

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS



830 Union Street, Suite 100
Telephone: (504) 524-6763
New Orleans, LA 70112-1499

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In the Matter Of	:	No. 89-A-018
SHELLIE JEFFERSON JONES, M.D.	:	
(CERTIFICATE NO. 02231R),	:	CONSENT
	:	ORDER
Respondent.	:	_____
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An investigation conducted by agents of the Louisiana State Police Diversion Investigative Unit (DIU) during 1983 and 1984 developed information indicating that Shellie Jefferson Jones, M.D. (Dr. Jones), a physician licensed to practice medicine in the state of Louisiana, has written and issued prescriptions for controlled substances to six (6) DIU undercover agents without legitimate medical justification and in other than a legal or legitimate manner. The aforementioned information, including prescription records, were provided to the Louisiana State Board of Medical Examiners (Board) by the DIU.

Predicated on the investigation conducted by the DIU, a federal indictment was returned charging Dr. Jones with several counts of knowingly, intentionally, and unlawfully dispensing and causing to be dispensed various controlled substances for other than a legitimate medical purpose, by means of prescription, in violation of federal laws. See United States of America versus Shellie J. Jones, Jr., M.D., Criminal No. 88-20023-01 (W.D. La.).

On March 8, 1989, Dr. Jones entered a plea of guilty to Count XVI of the indictment, charging him with knowingly, intentionally, and unlawfully dispensing and causing to be dispensed approximately thirty-one (31) dosage units of Halcion (triazilom), for other than a legitimate medical purpose, by means of prescription, in violation of Title XXI, United States Code, §841(a)(1) and Title XVIII, United States Code, §2.

Based on the information received from the DIU, together with the aforementioned plea of guilty, the above-entitled and numbered

proceeding was noticed and docketed for hearing before the Board upon Administrative Complaint, specifying alleged violations of the Louisiana Medical Practice Act, to wit: "[p]rescribing, dispensing, or administering habit-forming or other legally controlled substances in other than a legal or legitimate manner," LSA-R.S. 37:1285A(6); "[c]onviction of a crime or entry of a plea of guilty or nolo contendere to a criminal charge constituting a felony under the laws of Louisiana or of the United States," LSA-R.S. 37:1285A(1); and "[c]onviction of a crime or entry of a plea of guilty or nolo contendere to any criminal charge arising out of or in connection with the practice of medicine, osteopathy, or midwifery," LSA-R.S. 37:1285A(2).

As evidenced by his subscription hereto, Dr. Jones acknowledges and admits to the three violations of the Medical Practice Act, as set forth above and in the Administrative Complaint, although disputing the accuracy of the specific allegations upon which the violations are based, as set forth in the Administrative Complaint.

Dr. Jones, recognizing his right to administrative adjudication of such charges pursuant to LSA-R.S. 49:955-58, and to a final decision rendered upon written findings of fact and conclusions of law, nonetheless hereby waives his right to such formal adjudication and final decision and, pursuant to LSA-R.S. 49:955D, consents to entry of the order set forth hereinafter. By his subscription hereto, Dr. Jones also hereby authorizes the investigating officer designated by the Board with respect hereto to present this Consent Order to the Board for its consideration and fully disclose to and discuss with the Board the nature and results of the investigation.

Based upon the information provided, accordingly, and on the recommendation of the investigating officer, the Board has concluded that its responsibility to ensure the health, safety, and welfare of the citizens of this state, pursuant to LSA-R.S. 37:1261, will be effectively served by entry of the order set forth hereinafter, by consent.

Accordingly, in consideration of the foregoing and pursuant to the authority vested in the Board by LSA-R.S. 37:1285 and LSA-R.S. 49:955D;

IT IS ORDERED that the license of Shellie Jefferson Jones, M.D., to engage in the practice of medicine in the state of Louisiana, as evidenced by Certificate No. 02231R, be, and the same is hereby SUSPENDED for a period of five (5) years effective as of January 1, 1990.

