

Cosmas Quirinus Ignatius Van Wermeskerken:

## **Summary of the Consent Resolution Agreement executed: September 19, 2012**

In the matter concerning:

### **Cosmas Quirinus Ignatius Van Wermeskerken**

Cosmas Quirinus Ignatius Van Wermeskerken admitted to professional misconduct and agreed that his conduct was contrary to Standard 1. In June 2010, the BC College of Teachers received a district report indicating that, while Mr. Van Wermeskerken was employed as a teacher-on-call, he used inappropriate language in his class. When teaching middle school students about sex education and discussing ways to prevent sexually transmitted diseases, he included sexually graphic details and referred to oral sex in an overly colloquial manner. He also failed to adhere to appropriate language boundaries with students. A citation was issued on May 3, 2011. On September 19, 2012, the Commissioner executed the consent resolution agreement in which Mr. Van Wermeskerken agreed to receive a reprimand pursuant to section 64(a) of the *Teachers Act*.

Lee, Thomas James – Conduct Review Decision:

Lee, Thomas James - Conduct Review Decision

admitted to professional misconduct and conduct unbecoming a member of the College. Mr. Lee has consistently worked as a Teacher-on-Call (“TOC”) for more than thirty years. In 2003, while acting as a TOC for a Grade 5 class, he used inappropriate language that included profanities toward or in the presence of students. In addition, Mr. Lee acknowledged that he viewed inappropriate images on a classroom computer that included beach scenes with partially naked individuals. He further admitted that while viewing these images during instructional time, one student accidentally observed the inappropriate image. On June 12, 2008, the Conduct Review Sub-Committee accepted the Statement of Agreed Facts and Disposition and agreed to a six-week suspension of Mr. Lee’s certificate of qualification, which ends on July 24, 2008.

## Van Vloten, John Willem Van Bommel – Conduct Review Decision:

### Van Vloten, John Willem Van Bommel - Conduct Review Decision

admitted to professional misconduct. Mr. Van Vloten taught French, Social Studies, Art, Bible Study, History and Physical Education for 19 years at an independent school. In 2005, a few of Mr. Van Vloten's students approached his desk and observed him viewing pornographic images of adult women on his classroom computer. It was later discovered that Mr. Van Vloten accessed and viewed adult pornographic material from the internet on his classroom computer during school hours on at least three other occasions between 2004 and 2005. Mr. Van Vloten further admitted to using inappropriate names to refer to female students such as, "babe" and "sweetheart" and making inappropriate comments concerning sex education class. On June 13, 2008, the Conduct Review Sub-Committee accepted the Statement of Agreed Facts and Disposition and agreed to a twelve-month suspension of Mr. Van Vloten's certificate of qualification, which ends on June 13, 2009.

## DeRaad, Willem – Consent Resolution Agreement:

### DeRaad, Willem - Consent Resolution Agreement

admitted to professional misconduct. During the 2006-2007 school year, Mr. DeRaad developed a flirtatious relationship with a female student in his grade 12 class. His communications with her sometimes included sexual innuendo, and he encouraged her to read books and see movies that involved sexual relations between characters with a significant age difference. Over the course of the school year, the relationship became physical, and Mr. DeRaad kissed and inappropriately touched the student on top of her clothing. In February 2008, Mr. DeRaad retired from teaching. In March 2008, Mr. DeRaad was criminally convicted of sexual touching of a young person, contrary to section 153(1)(a) of the Criminal Code of Canada. He was sentenced to 14 days in jail, one year of probation and a victim surcharge fine of \$50.00. On December 3, 2009, the Preliminary Investigation Sub-Committee approved the Consent Resolution Agreement in which Mr. DeRaad agreed to an indefinite suspension of his College certificate of qualification.

