

Alberta Dental Association and College
July 29, 2020 Hearing Tribunal Decision

IN ACCORDANCE WITH BYLAW 20(7) OF
THE ALBERTA DENTAL ASSOCIATION AND COLLEGE

On July 29, 2020, a Hearing Tribunal of the Alberta Dental Association and College found Dr. Xuan Son Do guilty of unprofessional conduct and he was sanctioned. A Hearing Tribunal is an independent group of decision makers comprised of a member of the public appointed by the Government of Alberta and three dentists registered in Alberta.

Dr. Do was found to have breached the *Standard of Practice: Infection Prevention and Control and Risk Management for Dentistry* (the "IPC Standard") at his clinic. In April 2012, Dr. Do had a practice visit where many recommendations were presented to him to complete. Many of these issues were identified as problems by Alberta Health Services following their May 15, 2019 inspection which resulted in this matter.

Dr. Do admitted he was guilty of unprofessional conduct since he had breached the IPC Standard because he had failed to:

- a. Ensure written IPC policies and procedures were available to all DHCP;
- b. Document appropriate IPC education and training to all DHCP upon hiring and on an ongoing basis as necessary;
- c. Ensure that all DHCP made appropriate use of PPE during instrument decontamination and Medical Device Reprocessing;
- d. Ensure proper use of disinfectant products;
- e. Ensure the area housing the dental air and vacuum units was clean and organized;
- f. Ensure packaged non-sterile burs were sterilized prior to use;
- g. Manually clean and sterilize dental instruments and devices in an appropriate manner;
- h. Operate or maintain automated cleaning equipment in an appropriate manner;
- i. Appropriately monitor, document or audit the sterilization process; and
- j. Ensure reprocessed dental instruments or devices were packaged and stored in an appropriate manner.

The Hearing Tribunal accepted Dr. Do's admission of unprofessional conduct and acknowledged that Dr. Do brought his practice into compliance quickly after receiving notification of the breaches. The Hearing Tribunal expressed that a strong penalty was required to send a clear message to the general public that the ADA&C takes infection prevention and control seriously. The Hearing Tribunal expressed that although it was fortunate that no patients were harmed due to the breaches, the risk was very real.

The Hearing Tribunal accepted the Joint Submission on Penalty and issued the following orders against Dr. Do:

1. He will be suspended for four (4) consecutive weeks.
2. He will pay a fine of \$5,000.
3. He will pay \$22,165.47 in costs.