

**BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE**  
**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF**  
**MATTHEW BRIAN JONES, M.D.**

**SUMMONS**

**TO: MATTHEW BRIAN JONES, M.D.**  
**30 Circle J Drive**  
**Suite 1**  
**Laurel, MS 39440**

**LICENSE NUMBER 17025**

**YOU ARE HEREBY SUMMONED** to appear before the Mississippi State Board of Medical Licensure in its Executive Conference Room, 1867 Crane Ridge Drive, Suite 200-B, Jackson, Hinds County, Mississippi, on May 20, 2021, at 10:00am, to answer the charges filed against you in the matter now pending before this Board. The Mississippi State Board of Medical Licensure, charged by law with the licensing of medical doctors in this state, under Title 73, Chapter 25, Mississippi Code (1972), as amended, charges that you, a physician duly licensed under the authority of the Mississippi State Board of Medical Licensure and laws of the State of Mississippi, are guilty of the issuance of drugs having addiction-forming or addiction-sustaining liability otherwise than in the course of legitimate professional practice and are guilty of unprofessional conduct, which includes, but is not limited to, being guilty of any dishonorable or unethical conduct likely to deceive, defraud, or harm the public. Under Subsections (3) and (8)(d) of Miss. Code Ann., §§73-25-29 and 73-25-83(a), as amended, such acts constitute grounds for the Mississippi State Board of Medical Licensure to place your license on probation, the terms of which may be set by the Board, suspend your right to practice for a time deemed proper by the

Board, revoke your Mississippi medical license or take any other action in relation to your license as the Board may deem proper under the circumstances.

The Mississippi State Board of Medical Licensure further advises that you have a right to be present at the hearing, to be represented by counsel, to produce witnesses or evidence on your behalf, to cross-examine witnesses and to have subpoenas issued by this Board.


You are further advised that, pursuant to the Board's Rules of Procedure, you must file an answer or response to this Summons/Affidavit within fifteen (15) days of the date you receive the same or all matters asserted therein shall be deemed admitted. A full text of the Board's Rules of Procedure can be found at the Board's website [www.msbl.ms.gov](http://www.msbl.ms.gov) or can be obtained from the Board office.

**GIVEN UNDER MY HAND AND SEAL OF OFFICE** this the 14<sup>th</sup> day of April 2021.



Kenneth E. Cleveland, M.D.  
Executive Director  
Mississippi State Board of Medical Licensure

I, Jonathan Dalton, Investigations Supervisor, of the Mississippi State Board of Medical Licensure, did personally serve Matthew Jones, M.D., on April 14, 2021, at 10:00 a.m. an original copy of the Summons and Affidavit to appear before the Medical Board.

  
Jonathan Dalton, Investigator

**BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE**

**IN THE MATTER OF THE PHYSICIAN'S LICENSE**

**OF**

**MATTHEW BRIAN JONES, M.D.**

**STATE OF MISSISSIPPI**

**COUNTY OF HINDS**

**AFFIDAVIT**

I, Jonathan Dalton, Investigations Supervisor, Mississippi State Board of Medical Licensure, hereinafter referred to as the "Board," do hereby make oath that I have reason to believe and do believe:

1. That **MATTHEW BRIAN JONES, M.D.**, hereby referred to as "Licensee," currently holds Mississippi Medical License Number 17025, and said number is valid until June 30, 2021.
2. That Licensee lists his primary practice location as Jones Family Medicine Clinic - 30 Circle J Drive, Ste 1, Laurel, MS 39440. Licensee lists his specialty as Family Practice. Licensure records show Licensee as being forty-eight (48) years of age.
3. That Licensee operates a clinic system containing several locations: The 'Main Clinic', located in Laurel; 'The Q', located in Laurel; and clinics located in Heidelberg, Ellisville, Bay Springs, and Taylorsville, MS.
4. That on March 11, 2020, The Mississippi State Board of Medical Licensure, hereinafter referred to as the "Board," received information alleging Licensee utilized pre-signed prescriptions for use by his Advanced Practice Registered Nurses ("APRNs" or "Nurse Practitioners"). As stated to Affiant, Licensee did this

mainly for new APRNs who did not yet have a Drug Enforcement Administration (“DEA”) Uniform Controlled Substance Registration, had not obtained their hours from the Mississippi Board of Nursing – and thereby did not have board authorization to prescribe controlled substances or some combination of both. Further, the source identified Licensee’s wife as the Pharmacist in Charge (“PIC”) for The Medicine Cabinet of Laurel, a pharmacy physically located in the same structure as Licensee’s medical offices.

