

**STATE OF TENNESSEE  
DEPARTMENT OF HEALTH**

<b>IN THE MATTER OF:</b>	)	<b>BEFORE THE TENNESSEE BOARD</b>
	)	<b>OF MEDICAL EXAMINERS</b>
<b>ROBERT C. JAMIESON, M.D.</b>	)	
<b>RESPONDENT</b>	)	<b>CASE NO: 2022018981</b>
	)	
<b>NASHVILLE, TENNESSEE</b>	)	
<b>TENNESSEE LICENSE NO. 10655</b>	)	

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**CONSENT ORDER**

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Comes now the Division of Health Related Boards of the Tennessee Department of Health (hereinafter the "Department"), by and through the Office of General Counsel, and Respondent, Robert C. Jamieson, M.D., (hereinafter "Respondent"), who would respectfully move the Tennessee Board of Medical Examiners (hereinafter the "Board") for approval of this Consent Order affecting Respondent's medical license in the State of Tennessee.

The Board is responsible for the regulation and supervision of medical professionals licensed to practice in the State of Tennessee. *See Tennessee Medical Practice Act, Tennessee Code Annotated sections ("Tenn. Code Ann. §§") 63-6-101, et seq.* It is the policy of the Board to require strict compliance with the laws of this State, and to apply the laws so as to preserve the quality of medical care provided in Tennessee. It is the duty and responsibility of the Board to enforce the Tennessee Medical Practice Act in such a manner as to promote and protect the public health, safety and welfare in every practicable way, including disciplining individuals who violate the provisions of Tenn. Code Ann. § 63-6-101, *et seq.* or the General Rules and Regulations Governing the Practice of Medicine promulgated by the Board and recorded in the *Official Compilation Rules and Regulations of the State of Tennessee* ("Tenn. Comp. R. & Regs.") 0880-02, *et seq.*

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Respondent, Robert C. Jamieson, M.D., by his signature to this Consent Order, waives the right to a contested case hearing and any and all rights to judicial review in this matter. Respondent agrees that presentation to and consideration of this Consent Order by the Board for ratification and all matters divulged during that process shall not constitute unfair disclosure such that the Board or any of its members shall be prejudiced to the extent that requires their disqualification from hearing this matter should this Order not be ratified. Likewise, all matters, admissions, and statements disclosed or exchanged during the attempted ratification process shall not be used against Respondent in any subsequent proceeding unless independently entered into evidence or introduced as admissions.

Respondent expressly waives all further procedural steps and expressly waives all rights to seek judicial review of or to challenge or contest the validity of this Consent Order. Respondent understands by signing this Consent Order, he is allowing the Board to issue its order without further process. Respondent acknowledges this is a formal disciplinary action and will be reported to the National Practitioner Data Bank (NPDB) and/ or a similar agency to comply with all of the public reporting obligations of the Health-Care Consumer Right to Know Act of 1998 (Tenn. Code Ann. §§ 63-51-101, *et seq.*). In the event the Board rejects this Consent Order for any reason, it will be of no force or effect for either party.

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## I. STIPULATIONS OF FACT

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1. Respondent has been at all times pertinent hereto licensed by the Board as a Medical Doctor in the State of Tennessee, having been first granted Tennessee medical license number 10655 by the Board on August 3, 1977, which currently has an expiration date of September 30, 2025.

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2. Respondent worked in private practice at Sterling Primary Care (“Sterling”) in Nashville, Tennessee as a psychiatrist for over fifteen (15) years.
3. On or about July 13, 2022, Respondent wrote a letter to the Board in which he admitted to prescribing controlled substance medications to a former coworker (the “friend”) with whom he did not have an established patient-doctor relationship. The friend had been an employee at Sterling several years prior, and Respondent was aware that the friend had diagnosed conditions of depression and ADHD.
4. Respondent admitted that he did not document some of the prescriptions he wrote to the friend, nor did he create a medical record for the friend.
5. The Department reviewed Respondent’s Tennessee Controlled Substance Monitoring Database (“CSMD”) for the friend, and confirmed that between October 2018 and June 2022, Respondent intermittently wrote several prescriptions to the friend for controlled substances, including, Clonazepam .5mg, Zolpidem Tartrate 10mg, Dextroamp-Amphetamin 30mg, and Alprazolam ER .5mg, without establishing a formal doctor-patient relationship.
6. Respondent asserts that the friend did not come into the medical practice due to her medical insurance not being accepted. Respondent asserts that prior to prescribing or refilling the friend’s medications, he spoke with the friend on the phone concerning her medical issues and reviewed the patient’s records from prior providers as well as prior medications prescribed.

