

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE)	TUESDAY THE 6 TH DAY OF MAY 2025
)	
JUSTICE SCHABAS)	_____
)	
)	

B E T W E E N:

ROYAL COLLEGE OF DENTAL SURGEONS OF ONTARIO

Applicant

and

MARDAN AGHAYEV (or MERDAN AGHAYEV)

Respondent

**APPLICATION UNDER Section 87 of the Health Professions Procedural Code,
being Schedule 2 to the *Regulated Health Professions Act, 1991*, S.O. 1991, c. 18**

ORDER

THIS APPLICATION, made by the Applicant, the Royal College of Dental Surgeons of Ontario, was heard in writing on this day at 330 University Avenue in Toronto, Ontario.

ON READING the Notice of Application issued March 4, 2025, the Affidavit of Anne Marie Ainsco affirmed January 23, 2025, the Affidavit of Sophia Tucker affirmed February 19, 2025, the Affidavit of Dr. Jennifer Lipiec affirmed February 27, 2025, and the Consent filed by the parties:

1. **THIS COURT ORDERS** that the Respondent, Mardan Aghayev (or Merdan Aghayev), comply with sections 27, 30, and 33 of the *Regulated Health Professions Act*,

1991, S.O. 1991, c.18, and sections 3, 4 and 9 of the *Dentistry Act*, 1991, S.O. 1991, c.24, and in particular permanently refrain from:

- a. using the title “doctor” and any variation or abbreviation thereof, including “Dr.”, in the course of providing or offering to provide health care to individuals in Ontario;
- b. using the titles “dentist” or “dental surgeon”, a variation or abbreviation or an equivalent in another language;
- c. holding himself out as a person who is qualified to practise in Ontario as a dentist or dental surgeon or in a specialty of dentistry;
- d. performing any controlled act or offering to perform any controlled act, including any acts that constitute the practice of dentistry; and
- e. treating or advising a person or offering to treat or advise a person with respect to their health in circumstances in which it is reasonably foreseeable that serious bodily harm may result from the treatment or advice or from an omission from the treatment or advice.

2. **THIS COURT FURTHER ORDERS**, within 30 days of the date of this Order, the disposal of all equipment (including any dental chairs), instruments, supplies, materials, and drugs used or that have been used by the Respondent to perform any procedure or provide any treatment relating to the practice of dentistry. The Respondent will provide a notarized letter to the Applicant confirming such disposal of the items in his possession and control within 30 days of the date of this Order.

3. **THIS COURT FURTHER ORDERS** that the Respondent pay to the Applicant within 30 days of this Order the costs of this application fixed in the amount of \$2,500, inclusive of HST.

THIS ORDER BEARS INTEREST at the rate of 5% per year commencing on the date of this Order.



ROYAL COLLEGE OF DENTAL SURGEONS OF ONTARIO
Applicant

-and- MARDAN AGHAYEV (or MERDAN AGHAYEV)
Respondent

Court File No. CV-25-00738530-0000

**ONTARIO
SUPERIOR COURT OF JUSTICE**

PROCEEDING COMMENCED AT TORONTO

ORDER

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