



Court File No. CV-26-00011291-0000

ONTARIO
SUPERIOR COURT OF JUSTICE

THE HONOURABLE
JUSTICE MERRITT

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MONDAY, THE 13TH
DAY OF JULY, 2026

B E T W E E N:

COLLEGE OF PHYSICIANS AND SURGEONS OF ONTARIO

Applicant

and

ELENA ZAPUSKALOVA a.k.a. ELENA ZAPOUSKALOVA

Respondent

**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**

ORDER

THIS MOTION, made by the Applicant, the College of Physicians and Surgeons of Ontario, for an interim and interlocutory order under section 87 of the Health Professions Procedural Code, being Schedule 2 to the *Regulated Health Professions Act, 1991*, S.O. 1991, c. 18, until the within application can be heard, was heard this day.

ON READING the Amended Notice of Application, and on hearing submissions from the lawyer for the Applicant, and from the Respondent, Elena Zapuskalova a.k.a. Elena Zapouskalova (“Elena Zapuskalova”), who is self-represented, and on hearing the consent of the parties,

1. **THIS COURT ORDERS** that the Respondent, Elena Zapuskalova, 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*”) and in particular:

- (a) shall refrain from:
 - (i) using the title “doctor” and any variation or abbreviation thereof, including “Dr.” and “doc”, in the course of providing or offering to provide, in Ontario, health care to individuals;
 - (ii) using the titles “physician”, “surgeon”, or a variation or abbreviation thereof, including “psychiatrist”;
 - (iii) performing or offering to perform any controlled act, including but not limited to:
 - (1) performing a procedure on tissue below the dermis, including but not limited to intravenous therapy;
 - (2) prescribing, dispensing, selling or compounding a drug as defined in the *Drug and Pharmacies Regulation Act*, or supervising the part of a pharmacy where such drugs are kept, including but not limited to phenibut; and
 - (3) treating, by means of psychotherapy technique, delivered through a therapeutic relationship, an individual’s serious disorder of thought, cognition, mood, emotional regulation, perception or memory that may seriously impair the individual’s judgement, insight, behaviour, communication or social functioning, including but not limited to coding;

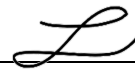
- (iv) holding herself out as a person qualified to practice in Ontario as a physician, surgeon or in a specialty of medicine, including psychiatry, including by performing and offering to perform any controlled acts and/or through the use of titles or designations associated with the practice of medicine;
 - (v) 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 them; and
- (b) shall immediately remove, and shall refrain from displaying or permitting to be displayed on any website, social media account, certificate, diploma, email address, advertisement, brochure, business card, receipt, invoice, letterhead, or other document or thing connected to or associated with the provision of any health care in Ontario:
 - (i) all references to the titles “doctor”, “Dr.”, “doc”, and “psychiatrist” as applied to the Respondent;
 - (ii) all references to the Respondent indicating or implying that she is a doctor, physician, or psychiatrist;
 - (iii) all references that the Respondent performs, or is permitted to perform, any controlled act, including but not limited to:
 - (1) performing a procedure on tissue below the dermis, including but not limited to intravenous therapy;

- (2) prescribing, dispensing, selling or compounding a drug as defined in the *Drug and Pharmacies Regulation Act*, or supervising the part of a pharmacy where such drugs are kept, including but not limited to phenibut; and
- (3) treating, by means of psychotherapy technique, delivered through a therapeutic relationship, an individual's serious disorder of thought, cognition, mood, emotional regulation, perception or memory that may seriously impair the individual's judgement, insight, behaviour, communication or social functioning, including but not limited to coding;

(iv) any other references, claims or assertions which fail to comply with the RHPA and the *Medicine Act*;

2. **THIS COURT FURTHER ORDERS THAT** this interim and interlocutory order shall remain in place until July 28, 2026 or further order of the court.

3. **THIS COURT FURTHER ORDERS THAT** the costs of this motion shall be reserved to the judge hearing the application.



COLLEGE OF PHYSICIANS AND SURGEONS OF
ONTARIO
Applicant

-and- ELENA ZAPUSKALOVA a.k.a. ELENA ZAPOUSKALOVA
Respondent

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ONTARIO
SUPERIOR COURT OF JUSTICE
PROCEEDING COMMENCED AT TORONTO

ORDER

STEINECKE MACIURA LEBLANC
2308-401 Bay Street
Toronto, ON
M4H 2Y4

Emily Graham (571190)
Tel: (416) 583-2553
Fax: (416) 593-7867
Email: egraham@sml-law.com

Lawyers for the Applicant,
College of Physicians and Surgeons of Ontario