



## Dr. Svitlana ZIARKO (formerly CHESHENCHUK)

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### Charges

<b>Date Charge(s) Laid:</b>	January 25, 2020
<b>Penalty Hearing:</b>	June 19, 2020
<b>Charge(s):</b>	Unprofessional Conduct
<b>Outcome Date:</b>	June 19, 2020

The Council of the College of Physicians and Surgeons directs that, pursuant to section 47.5 of **The Medical Profession Act, 1981**, the Discipline Committee hear that the following charges against Dr. Svitlana Ziako, namely:

1. You Dr. Svitlana Ziarko are guilty of unbecoming, improper, unprofessional, or discreditable conduct contrary to the provisions of section 46(o) and/or section 46(p) of **The Medical Profession Act, 1981** and/or bylaw 8.1(b)(iii), and /or bylaw 7.1(b) and (c), paragraph 16 of the bylaws of the College of Physicians and Surgeons of Saskatchewan.

The evidence that will be led in support of this charge will include some or all of the following:

- 1) You terminated the physician-patient relationship with Patient 1 who had been a long-term patient of your clinic.
- 2) On or about February 21, 2018 you received a written request for Patient 1's medical chart to be transferred to her new physician.
- 3) On or about February 26, 2018 your staff advised Patient 1 that a fee of \$174.60 would need to be paid before the file would be transferred.
- 4) Patient 2 was a long-term patient of your clinic who terminated the physician-patient relationship because she was re-locating.
- 5) On or about February 12, 2018 you received a request for Patient 2's medical chart to be transferred to her new physician.
- 6) Your staff verbally told Patient 2 that a chart transfer fee of \$295.00 must be paid before the chart would be transferred.
- 7) Patient 3 was a patient of another physician in your clinic.
- 8) The physician-patient relationship was terminated.
- 9) On or about December 19, 2018 your clinic received a fax request from Patient 3's new physician for Patient 3's medical records.
- 10) On or about December 21, 2018 Patient 3 received a phone call from your clinic staff advising he had to pay \$150.00 before his patient file would be transferred.

- 11) Patient 3 advised your staff that he had no money to pay the \$150.00 to transfer his file and he was told that he must pay it if he wanted the file transferred.
- 12) You caused or permitted your staff to quote an excessive fee to Patient 1;
- 13) You caused or permitted your staff to quote an excessive fee to Patient 2;
- 14) You caused or permitted your staff to quote an excessive fee to Patient 3;
- 15) You failed to exercise due diligence to ensure that the fees your clinic quoted for transferring patient files for Patient 1, Patient 2, and/or Patient 3's were not excessive.