

From: [Sean M. Sinclair](#)
To: [Lisa Cassidy](#)
Cc: [Dean Zimmer](#)
Subject: RE: Questions about Dr. Zimmer's Recusals from PCC Cases
Date: June 13, 2023 2:44:55 PM
Attachments: [image001.png](#)
[image002.png](#)

MOTION – In the circumstance of the recusal of of the Registrar, the Coordinator of Professional Standards and Complaint Process shall act as Deputy Registrar to fulfill the role of Registrar.

Hi Lisa,

To answer your questions:

1. There is no timeline to determine when a recusal must take place.
2. It must be kept in mind that the registrar's role on complaints is somewhat limited. Typically, a registrar will be referring a complaint to the appropriate committee. It would be rare for a registrar to make any final decisions (the only possible final decision is to go "no further action", which would typically only happen if the complaint was so obviously devoid of merit).
3. With that in mind, the role of the registrar is effectively to assist in the investigative process. It is very difficult for anyone to challenge a decision at the investigative stage on the basis of bias. Essentially, it would have to be established that the investigator had a "closed mind" and was not open to persuasion.
4. I would say that it would be, accordingly, rare for Dr. Zimmer to be required to recuse himself.
5. That said, if Dr. Zimmer does not believe that he could fairly assess the case to send it to the appropriate committee, he can recuse himself.
6. If there is a recusal, I would recommend that you (Lisa) step into that role. It would be nice to have a council resolution that authorized you, as deputy registrar, to fulfill the role of registrar if such a conflict were to arise.

Thanks,

SEAN M. SINCLAIR

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From: Lisa Cassidy <lisa@saskdentists.com>
Sent: Tuesday, June 13, 2023 9:37 AM
To: Sean M. Sinclair <s.sinclair@rslaw.com>
Cc: Dean Zimmer <dean@saskdentists.com>
Subject: Questions about Dr. Zimmer's Recusals from PCC Cases

Hello Sean,

Dr. Zimmer and I were talking about a new case that involves Dr. David Mah. Dr. Zimmer and Dr. Mah worked together in the same office until January 2023.

Is there a timeline for being close to somewhere and therefore a recusal must take place or is it possible to still be apart of the case if they are no longer actively coworkers?

If Dr. Zimmer is unable to be an active part of a case, is it best the correspondence comes from you or from me (Dean and Jaime were discussing me stepping into a deputy Registrar for the odd occasional instances this may occur). What are your thoughts on the ability for me to step into that role in times of need?

Please let us know your thoughts.

Thank you,
Lisa

Lisa Cassidy
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