

**IN THE MATTER OF:**

***THE PSYCHOLOGISTS REGISTRATION ACT,  
C.C.S.M. c. P190***

**AND IN THE MATTER OF:**

**CHARGES OF PROFESSIONAL MISCONDUCT  
AND DR. RICHARD SHORE, Ph.D., C.Psych.**

**BETWEEN:**

**THE COMPLAINTS COMMITTEE OF THE  
PSYCHOLOGICAL ASSOCIATION OF MANITOBA**

**-and-**

**DR. RICHARD SHORE, Ph.D., C.Psych.**

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**RESOLUTION AND ORDER OF INQUIRY COMMITTEE PANEL  
OF THE  
PSYCHOLOGICAL ASSOCIATION OF MANITOBA**

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4. intentionally made a false and misleading statement to the Chair of the Complaints Committee; and
5. engaged in professional misconduct.

AND WHEREAS Shore was duly served with the Notice of Hearing dated April 3, 2018 pursuant to *The Psychologists Registration Act*, C.C.S.M. c. P190 for a hearing before this Panel of the Inquiry Committee of PAM on May 7, 2018, and appeared on that date with counsel;

AND WHEREAS the hearing into these charges proceeded on May 7, 2018 in the presence of Shore and his counsel;

AND WHEREAS Shore pleaded guilty to the charges, the parties tendered a "Statement of Agreed Facts" and "Joint Recommendation" and, by their counsel, made submissions thereon which were heard by the Inquiry Committee Panel on May 7, 2018;

AND WHEREAS the Inquiry Committee Panel accepted Shore's plea of guilty and the parties' Joint Recommendation and thereby found Shore guilty of professional misconduct, all as more particularly set forth in written reasons for decision delivered in this matter;

AND ON HEARING the submissions of counsel for the parties with respect to the appropriate discipline to be imposed;

NOW THEREFORE BE IT RESOLVED AND ORDERED that:

1. Pursuant to section 41(1)(c) of By-law No. 1 of the Psychological Association of Manitoba ("PAM"), under *The Psychologists Registration Act*, C.C.S.M. c. P190, Richard Shore, Ph.D., CPsych. ("Dr. Shore") shall be reprimanded.

2. Pursuant to section 41(1)(e) of PAM's By-law No. 1, the following conditions shall be imposed upon Dr. Shore's entitlement to practice psychology in the Province of Manitoba:

- i) He shall practice psychology under the supervision of Dr. Lesley Enns, Ph.D., CPsych. (hereinafter referred to as "Dr. Enns"). The objectives of the supervision will be to satisfy Dr. Enns that:
  - a) Dr. Shore is practicing within his areas of competence;
  - b) Dr. Shore is providing professional services to his clients competently, and within the reasonable standards of the psychological profession in Manitoba;
  - c) Dr. Shore is establishing and maintaining the appropriate and professional boundaries with all of his clients; and
  - d) the quality and organization of the Dr. Shore's files and records are improving, particularly the quality of Dr. Shore's clinical notes and memoranda;
- ii) The period of supervision will be at least one year, from January 1, 2018 (the "supervisory period"). The supervisory period may be extended if, in the opinion of Dr. Enns, a further period of supervision is required in order to fulfill any of the objectives outlined above;
- iii) The supervision shall consist of meetings between Dr. Enns and Dr. Shore occurring at least once per month (or more frequently at the discretion of Dr. Enns) which meetings shall be at least one hour in duration. Dr. Enns shall be entitled to review whatever aspects of Dr. Shore's practice she considers necessary, including the review of any or all patient/client files and chart notes. Dr. Enns' review shall focus on files on which there is an intersection between Dr. Shore's own vulnerabilities as demonstrated by the charges of professional misconduct relating to the complaints against him and those vulnerabilities outlined in the Comprehensive Occupational Assessment Program report dated

July 3, 2017. Dr. Enns' review shall also focus on any files in which she believes there may be risks of boundary violations inherent in particular files;

- iv) Part of the supervision to be provided by Dr. Enns will consist of discussions between Dr. Enns and Dr. Shore of individual patient/client files including the treatment plan, and progress in realizing the objectives of any such plan, with particular emphasis on providing effective treatment while maintaining appropriate professional boundaries. Dr. Enns, in her capacity as supervisor/mentor, shall be entitled to recommend that Dr. Shore not undertake counselling or treatment of any particular patient/client or that his ongoing treatment or counselling of any particular patient/client be discontinued, and that any particular patient/client be referred to another psychologist or other appropriate therapist. Dr. Shore shall be obliged to accept any such recommendations that may be made by Dr. Enns;
- v) The supervision shall also consist of regular reviews and discussions of the chart notes and other file memoranda being prepared and maintained by Dr. Shore with the objective of ensuring the adequacy of those notes and memoranda with an emphasis on recording sufficient clinical observations relative to treatment and outlining an appropriate and informative history. The supervision will also address the necessity of Dr. Shore making notes about non-session related interactions (e.g. telephone calls, interactions with referral sources, etc.) and in ensuring that all relevant document and notes with respect to those interactions are stored in his client files.
- vi) The supervision hereunder may also include a periodic review of the forms being utilized by Dr. Shore in his practice including Release of Information and Consent to Treatment forms;
- vii) Dr. Enns shall be entitled on her own initiative or at the request of the Complaints Committee to provide periodic written reports to the Complaints Committee as to the progress of the supervision and to make whatever recommendations she deems best advisable for any changes to the supervision

program. The Complaints Committee agrees to promptly provide to Dr. Shore any written report from Dr. Enns relating to her supervision of Dr. Shore;

