

**DISCIPLINE COMMITTEE OF THE
ONTARIO COLLEGE OF TEACHERS**

BETWEEN:

ONTARIO COLLEGE OF TEACHERS

and

DONALD ROBERT KJELMYR, OCT

NOTICE OF HEARING

THE INVESTIGATION COMMITTEE OF THE ONTARIO COLLEGE OF TEACHERS, pursuant to section 26, subsection (5) of the *Ontario College of Teachers Act, 1996* (the "*Act*"), Statutes of Ontario, 1996, chapter 12, has directed that the matter hereinafter described regarding the conduct or actions of Donald Robert Kjelmyr, Certificate No. 206897, be referred to the Discipline Committee of the Ontario College of Teachers.

IT IS ALLEGED that Donald Robert Kjelmyr is guilty of professional misconduct as defined in the *Act* in that:

- (a) he abused a student or students, verbally, contrary to Ontario Regulation 437/97, subsection 1(7);
- (b) he abused a student or students psychologically or emotionally, contrary to Ontario Regulation 437/97, subsection 1(7.2);

- (c) he committed acts that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional, contrary to Ontario Regulation 437/97, subsection 1(18).

PARTICULARS OF THESE ALLEGATIONS ARE AS FOLLOWS:

1. Donald Robert Kjelmmyr (the “Member”) is a member of the Ontario College of Teachers.
2. At all material times, the Member was employed by the Kawartha Pine Ridge District School Board (the “Board”) as an Occasional Teacher.
3. On or about October 22, 2018, while on assignment at [XXX] Institute, the Member made, agreed with, and/or failed to stop students from making offensive, discriminatory, and/or inappropriate comments to a Grade [XXX] [XXX] class, including but not limited to one or more of the following comments or words to their effect:
 - (a) transgender people should be banned from the military; and
 - (b) infants with Down syndrome should be aborted.
4. On or about March 22, 2024, while on assignment at [XXX] School, the Member made, agreed with, and/or failed to stop students from making offensive, discriminatory, and/or inappropriate comments to a Grade [XXX] class on [XXX] (the “Class”), including but not limited to one or more of the following comments or words to their effect:
 - (a) “What are your real opinions about this Indigenous based [XXX] class? I won’t tell your teacher. I am not going to tattletale on you”;

- (b) The Class, residential schools, and/or Indigenous people's experiences are "propaganda";
 - (c) "Indigenous people are trying to make us feel bad for things we didn't do and blame us for putting them in residential schools. It is in the past. I don't know why they are bringing it up";
 - (d) "I don't know if it is that important", in response to a student indicating that they felt the Class and hearing Indigenous stories were both important;
 - (e) expressing support for Donald Trump and/or an immigration policy that "keeps people [immigrants] out of America";
 - (f) "Indigenous people are trying to up-play the genocide and they [the students] don't think it's that bad"; and
 - (g) the Board's Indigenous Education Consultant was "probably raised in the suburbs".
5. The Member's conduct described in paragraph 4 caused one or more students, including but not limited to those students who identified as Indigenous, to experience emotional and/or psychological distress.

THE DISCIPLINE COMMITTEE WILL HOLD A HEARING pursuant to sections 30, 32 and 32.1 of the *Act* to decide whether the allegations are true and whether Donald Robert Kjelmlyr is guilty of professional misconduct. A copy of the *Rules of Procedure of the Discipline Committee and of the Fitness to Practise Committee* (the "*Rules of Procedure*") will be provided upon request and is also available on the College's website.

THE DISCIPLINE COMMITTEE WILL HEAR THIS MATTER on a date to be determined after consultation between College Counsel and you or your counsel and fixed by the Tribunals' Office.

YOU ARE ENTITLED TO BE PRESENT AT THE HEARING AND TO BE REPRESENTED BY LEGAL COUNSEL. The hearing will be held electronically using audio or video conferencing equipment, pursuant to the *Rules of Procedure* and the *Statutory Powers Procedure Act*, R.S.O. 1990, c.S.22 (the "SPPA").

IF YOU DO NOT ATTEND ON THE SCHEDULED HEARING DATE, THE DISCIPLINE COMMITTEE MAY PROCEED WITH THE HEARING IN YOUR ABSENCE AND YOU WILL NOT BE PROVIDED WITH ANY FURTHER NOTICE OF PROCEEDINGS.

IF YOU BELIEVE THAT AN ELECTRONIC HEARING OR ELECTRONIC SET DATE HEARING IS LIKELY TO CAUSE YOU SIGNIFICANT PREJUDICE, you must notify the Tribunals' Office at 101 Bloor Street West, Toronto, Ontario, M5S 0A1. The Discipline Committee will then determine whether the hearing will proceed in person, electronically, in writing, or by a combination of these formats.

IF A DATE FOR THE HEARING AND/OR THE FORMAT OF THE HEARING ARE NOT AGREED UPON, THE DISCIPLINE COMMITTEE WILL CONVENE TO DEAL WITH THE PROCEDURAL MATTER OF SETTING A DATE AND/OR ESTABLISHING THE FORMAT FOR THE HEARING. The procedural hearing will be held electronically using audio or video conferencing equipment, pursuant to the *Rules of Procedure* and the *SPPA*.

YOU ARE ENTITLED TO BE PRESENT WHEN THE COMMITTEE CONVENES TO SET A DATE AND/OR FORMAT FOR THE HEARING AND TO BE REPRESENTED BY LEGAL COUNSEL. IF YOU DO NOT ATTEND BEFORE THE COMMITTEE TO SET A DATE AND/OR FORMAT FOR THE HEARING, THE DISCIPLINE COMMITTEE MAY PROCEED IN YOUR ABSENCE TO SET THE DATE AND/OR FORMAT. NOTICE OF THE HEARING DATE AND/OR FORMAT SET BY THE COMMITTEE WILL BE PROVIDED TO YOU IN WRITING AT YOUR LAST KNOWN EMAIL ADDRESS AS SHOWN IN THE RECORDS OF THE COLLEGE.

IF THE DISCIPLINE COMMITTEE FINDS YOU GUILTY of professional misconduct, you are liable to the penalties set out in section 30 of the *Act*.

A MEMBER whose conduct is being investigated in proceedings before the Discipline Committee may examine before the hearing any written or documentary evidence that will be produced or any report, the contents of which will be given as evidence at the hearing.

You or your representative may contact the office of Lisa Feinberg of Glick Feinberg Stone LLP, College Counsel in this matter, at 65 Front Street East, Suite 200, Toronto, ON M5E 1B5, telephone 416-596-2960.

Date: May 19, 2026

Registrar's Signature

Linda Lacroix, OCT, M. Ed.
Registrar and Chief Executive Officer
Ontario College of Teachers
101 Bloor Street West
Toronto, ON M5S 0A1

TO: Donald Robert Kjelmyr
[XXX][XXX]
AND TO: Ursel Phillips Fellows Hopkinson LLP
555 Richmond Street West, Suite 1200
Toronto, ON M5V 3B1

Alec Stromdahl, Counsel for the Member

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