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## II. GROUNDS FOR DISCIPLINE

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The facts stipulated to in the Stipulations of Fact are sufficient to establish that grounds for discipline of Respondent's medical license exist. Specifically, Respondent has violated the following statutes or rules which are part of the Tennessee Medical Practice Act, (Tenn. Code Ann. § 63-6-101, *et seq.*), the General Rules and Regulations Governing the Practice of Medicine (Tenn. Comp R. & Regs. 0880-02, *et seq.*), for which disciplinary action before and by the Board is authorized:

7. The facts stipulated in paragraphs two (2) through six (6), *supra*, constitute grounds for discipline with regard to Tenn. Code Ann. § 63-6-214(b)(1), which establishes that the Board may discipline a medical doctor for:  
  
Unprofessional, dishonorable or unethical conduct.
8. The facts stipulated paragraphs two (2) through six (6), *supra*, constitute grounds for discipline with regard to Tenn. Code Ann. § 63-6-214(b)(12), which establishes that the Board may discipline a medical doctor for:  
  
Dispensing, prescribing or otherwise distributing any controlled substance or any other drug not in the course of professional practice, or not in good faith to relieve pain and suffering, or not to cure an ailment, physical infirmity or disease, or in amounts and/or for durations not medically necessary, advisable or justified for a diagnosed condition.
9. The facts stipulated in paragraphs two (2) through six (6), constitute grounds for discipline with regard to Tenn. Comp. R. & Regs. 0880-02-.14(6)(e), which authorizes disciplinary action against a Respondent who prescribes, orders, administers or dispenses dangerous drugs or controlled substances without observing Board guidelines.



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10. The facts stipulated in paragraphs two (2) through six (6), constitute grounds for discipline with regard to Tenn. Comp. R. & Regs. 0880-02-.14(7)(a):

Except as provided in subparagraph (b), it shall be a prima facie violation of T.C.A. § 63-6-214 (b) (1), (4), and (12) for a physician to prescribe or dispense any drug to any individual, whether in person or by electronic means or over the Internet or over telephone lines, unless the physician, or his/her licensed supervisee pursuant to appropriate protocols or medical orders, has first done and appropriately documented, for the person to whom a prescription is to be issued or drugs dispensed, all of the following:

1. Performed an appropriate history and physical examination; and
2. Made a diagnosis based upon the examinations and all diagnostic and laboratory tests consistent with good medical care; and
3. Formulated a therapeutic plan, and discussed it, along with the basis for it and the risks and benefits of various treatments options, a part of which might be the prescription or dispensed drug, with the patient; and
4. Insured availability of the physician or coverage for the patient for appropriate follow-up care.

11. The facts stipulated in paragraphs two (2) through six (6), constitute grounds for discipline with regard to the Tennessee Board of Medical Examiners Policy: Prescribing for Oneself and One's Family.

. . . For purposes of this policy, “immediate family” means a[n] . . . individual in relation to whom a physician's personal . . . involvement may render that physician unable to exercise detached professional judgment . . . Records shall be maintained of all treatment.

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No scheduled drugs should be dispensed or prescribed except in emergency situations.

12. The facts stipulated in paragraphs two (2) through six (6), constitute grounds for discipline with regard to Tenn. Comp. R. & Regs. 0880-02-.15(4)(d), Medical Records - Content:

All medical records, or summaries thereof, produced in the course of the practice of medicine for all patients shall include all information and documentation listed in Tenn. Code Ann. § 63-2-101(c)(4) and such additional information that is necessary to ensure

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that a subsequent reviewing or treating physician can both ascertain the basis for the diagnosis, treatment plan and outcomes, and provide continuity of care for the patient.

13. The facts stipulated in paragraphs two (2) through six (6), constitute grounds for discipline with regard to Tenn. Comp. R. & Regs. 0880-02-.15(5) Violations:

Violation of any provision of these rules is grounds for disciplinary action pursuant to Tenn. Code Ann. §§ 63-6-214(b)(1) and/or (2).