5. That on various dates throughout June of 2020, Affiant was able to interview four (4) APRNs formerly employed by Licensee. Additionally, Affiant was provided direct evidence of Licensee’s use of pre-signed prescriptions by way of a prescription pad containing several prescriptions bearing the signature of Licensee, with no further information filled out in the body or patient information section.
6. That Investigative Staff subsequently, on August 5, 2020, interviewed a fifth APRN who formerly worked for Licensee. The APRN positively identified a prescription issued to, and filled by, Patient 4 which represented a pre-signed prescription. When questioned as to how the APRN knew it was pre-signed, she identified the date and time in which it was written as being the time immediately following her hiring by Licensee, yet preceding her obtaining of a DEA registration. That prescription is described as follows:

Rx #	Written Date	Fill Date	Drug Name	Strength	Quantity	Refills
4505434	8/30/17	10/16/17	Clonazepam	0.5mg	30	5

### COUNT I

**Based upon the foregoing, Licensee is guilty of the issuance of drugs having addiction-forming or addiction-sustaining liability otherwise than in the course of legitimate professional practice by issuance of pre-signed prescriptions for use by his staff, all in violation of Miss. Code Ann., §73-25-29(3).**

### COUNT II

**Based upon the foregoing, Licensee is guilty of unprofessional conduct, which includes, but is not limited to, any dishonorable or unethical conduct likely to deceive, defraud or harm the public, all in violation of Miss. Code Ann., §73-25-29(8)(d) and §73-25-83(a).**

7. That on October 15, 2020, the Board executed an Administrative Inspection and Search Warrant ("AISW") upon Licensee's registered practice location on file with the Board as identified in paragraph 2. The purpose of the warrant was to obtain certain prescription and patient record information for review. A total of twelve (12) patient records were seized for review, three (3) of which are discussed for the purposes of this Affidavit. Licensee was not physically present during the service, but Licensee's staff assisted in providing the documentation sought by the warrant process, signing the requisite documentation indicating that all records maintained were produced as demanded (for the previous five years).
8. That reference is made to paragraph 5, wherein a prescription pad containing pre-signed blank prescriptions was obtained as evidence by the Board, illustrating the use of pre-signed prescriptions. An example of a file entry indicating care rendered by an APRN, yet attributed to Licensee, is found in the medical record of Patient 1 on February 8, 2018. Notes throughout the visit suggests Licensee saw the patient;

however, a single line under the "Plan" section states, "*rtc prn – KK*" <emphasis added>. "KK" represents the initials of one of the APRNs interviewed, as referenced in paragraph 5. A prescription for Ultram 50mg #56 was authorized on this visit under Licensee's signature with what presents as female handwriting in the body of said prescription. This prescription was confirmed by the APRN to be authored by her over the pre-signed signature of Licensee. Notwithstanding Licensee's signature on the pre-signed prescriptions, Licensee did not see the patient in order to independently confirm the medical necessity for the issuance of a controlled substance. The APRN saw the patient and made the decision to issue the pre-signed prescription at a time when she did not possess a valid DEA registration.

### **COUNT III**

**Based upon the foregoing, Licensee is guilty of the issuance of drugs having addiction-forming or addiction-sustaining liability otherwise than in the course of legitimate professional practice by issuance of pre-signed prescriptions for use by his staff, all in violation of Miss. Code Ann., §73-25-29(3).**

### **COUNT IV**

**Based upon the foregoing, Licensee is guilty of unprofessional conduct, which includes, but is not limited to, any dishonorable or unethical conduct likely to deceive, defraud or harm the public, all in violation of Miss. Code Ann., §73-25-29(8)(d) and §73-25-83(a).**

9. That one of the records obtained pursuant to the AISW was that of Licensee, referred as Patient 3. The record was selected due to the self-prescribed

Phentermine appearing on the PMP, all of which was filled at The Medicine Shop – the internal pharmacy owned and operated by Licensee’s spouse. Unlike the medical records of other patients, Licensee’s patient medical record for himself is exactly nineteen (19) pages in length. The record largely consists of vaccinations and wellness visits conducted either by his collaborative APRNs or Licensee himself. After a thorough review of the record, no entries or other evidence is found substantiating any substances, controlled or otherwise, issued to Licensee. There is some evidence that one of Licensee’s collaborative APRNs was prescribing diabetes medications to Licensee, and this appears in the form of insurance correspondence; however, there are no affirmative entries which state as such. Review of Licensee’s patient PMP, in conjunction with prescriptions obtained from The Medicine Shop, indicates that, from November 22, 2017, through September 21, 2020, Licensee obtained approximately 900 dosage units of Phentermine 37.5mg, 540 of which were self-prescribed, including refills, all of which are not recorded or justified in the medical record. Those prescriptions are as follows:

Rx #	Written Date	Quantity	Refills	Provider
665662	11/22/2017	30	5	Matthew Jones, M.D.
675931	06/11/2018	30	5	Matthew Jones, M.D.
685257	01/07/2019	30	5	Matthew Jones, M.D.
694804	08/07/2019	30	5	APRN Josh Wansley
705143	02/27/2020	30	5	APRN Josh Wansley
714556	09/21/2020	30	5	APRN Josh Wansley

**COUNT V**

**Based upon the foregoing, Licensee is guilty of the issuance of drugs having addiction-forming or addiction-**

sustaining liability otherwise than in the course of legitimate professional practice by issuance of self-prescribed controlled substance prescriptions without recording the justification for same within a medical record, all in violation of Miss. Code Ann., §73-25-29(3).

**COUNT VI**

Based upon the foregoing, Licensee is guilty of unprofessional conduct, which includes, but is not limited to, any dishonorable or unethical conduct likely to deceive, defraud or harm the public, all in violation of Miss. Code Ann., §73-25-29(8)(d) and §73-25-83(a).



Jonathan Dalton, CMBI  
Investigations Supervisor  
Mississippi State Board of Medical Licensure

SWORN TO AND SUBSCRIBED BEFORE ME, this the 13<sup>th</sup> day of April 2021.



Notary Public