- viii) The Complaints Committee shall be entitled to make whatever changes it deems best advisable to the supervision program provided such changes are based on the recommendations of Dr. Enns. Dr. Shore shall be obliged to comply with those changes;
- ix) Immediately prior to the end of the supervisory period, which shall be December 31, 2018, or such later date, if extended hereunder, Dr. Enns shall provide a final written report of her supervision of Dr. Shore to the Complaints Committee, which report shall include a recommendation as to whether Dr. Shore shall be permitted to practice psychology in the Province of Manitoba, either with or without supervision, and with respect to any conditions which shall be placed upon his entitlement to do so, including any ongoing restrictions on the areas of psychological practice in which he may engage. The Complaints Committee shall promptly provide the final written report of Dr. Enns of her supervision to Dr. Shore;
- x) It is understood and acknowledged by Dr. Shore that Dr. Enns will not be accepting Dr. Shore's clients as her clients, and will not be accepting professional responsibility for the care, counselling or treatment of those clients by conducting the supervision hereunder, or by reviewing the information contained in the files, charts and records relating to clients, being maintained by Dr. Shore;
- xi) As part of the supervision, Dr. Shore will obtain a consent to be signed by all of clients, including any new clients who engage Dr. Shore during the period of the supervision, authorizing Dr. Enns to have access to each clients' personal health information as contained in the files, charts and records being maintained by Dr. Shore;


- xii) During the period of supervision, Dr. Shore shall be entitled to continue to treat adult clients with anxiety, depression, relationship difficulties and Post-Traumatic Stress Disorder, who have some concurrent Cluster A and/or Cluster C personality disorder traits. Dr. Shore will continue to use a Cognitive Behavioural Therapy approach in the treatment of such clients. It is recognized and acknowledged by Dr. Shore that in the past, he has encountered difficulties in treating clients with strong Cluster B personality disorder traits. Therefore, Dr. Shore shall not engage in the treatment of pure personality disorders or in the treatment of clients with strong concurrent Cluster B personality disorder traits for anxiety, depression, relationship difficulties and Post Traumatic Stress Disorder. It is recognized and acknowledged by Dr. Shore that Dr. Enns will likely recommend that any ongoing treatment or counselling of such clients be discontinued and that any particular clients with those features will be referred to another psychologist or appropriate therapist;
  - xiii)(a) During the period of supervision, Dr. Shore will limit his practice to the treatment of adults and will refrain from practicing in areas including being an expert witness in court cases, child custody and access cases, parental capacity assessments, and formal psychometric assessments; and
  - xiii)(b) During the period of supervision Dr. Shore shall not take on any new patients or referrals from institutional or third party insurers, including the Workers Compensation Board or the Manitoba Public Insurance Corporation involving vocational rehabilitation cases. Further, he will not involve himself with any clients or referrals relating to vocational rehabilitation programs.
3. Dr. Shore shall continue engaging in ongoing education with respect to the importance of establishing appropriate clinical boundaries with his patients/clients. Such educational courses shall be taken over time and shall be chosen on the basis of the courses effectively addressing Dr. Shore's own specific vulnerabilities as exhibited in the complaints against him.

4. Dr. Shore will participate in ongoing psychotherapy with a psychiatrist or a psychologist to assist him in identifying and managing his personal vulnerabilities relating to both his professional and personal life. Such psychotherapy shall continue, for at least as long as the supervision period.
5. Dr. Shore must pay for all costs related to the conditions on his license, including the costs of any continuing education, the costs of any ongoing psychotherapy and the costs of any supervision, mentoring and monitoring, including any costs associated with the provision of written reports by Dr. Enns to the Complaints Committee.
6. If there is any disagreement between Dr. Shore and PAM, or any of its committees, respecting any aspect of this Joint Recommendation or any Inquiry Panel Order based on this Joint Recommendation, including any disagreement with respect to whether Dr. Shore shall be permitted to practice psychology in the Province of Manitoba following the supervision period, or with respect to what conditions, if any, may be imposed upon Dr. Shore's entitlement to practice psychology in Manitoba beyond the supervision period, or with respect to any restrictions on the areas of psychological practice in which Dr. Shore may engage following the supervision period, any such disagreement may be remitted by either the Complaints Committee or Dr. Shore to a Panel of the Inquiry Committee. The Inquiry Committee shall have the exclusive jurisdiction to resolve such disagreement.
7. There shall be publication of a summary of the allegations contained in the three charges of professional misconduct and the outcome of the proceedings before a Panel of the Inquiry Committee with reference to Dr. Shore by name. The publication will be made in the PAM newsletter and on the PAM website. Details of the charges and of Dr. Shore's guilty plea to the charges will also be provided to the Inter-Jurisdictional Disciplinary Databank maintained by the Association of State and Provincial Psychology Boards.
8. A breach by Dr. Shore of any of the terms of this Joint Recommendation, or of any of the terms of any Inquiry Panel Order based on this Joint Recommendation, will constitute a further act of professional misconduct by Dr. Shore. A letter from the Chair of the



Complaints Committee certifying that such a breach has occurred shall be conclusive evidence of further professional misconduct without the need for any additional investigation or formal proof of such misconduct.

DATED this 15<sup>th</sup> day of May, 2018.



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JIM NEWTON  
Chair, Inquiry Committee Panel