

Ontario Superior Court of Justice – Justice MacDonnell – May 4, 2009
The College of Opticians of Ontario – Applicants
Envision Optique, Janet Diljohn and Serge Singh – Respondents

1. This application is allowed in accordance with the terms of this Order.
2. This Court orders that the Respondent, Envision Optique, comply with ss. 42(1) of the *Regulated Health Professions Act, 1991* (“*RHPA*”), and employ only individuals who are authorized regulated health professionals to perform the Controlled Act of dispensing subnormal vision devices, contact lenses or eye glasses, in accordance with paragraph 27 of the *RHPA*.
3. This Court orders that the Respondent, Janet Diljohn, comply with ss. 42(2) of the *RHPA*, and employ only individuals who are authorized regulated health professionals to perform the Controlled Act of dispensing subnormal vision devices, contact lenses or eye glasses, in accordance with paragraph 27 of the *RHPA*.
4. This Court orders that the Respondent, Serge Singh:
 - a) Shall not perform the Controlled Act of dispensing, for vision or eye problems, subnormal vision devices, contact lenses or eye glasses, unless it is in accordance with paragraph 27(1)(b) of the *RHPA*; and
 - b) comply with ss. 42(2) of the *RHPA*, and employ only individuals who are authorized regulated health professionals to perform the Controlled Act of dispensing subnormal vision devices, contact lenses or eye glasses, in accordance with paragraph 27 of the *RHPA*.
5. This Court orders that costs be fixed and payable forthwith by the Respondents to the Applicant in the amount of \$2500.00