## Morgan, Justin Robert – Consent Resolution Agreement:

### Morgan, Justin Robert - Consent Resolution Agreement

admitted to professional misconduct. Mr. Morgan was employed as a secondary school teacher when the College received a report from the school district, advising that he had been suspended for 10 days, relating to his inappropriate use of the school computer system, his use of inappropriate language in the classroom and allowing students to use inappropriate language in the classroom. The school district investigation found that Mr. Morgan had accessed his Hotmail and Facebook accounts during class time. He also accessed the website Tumblr for classroom purposes and for a personal art project. Some of the images Mr. Morgan accessed and “re-blogged” to his blog for the latter purpose contained images of naked females and of people engaged in sexual acts. The investigation also found that Mr. Morgan used expletives in the classroom and allowed students in his class to use similar expletives. He also posted an inappropriate comment on the Facebook wall of a former female student, joking about whether the student had received a sexually transmitted infection on a trip. On May 10, 2010, the Preliminary Investigation Sub-Committee approved the Consent Resolution Agreement in which Mr. Morgan accepted a reprimand and an undertaking to complete the College Boundary Violations workshop.

## Ma, Chung Yuk – Consent Resolution Agreement:

### Ma, Chung Yuk - Consent Resolution Agreement

admitted to professional misconduct. In June 2010, the College was notified that Ms. Ma was suspended for a period of 10 days. The school district investigation determined that Ms. Ma downloaded the song “Bad Romance” by Lady Gaga and brought it to her classroom after a student had suggested the song for the music portion of the class. Ms. Ma had not reviewed the song’s lyrics prior to allowing the children to listen and sing along to it. The song contained inappropriate, sexually suggestive content and inappropriate language for children in grade three to be exposed to. It was noted that Ms. Ma’s principal had previously instructed her to ensure that she checked for the appropriateness of songs to be used in school activities, and thus should have been more attentive to this issue. On October 19, 2010, the Preliminary Investigation Sub-Committee approved the Consent Resolution Agreement in which Ms. Ma agreed to receive a reprimand and an undertaking to complete the College’s Boundary Violations workshop.

Roger Edouard Mercier (DOB: 1968/12/01) – Discipline Case Summary:

- a. Roger Edouard Mercier (DOB 1968/12/01)

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- b. Professional Misconduct.
- c. The hearing was held January 21, 2002, at the College offices. The report and recommendations of the hearing panel were presented to Council on April 12, 2001.
- d. The hearing panel found: i) Mr Mercier sexually assaulted five students in his grade 5/6 class. He was charged under the *Criminal Code* and convicted in the British Columbia Provincial Court of sexual assault and sexual touching. ii) Mr Mercier assigned inappropriate research topics to his Grade 5/6 students, including a topic for debate, “should pornographic sites be allowed on the internet?” The hearing panel determined that Roger Edouard Mercier was guilty of professional misconduct.
- e. The hearing panel considered that Mr Mercier’s actions were a violation of the sexual integrity of young students placed in his care, and that his actions were a breach of the trust placed in him by his students, their parents, the profession and the public. The panel recommended to Council that Mr Mercier’s certificate of qualification be cancelled and his membership in the British Columbia College of Teachers be terminated.
- f. Council considered the report and recommendations of the hearing panel and cancelled Roger Edouard Mercier’s certificate of qualification and membership.

Geisler, Gerald Douglas – Conduct Review Decision:

Geisler, Gerald Douglas - Conduct Review Decision

admitted to and was found guilty of professional misconduct. The respondent repeatedly showed videos to his students during class that contained inappropriate, including some sexual, images. On December 2, 2004, the Conduct Review Sub-Committee approved the Statement of Agreed Facts and Disposition. The Sub-Committee accepted that the appropriate penalty was a three-month suspension of his certificate of qualification. Publication was delayed due to certain extenuating circumstances in this case.