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### III. POLICY STATEMENT

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The Tennessee Board of Medical Examiners takes this action in order to protect, promote and improve the health and well-being of people in Tennessee by ensuring that physicians follow all legal and ethical requirements for prescribing and dispensing controlled medications and maintain appropriate records and logs.

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### IV. ORDER

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**NOW THEREFORE**, Respondent, for the purpose of avoiding further administrative action with respect to this cause, agrees to the following:

14. The Tennessee medical license of Robert C. Jamieson, M.D., license number 10655, is hereby **REPRIMANDED** effective the date of entry of this Consent Order by the Board.

15. Within three (3) months of the date this Consent Order is approved by the Board, Respondent must:

- a. Enroll in and successfully complete the continuing medical education (CME) course titled "*Medical Ethics and Professionalism (ME-15)*" offered by PBI Education

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through the University of California Irvine's School of Medicine (15 CME hours), or an equivalent course approved in advance in writing by the Board's Medical Director.

- b. Within thirty (30) days after completion of the above course, Respondent shall mail or deliver proof of compliance with each course requirement to: **Disciplinary Coordinator, The Division of Health Related Boards, Tennessee Department of Health, 665 Mainstream Drive, TN 37243**. Respondent may also deliver proof of compliance with each course requirement by email to [disciplinary.coordinator@tn.gov](mailto:disciplinary.coordinator@tn.gov).
  - c. Pursuant to Tenn. Comp. R. & Regs. 0880-02-.19(4)(b), any CME course hours earned from attendance and completion of the course required by this paragraph shall be in addition to the CME hours required to maintain licensure.
16. Respondent acknowledges this order does not preclude the Department from initiating additional investigations or disciplinary actions.
  17. Respondent is assessed and must pay, pursuant to Tenn. Comp. R. & Regs. Rule 0880-02-.12(4), seven (7) Type "B" Civil Penalties representative of the seven (7) grounds for discipline, stated *supra*, in this case, in the amount of three hundred fifty dollars (\$350.00) each for a total of **Two Thousand Four Hundred Fifty Dollars (\$2,450.00)**. All civil penalties shall be paid in full within twelve (12) months from the issuance of the Assessment of Costs and Civil Penalties.
  18. Respondent must pay, pursuant to Tenn. Code Ann. §§ 63-1-144, § 63-6-214(k), and Tenn. Comp. R. and Regs. 0880-02-.12(1)(j), the actual and reasonable costs of prosecuting this case to the extent allowed by law, including all costs assessed against the Board by the Division's Bureau of Investigations in connection with the prosecution of this matter.

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These costs will be established by an Assessment of Costs prepared and filed by counsel for the Division. The maximum amount for the assessment of costs for this case shall be **five thousand dollars (\$5,000.00)** and shall be paid in full within twelve (12) months from the issuance of the Assessment of Costs and Civil Penalties. Such costs shall include, but not be limited to, the following:

- a. All costs absorbed by or assessed against the Board by the Department's Office of Investigations in connection with the prosecution of the matter including all investigator time, travel and lodging incurred during the prosecution;
  - b. All costs absorbed by or assessed against the Board by the Division of Health Related Boards for the use of the division facilities and personnel for prosecution of the matter;
  - c. All costs assessed against the Board for the appearance fees, transcripts, time, travel and lodging of administrative law judges and court reporters and witnesses required in the prosecution of the matter; and
  - d. All costs attributed to and assessed against the Board by the Department's Office of General Counsel in connection with the prosecution of the matter, including all attorney and paralegal time, travel and lodging incurred during the prosecution of the matter.
19. Respondent understands this is a formal disciplinary action and will be reported to the National Practitioner Data Bank (NPDB) and/or a similar agency to comply with all of the public reporting obligations of the Health-Care Consumer Right to Know Act of 1998 (Tenn. Code Ann. §§ 63-51-101, *et seq.*).
20. Each condition of discipline herein is a separate and distinct condition. If any condition of

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this Consent Order, or any application thereof, is declared unenforceable in whole, in part, or to any extent, the remainder of this Consent Order, and all other applications thereof, shall not be affected. Each condition of this Consent Order shall separately be valid and enforceable to the fullest extent permitted by law.