IT IS FURTHER ORDERED that the foregoing order of suspension will be suspended as of July 1, 1990, at which time Dr. Jones shall be placed on probation for a period of four and one-half (4 1/2) years, or until January 1, 1995. However, the issuance of Dr. Jones'

license on July 1, 1990, shall be expressly conditioned on Dr. Jones strict compliance with the following terms and conditions:

- a) Between January 1, 1990 and July 1, 1990, Dr. Jones shall not practice or attempt to practice medicine in the state of Louisiana, including, but not limited to, practice at a state or federal institution, through the use of a medical license or certificate issued by another state;
- b) Dr. Jones shall strictly comply with the probationary conditions imposed by the United States pursuant to his plea of guilty to the federal criminal charges.
- c) Dr. Jones may not, at any time following the date of the execution hereof, and for the duration of his medical career, prescribe, dispense or administer any substance designed as a Schedule II or IIN controlled substance as defined, enumerated, or included in 21 C.F.R. §1308 and/or LSA-R.S. 49:964, and any substance which may hereinafter be included as a Schedule II or IIN controlled substance by amendment or revision of the cited regulations or statute. This prohibition shall not extend to medications ordered or prescriptions written by Dr. Jones to institutional or hospital in-patients, under the permit or license of said institution or hospital.
- d) Dr. Jones may not, at any time following the date of the execution hereof, and for the duration of his medical career, prescribe, dispense or administer any substance designed as a Schedule III-V controlled substance as defined, enumerated, or included in 21 C.F.R. §1308 and/or LSA-R.S. 49:964, and any substance which may hereinafter be included as a Schedule III-V controlled substance by amendment or revision of the cited regulations or statute. This prohibition shall not extend to medications ordered or prescriptions written by Dr. Jones or institutional or hospital in-patients, under the permit or license of said institution or hospital, provided, however, that Dr. Jones may, by appointment, appear before the Board at the conclusion of the 4 1/2 year probationary period for the purpose of requesting that any or all of his Schedule III-V privileges be restored; the Board will have full discretion to accept or reject any such request.
- e) Dr. Jones shall pay to the Board a fine in the amount of TWO THOUSAND FIVE HUNDRED AND NO/100 (\$2,500.00) DOLLARS, to be paid in full on or before January 1, 1990.
- f) Dr. Jones shall obtain not less than fifty (50) credit hours per year for three consecutive years (January 1, 1990-January 1, 1993) through attendance at and

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participation in Continuing Medical Education (CME) programs accredited by and qualifying for the Physicians' Recognition Award of the American Medical Association. On or before January 1, 1991, January 1, 1992, and January 1, 1993, Dr. Jones shall cause to be submitted to the Board written certification of the CME programs and credits completed by him during the preceding twelve months.

IT IS FURTHER ORDERED that any violation of or failure of strict compliance with any of the terms, conditions or restrictions of this Consent Order shall, upon proof of such violation or failure, be deemed adequate and sufficient cause for the suspension and/or revocation of Dr. Jones' medical license or for such other disciplinary action as the Board deems appropriate, as if such violations were enumerated among the causes provided in LSA-R.S. 37:1285.

New Orleans, Louisiana, this 25 day of September, 1989.

LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS




IKE MUSLOW, M.D.
PRESIDENT

ACKNOWLEDGEMENT AND CONSENT

I, SHELLIE JEFFERSON JONES, M.D., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 13th day of September, 1989.


SHELLIE JEFFERSON JONES, M.D.

REVIEWED AND APPROVED AS TO FORM:



F. CLAY TILLMAN, JR., ESQ.
Tillman & Anderson
300 East Lula Street
Leesville, Louisiana 71446
Telephone: (318) 239-9076
COUNSEL FOR RESPONDENT,
SHELLIE JEFFERSON JONES, M.D.