IN THE MATTER OF:	***The Regulated Health Professions Act,*** C.C.S.M., c. R117, Part 8
AND IN THE MATTER OF:	DR. MANFRED ZIESMANN a Registrant of the College of Physicians and Surgeons of Manitoba
AND IN THE MATTER OF:	an Amended Notice of Inquiry dated March 4, 2025

INQUIRY PANEL:

Dr. Anthony Herd, Chairperson

Dr. Munir Ahmed

Diana Yelland, Public Representative

RESOLUTION AND ORDER OF AN INQUIRY PANEL OF THE COLLEGE OF PHYSICIANS AND SURGEONS OF MANITOBA

COUNSEL FOR THE COMPLAINTS INVESTIGATION COMMITTEE OF THE COLLEGE OF PHYSICIANS AND SURGEONS OF MANITOBA

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Lynda K. Troup

RESOLUTION AND ORDER OF THE INQUIRY PANEL

WHEREAS Dr. Manfred Ziesmann ("Dr. Ziesmann"), a registrant of the College of Physicians and Surgeons of Manitoba (the "CPSM") was charged with professional misconduct; contravening the CPSM's By-Laws, the Standards of Practice of Medicine, practice directions, and/or the Code of Ethics; with displaying a lack of skill, knowledge, or judgment in the practice of medicine; and demonstrating an incapacity or unfitness to practice medicine, as more particularly outlined in an Amended Notice of Inquiry, dated March 4, 2025.

AND WHEREAS Dr. Ziesmann was summoned and appeared before an Inquiry Panel (the "Panel") of the CPSM with legal counsel on March 11, 2025 for the purpose of conducting an inquiry (the "Inquiry") pursuant to Part 8 of the Act into the allegations against Dr. Ziesmann as set out in the Amended Notice of Inquiry;

AND WHEREAS the Inquiry proceeded in the presence of Dr. Ziesmann and his counsel, and in the presence of counsel for the Complaints Investigation Committee of the CPSM, and counsel for the Panel;

AND WHEREAS an Amended Notice of Inquiry, dated March 4, 2025, outlining the charges and particularizing the allegations against Dr. Ziesmann was filed as an exhibit in the hearing before the Panel;

AND WHEREAS Dr. Ziesmann waived a reading of the charges as set out in the Amended Notice of Inquiry and entered a plea of guilty to all of the counts relating to all of the charges outlined in the Amended Notice of Inquiry;

AND WHEREAS counsel for the CPSM made a motion pursuant to subsection 122(2)(b) for an order protecting the identity of all patients and third parties who may be referred to in the proceedings or in any of the Exhibits filed and Dr. Ziesmann consented to the motion;

AND WHEREAS the Panel reviewed the exhibits filed, including a detailed Statement of Agreed Facts and the contents of an Agreed Book of Documents, and heard submissions from counsel for the CPSM and submissions from counsel for Dr. Ziesmann, and received a Joint Recommendation as to Disposition of the charges and allegations outlined in the Amended Notice of Inquiry;

AND WHEREAS the Panel received and heard impact statements from two patients of Dr. Ziesmann;

AND WHEREAS the Panel accepted Dr. Ziesmann's guilty plea and determined the Joint Recommendation as to Disposition was appropriate in the circumstances;

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED AND ORDERED THAT:

1. Pursuant to subsection 122(2)(b) of the Act, there shall be no disclosure of the names or other identifying information of any patients or other third parties referred to in the proceedings or in any of the exhibits filed in the proceedings.

2. Pursuant to subsection 124(2)(b) and (d) of the Act, Dr. Ziesmann is guilty of contravening the CPSM Bylaws and Standards of Practice, and has displayed a lack of knowledge, skill, and judgment in the practice of medicine with respect to his care of Patient 1 having regard to five surgical procedures performed between 2012 and 2022, as particularized in Count 1 of the Amended Notice of Inquiry.

3. Pursuant to subsection 124(2)(a),(b), and (d) of the Act, Dr. Ziesmann is guilty of committing acts of professional misconduct; contravening the Standards of Practice and the Code of Ethics; and has displayed a lack of knowledge, skill, and judgment in the practice of medicine having with respect to his care of Patient 2 and the surgical procedure performed on April 1, 2022, as particularized in Count 2 of the Amended Notice of Inquiry.

4. Pursuant to subsection 124(2)(a),(b) and (d) of the Act, Dr. Ziesmann is guilty of contravening the Standards of Practice and Code of Ethics and has displayed a lack of knowledge, skill, and judgment in the practice of medicine with respect to his care of Patient 3 and the surgical procedures performed on April 4 and August 8, 2023, as particularized in Count 3.

5. Pursuant to subsection 126 of the Act:

   (a) Dr. Ziesmann is hereby reprimanded by the Panel [ss. 126(1)(a);]

   (b) Dr. Ziesmann will be suspended from practicing medicine for a fixed period of six weeks. The suspension is to commence on March 24, 2025 [ss. 126 (1)(b)];

   (c) Dr. Ziesmann's entitlement to practice medicine will be limited in accordance with the terms and conditions set out in the Agreement and Undertaking attached hereto as Schedule A [ss. 126(1)(f)]

6. Pursuant to section 126(5) of the Act, Dr. Ziesmann will pay the costs incurred by the CPSM in monitoring compliance of the Agreement and Undertaking attached hereto as Schedule A.

7. Pursuant to section 127(1)(a) of the Act, Dr. Ziesmann shall pay to the CPSM costs associated with the investigation and inquiry in the amount $34,285.70, payable on or before August 31, 2025.

8. If there is any disagreement between the parties respecting any aspect of this Order, the matter may be remitted by either party to a panel of the Inquiry Committee for further consideration, and the Inquiry Committee hereby expressly reserves jurisdiction for the purpose of resolving any such disagreement. Costs may be ordered in accordance with section 127 of the Act.

DATED this 25th day of May, 2025.

DR. ANTHONY HERD
Chairperson of the Inquiry Panel

DR. MUNIR AHMED

DIANA YELLAND, Public Representative

SCHEDULE A

SEE ATTACHED