Paul James Adam (DOB: 1955.09.08) – Discipline Case Summary:

- a. Paul James Adam (DOB: 1955.09.08)

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- b. Professional Misconduct.
- c. The hearing was held November 27, 1998, in the 5th floor boardroom of the College. The report and recommendations of the hearing panel were presented to Council on January 14, 1999.
- d. The citation alleged that the member engaged in professional misconduct involving students in his classes by making comments of a sexual, demeaning and offensive nature.
- e. The hearing panel determined that Paul James Adam had conducted himself in an unprofessional manner by making remarks to his students that were deemed to be sexual, demeaning and offensive. The member admitted to the charge in the citation and agreed that his actions constituted professional misconduct. The panel considered the conduct of Paul James Adam to be a breach of professionalism and found the member guilty of professional misconduct.
- f. The panel recommended a three-month suspension of certificate and membership retroactive to begin September 8, 1998. The penalty is deemed fitting as there is a need for members to recognize that inappropriate language used by a teacher to a student is unacceptable. Mr. Adam consented to this recommendation.

OCT v King Roy, 2003 ONOCT 28:

Counsel emphasized that the Member was accessing child pornography, including images of children engaged in sexual conduct and sexually graphic material, including children of the same age as he was teaching. Many times he viewed this material just prior to the children coming into the classroom and just after they had left. This behaviour is completely inconsistent with the tenets of being a teacher and is a betrayal of the trust that parents place in teachers. Counsel argued that the Panel should revoke the Member's certificate because the Member does not understand why it is inappropriate to access this type of material. The Member continues to make excuses for his behaviour, including stating that he is completely within his rights to access this material in Hong Kong where there is a different culture and different societal values.

#### "D. PROTECTION AGAINST ACCESS TO INAPPROPRIATE MATERIAL

1. Inappropriate material.
  - a. The School has identified the following types of material as Prohibited, Restricted, and Limited Access Material.
    - i. Prohibited Material. The students or staff may not access prohibited material at any time, for any purpose. This material includes material that is obscene, child pornography, material that is considered harmful to minors. The school designates the following types of materials as Prohibited: Obscene materials, child pornography, material that appeals to a prurient or unhealthy interest in, or depicts or describes in a patently offensive way violence, nudity, sex, death or bodily functions, material that has been designated as for "adults" only, and material that promotes or advocates illegal activities."

- (a) luring a child to make child pornography, in respect of Student 1 and Student 3, contrary to section 172.1(2) of the *Code*;
  - (b) luring a child to commit sexual exploitation, in respect of Student 1, Student 2 and Student 3, contrary to section 172.1(2) of the *Code*; and
  - (c) making available sexually explicit material to a person under 18, in respect of Student 1 and Student 3, contrary to section 171.1(2) of the *Code*.
6. On or about June 27, 2018, the Member resigned from her employment with the Board.
7. On or about July 9, 2018, Family and Children's Services Niagara ("FACS") verified that the Member engaged in "inappropriate online sexual activities with students from [the School]". Attached hereto and marked as Appendix "B" is a copy of the letter dated July 9, 2018 from FACS to the Board to this effect.
8. On or about November 24, 2020, the Member pled guilty to the charge of luring a child to commit sexual exploitation, in respect of Student 1, Student 2 and Student 3, contrary to section 172.1(2) of the *Code*. The remaining charges were withdrawn at the request of the Crown.

violence encountered by individuals while incarcerated and/or discussions of a **sexual** nature.

5. During April 2018, in his Grade [XXX] class, the Member:
  - (a) used the words “fuck”, “shit”, “bitch”, and/or “asshole”;
  - (b) made **sexual** or inappropriate jokes in front of students;
  - (c) said words to the effect of, “I hope you two do not use the same restroom”, after giving two students permission to go to the restroom.
6. As a result of the above incidents, the Member was suspended without pay by the Board for five days. Attached hereto and marked as Exhibit “B” is a copy of the Board’s correspondence to the Member dated May 7, 2018.
7. The Member retired from the Board, effective June 29, 2018.

