

COLLEGE OF PHYSICIANS AND SURGEONS OF NEW BRUNSWICK

IN THE MATTER OF JAMES HANLEY, M.D., and

IN THE MATTER OF an Inquiry pursuant to section 59 of the *Medical Act*, S.N.B. 1981, c. 87.

ORDER OF COUNCIL

UPON THE MEETING OF THE COUNCIL on November 30th 2007, at the City of Saint John, in the County of Saint John and Province of New Brunswick, with respect to the matter of James Hanley, M.D., of St. John's, Newfoundland; and

UPON CONSIDERING the Decision and Recommendation of the Board of Inquiry as established by this Council, said decision dated August 22nd 2007; and

UPON ACCEPTING the Decision of the Board of Inquiry;

UPON HEARING John P. Barry, Q.C. and Julie G. LeBlanc, legal counsel to the College; and

UPON HEARING Rodney J. Gillis, Q.C. and Catherine A. Fawcett, legal counsel to Dr. Hanley; and

UPON CONSIDERING submissions on behalf of both the College and Dr. Hanley;

WHEREAS Dr. Hanley pled guilty to the charge of professional misconduct;

WHEREAS the Board of Inquiry found Dr. Hanley guilty of professional misconduct;

WHEREAS the Council views it is in the public interest to reject the Recommendation of the Board of Inquiry;

THIS COUNCIL DOES HEREBY ORDER THAT:

- a) The license of Dr. James B. Hanley be revoked effective immediately and that he be stricken from the Register;
- b) Dr. Hanley be ordered to pay the costs of the Council in whole.

ALL OF WHICH has been duly resolved by Order of the Council of the College of Physicians and Surgeons of New Brunswick, pursuant to the terms and provisions of the *Medical Act*, S.N.B., 1981, c. 87.

DATED at Saint John, New Brunswick this 30th day of November, 2007.

I DO HEREBY CERTIFY that the foregoing is a true copy of the Order of Council in the within matter.

GIVEN under my hand, this 30th day of November, 2007.



Ed Schollenberg, MD, LLB, FRCPC
Registrar, College of Physicians and
Surgeons of New Brunswick