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**V. NOTICE**

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21. Any and all civil penalties and costs shall be paid in full within twelve (12) months from the issuance of the Assessment of Costs and Civil Penalties. Payment shall be made by **certified check, cashier's check, or money order**, payable to the **State of Tennessee**, Department of Health by mail. Proof of compliance regarding CMEs or any other submitted documents can be submitted via electronic means (e-mail) to [disciplinary.coordinator@tn.gov](mailto:disciplinary.coordinator@tn.gov). All disciplinary terms submitted, including CMEs, Civil penalties and/or Cost payments, must include **Robert C. Jamieson, M.D., Case No. 2022018981** on the instrument. All payments can be mailed or delivered to:

**Office of Investigations  
Attn: Disciplinary Coordinator  
Tennessee Department of Health  
665 Mainstream Drive, Second Floor  
Nashville, Tennessee 37243**

22. A violation of this Consent Order shall constitute a separate violation, pursuant to Tenn. Code Ann. § 63-6-214(b)(2) and is grounds for further disciplinary action by the Board, including revocation of Respondent's license.

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**VI. APPROVAL BY THE BOARD**

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This **CONSENT ORDER** was approved by a majority of a quorum of the Tennessee Board of Medical Examiners at a public meeting of the Board and signed this 12th day of November, 2024.

  
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Chairperson  
Tennessee Board of Medical Examiners

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**APPROVED FOR ENTRY:**

Signed by:  
  
4E865F8F28F4488...  
**Robert C. Jamieson, M.D.**  
License No. 10655  
*Respondent*  
33023rd Avenue N., Suite 100  
Nashville, TN 37203  
Email: [Robert.Jamieson@hcahealthcare.com](mailto:Robert.Jamieson@hcahealthcare.com)


10/31/2024

**Date**

Signed by:  
  
58F0451840C2474...  
**Wells Trompeter (BPR No. 030380)**  
*Counsel for Respondent*  
Holland & Knight LLP  
511 Union Street, Suite 2700  
Nashville, Tennessee 37219  
Phone 615.850.8759  
Fax 615.244.6804  
Email: [Wells.Trompeter@hklaw.com](mailto:Wells.Trompeter@hklaw.com)

10/30/2024

**Date**

  
**Candace M. Carter (BPR No. 034514)**  
Senior Associate General Counsel  
Office of General Counsel  
Tennessee Department of Health  
665 Mainstream Drive, 2<sup>nd</sup> Floor  
Nashville, Tennessee 37243  
Office: (615) 741-1611  
Fax: (615) 532-3386 or (615) 532-7749  
Email: [Candace.Meagan.Carter@tn.gov](mailto:Candace.Meagan.Carter@tn.gov)

November 4, 2024

**Date**



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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of this document has been served upon Respondent's counsel by delivering the same via the United States Postal Service Certified Number 9589 0710 5270 2144 0804 19 return receipt requested, United States Postal Service First Class Postage Pre-Paid Mail, both with sufficient postage thereon to reach its destination, and electronic mail to:

Robert C. Jamieson, M.D.  
c/o Wells Trompeter, Esq.  
Holland & Knight LLP  
511 Union Street, Suite 2700  
Nashville, Tennessee 37219  
Email: [Wells.Trompeter@hklaw.com](mailto:Wells.Trompeter@hklaw.com)

This 12th day of November, 2024.



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Candace M. Carter  
Senior Associate General Counsel  
Tennessee Department of Health



*The University of California, Irvine School of Medicine certifies that*

**Robert Jamieson, MD**

*has participated in the live activity titled*

**PBI Medical Ethics and Professionalism**

*on*

October 19, 2024

*and is awarded 15 AMA PRA Category 1 Credits™.*

*The University of California, Irvine School of Medicine is accredited  
by the Accreditation Council for Continuing Medical Education to  
provide continuing medical education for physicians.*

A handwritten signature in blue ink that reads "Robert M. McCarron, D.O.".

**Robert M. McCarron, D.O.**

Profession, Department of Psychiatry and Human Behavior  
Director of Education, Susan Samueli Integrative Health Institute  
Associate Dean, Continuing Medical Education  
Director, UCI Train New Trainer Primary Care Psychiatry Fellowship  
University of California, Irvine School of Medicine



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*PBI Education*

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