto ON M5G 1R7.

ON READING the application record and the executed consent of the parties, filed,

1. **THIS COURT ORDERS** that the respondents Hamidreza Kalkou and Samira Berenjian (the "Respondents") shall comply with sections 27, 30 and 33 of the *Regulated Health Professions Act, 1991*, S.O. 1991, c. 18 ("RHPA"), and sections 4 and 9 of the *Medicine Act, 1991*, S.O. 1991, c. 30 ("*Medicine Act*").
2. **THIS COURT ORDERS** that the Respondents shall permanently refrain from:

- (a) using the title “doctor”, “physician”, “surgeon” and any variation or abbreviation thereof, in the course of providing or offering to provide, in Ontario, health care to individuals;
- (b) holding themselves out as persons qualified to practice in Ontario as a physician, and through the use of any designations associated with the practice of medicine or surgery, including but not limited to "anesthesiologist" or "dermatologist";
- (c) performing any controlled act, including but not limited to performing a procedure on tissue below the dermis, prescribing a drug and administering a substance by injection; or
- (d) treating or advising a person with respect to his or her health in circumstances in which it is reasonably foreseeable that serious bodily harm may result from the treatment or advice or from an omission from the treatment or advice.

3. **THIS COURT ORDERS** the Respondents to immediately remove, and to permanently refrain from displaying or permitting to be displayed on any website, social media account, email address, advertisement, brochure, business card, receipt, letterhead, or other document connected to or associated with the provision of any health care:

- (a) all references to the titles "doctor", and "Dr." as applied to the Respondents;
- (b) all references to the Respondents indicating that they are physicians, doctors anesthesiologists, or dermatologists;

- (c) all references or claims that they are permitted to perform controlled acts as defined under Ontario statute;
- (d) any other references, claims or assertions which fail to comply with the RHPA and the *Medicine Act*.

A handwritten signature in black ink, appearing to read "Hed J.", written over a horizontal line.

(Signature of judge, officer or registrar)

COLLEGE OF PHYSICIANS AND SURGEONS OF ONTARIO
Applicant

-and-

HAMIDREZA KALKOU et al.
Respondents

Court File No: CV-21-00673538-0000

ONTARIO
SUPERIOR COURT OF JUSTICE

Proceeding commenced at **TORONTO**

ORDER

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