**GUILTY PLEA**

8. By this document, the Member admits the truth of the facts and exhibits referred to in the paragraphs above (the “Admitted Facts”).
9. The Member hereby acknowledges that the Admitted Facts constitute conduct which is professional misconduct and pleads guilty to the allegations of professional misconduct against him, being more particularly breaches of Ontario Regulation 437/97 subsections 1(5), 1(7), 1(15), 1(18), and 1(19). The Member further admits that the alleged conduct constitutes **sexual** misconduct as defined in Section 1 of the *Act*.



Alistair Ian Cameron (DOB: 1954.10.16) – Discipline Case Summary:

- b. Professional Misconduct and Conduct Unbecoming a Member.
- c. The hearing was held April 22, 1997 in the boardroom of the College. The report and recommendations of the hearing panel were presented to Council on June 20, 1997.
- d. The citation alleged that Alistair Ian Cameron was guilty of professional misconduct and conduct unbecoming a member in that he was charged with and convicted of two counts of sexual assault of a female person contrary to Section 271 of the Criminal Code. One charge related to a 21 year old woman and the other related to a 12 or 13 year old grade 7 student, whom Mr. Cameron was counselling.
- e. The hearing panel determined that Alistair Ian Cameron had been found guilty of sexual assault of a 21 year old woman in Williams Lake. This sexual assault, which took place in broad daylight in the parkade of the local mall was unprovoked, violent, showed some premeditation and was irrational. He was sentenced to one year in a provincial institution followed by two years' probation for this assault. The panel found Mr. Cameron guilty of conduct unbecoming a member in that he was convicted of this criminal offence.

The second sexual assault involved a grade seven female student Cameron was counselling. The assaults took place over 4 or 5 sessions and involved inappropriate discussions about sex, including inquiring whether the girl had ever had sex with an older, "experienced" man. The assaults also involved touching the buttocks, vagina, inner thighs and breasts of the student. Mr. Cameron was sentenced to one year less a day in a provincial institution to be served consecutive to any other sentences.

British Columbia 1997-06-01 Alistair Ian Cameron  
[https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/jun20\\_97\\_aicameron.pdf](https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/jun20_97_aicameron.pdf)

Ontario 2021-11-04 Stephanie Nadia Colangelo  
<https://www.canlii.org/en/on/onocct/doc/2021/2021onocct130/2021onocct130.html>

British Columbia 2009-12-03 Deraad  
<https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/2009-12-03%20DeRaad-CRA.pdf>

British Columbia 2004-12-02 Geisler  
<https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/Geisler,%20Gerald%20Douglas.pdf>

British Columbia 2008-06-12 Lee  
<https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/2008-06-12%20Lee,%20Thomas%20James.pdf>

British Columbia 2010-10-19 Ma  
<https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/2010-10-19%20Ma,%20Chung%20Yuk-CRA.pdf>

British Columbia 2001-04-01 Mercier  
[https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/apr12\\_01\\_remercier.pdf](https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/apr12_01_remercier.pdf)

British Columbia 2010-05-10 Morgan  
<https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/2010-05-10%20Morgan,%20Justin%20Robert-CRA.pdf>

British Columbia 1999-01-01 Paul James Adam  
[https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/jan14\\_99\\_pjadam.pdf](https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/jan14_99_pjadam.pdf)

British Columbia 2008-06-13 Van Vloten  
<https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/2008-06-13%20Van%20Vloten,%20John%20Willem%20Van%20Bommel.pdf>

British Columbia 2012-09-19 Van Wermeskerken  
[https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/VanWermeskerken\\_20120919.pdf](https://teacherregulation.gov.bc.ca/documents/FormsandPublications/ProfConduct/DisciplineOutcomes/VanWermeskerken_20120919.pdf)

Ontario 2021-01-04 Waldemar Georg Walter Will  
<https://www.canlii.org/en/on/onocct/doc/2021/2021onocct1/2021onocct1.html>