STATE OF MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS CANNABIS REGULATORY AGENCY

In the Matter of

664 Vassar, LLC

dba Premier Provisioning Center #2

License No.: AU-R-000278

ENF No.: 22-00472

CONSENT ORDER AND STIPULATION

CONSENT ORDER

On December 20, 2023, the Cannabis Regulatory Agency (CRA) issued an amended first superseding formal complaint (AFC) against the adult-use marijuana [retailer establishment license (AU-R-000278) of 664 Vassar, LLC ("Respondent") under the Michigan Regulation and Taxation of Marihuana Act (MRTMA), MCL 333.27951 *et seq.*, and the administrative rules promulgated thereunder. The AFC alleged Respondent violated Mich Admin Code, R 420.104(1); R 420.104(3)(b); R 420.209(6)(a)(i); R 420.209(12); R 420.210(1); R 420.210(2); R 420.210(3); R 420.212(3); R 420.505(2); R 420.802(3)(f); and R 420.6(5).

The executive director reviewed the stipulation contained in this document and agrees the public interest is best served by resolution of the AFC. Therefore, the executive director finds that some of the allegations contained in AFC are true and that Respondent violated Mich Admin Code, R 420.104(1); R 420.104(3)(b); R 420.209(6)(a)(i); R 420.209(12); R 420.210(1); R 420.210(2); R 420.212(1); R 420.212(3); R 420.505(2); R 420.802(3)(f); and R 420.6(5).

Accordingly, for these violations, IT IS ORDERED:

- 1. Respondent's license is suspended for 30 days commencing on the effective date of this order.
- 2. Respondent's license shall automatically be reinstated after the 30-day suspension.

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- 3. Respondent must pay a fine in the amount of one hundred two thousand 00/100 dollars (\$102,000.00). This fine shall be paid within 160 days of the effective date of this order by check, money order, or online through Accela Citizen Access (ACA). Instructions on how to make online payments can be found under the Tips for Licensees bulletin section at www.michigan.gov/cra. Check or money orders shall be made payable to the State of Michigan with enforcement number "22-00472" and license number "AU-R-000278" clearly displayed on the check or money order. Respondent shall mail the fine to Department of Licensing and Regulatory Affairs, Cannabis Regulatory Agency, PO BOX 30205, Lansing, Michigan 48909.
- 4. Respondent must comply with the following within 40 days of the effective date of this order:
 - a. Respondent must provide updated standard operating procedures (SOP) for the following: the statewide monitoring system (Metrc), sales and transfers of marijuana and marijuana product, video surveillance system, storage of marijuana and marijuana products, and storage of chemicals and solvents. The CRA will review the SOP(s) and, if necessary, issue a deficiency notice. Respondent must correct any deficiencies identified by the CRA within 30 days of receipt of the deficiency notice unless agreed upon by the CRA in writing.
 - b. Respondent must train all managers and employees on the updated SOPs, and provide a document, signed by a manger, with the names and positions of all managers and employees trained, dates of completion for each; and provide a written training agenda, and copies of all training materials.
- 5. Respondent shall comply with the following terms within 160 days of the effective date of this order:

- a. Respondent must schedule a date to destroy all of the untagged marijuana and marijuana product at issue in paragraph 6.b. in the AFC in the presence of a CRA staff member and provide video surveillance proof demonstrating compliant destruction. Respondent must schedule destruction of product by contacting the Field Operations Section of the Enforcement Division at CRA-Enforcement@michigan.gov.
- b. Respondent must conduct an inventory audit and provide a report to the CRA demonstrating that its physical inventory matches inventory in Metro and explaining any discrepancies.
- 6. If Respondent fails to timely comply with the terms of this order, Respondent's license shall be suspended until compliance is demonstrated.
- 7. The alleged violation of Mich Admin Code, R 420.210(3) is DISMISSED.
- 8. The factual allegations in paragraphs 6.b.iii., 6.b.iv., 6.b.vi, and 6.b.vii of the AFC complaint are DISMISSED.
- 9. Unless otherwise specified in this order, Respondent shall direct any communications to the CRA that are required by the terms of this order to <u>CRA-CSS@michigan.gov</u>.
- 10. Respondent shall be responsible for all costs and expenses incurred in complying with the terms and conditions of this consent order.
- 11. If Respondent violates any term or condition set forth in this order, Respondent shall be subject to fines and/or other sanctions under section7(1)(c) of the MRTMA, MCL 333.27957, and Mich Admin Code, R 420.808.
- 12. Upon timely compliance of the terms of this order by Respondent, the matters set forth in the AFC shall be deemed resolved and closed subject to this Consent Order.

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This order shall be effective 10 days after the date signed by the CRA's executive director or his designee, as set forth below.

•	CANNABIS REGULATORY AGENCY
Signed on:	By:
	Brian Hanna, Executive Director or his designee Cannabis Regulatory Agency

STIPULATION

The parties stipulate to the following:

- 1. The some of the facts alleged in the AFC are true and constitute a violation of the administrative rules promulgated under the MRTMA.
- 2. Respondent understands and intends that by signing this stipulation, Respondent is waiving the right under the MRTMA, administrative rules promulgated thereunder, and the Administrative Procedures Act of 1969, MCL 24.201 et seq., to require the CRA to prove the violations set forth in the AFC by presentation of evidence and legal authority, and to present a defense to the violations.
- 3. The parties considered the following in reaching this agreement:
 - a. Respondent was cooperative and wishes to resolve the allegations without the need for and expense of an administrative hearing.
- 4. The CRA's centralized services director or her designee must approve this proposed agreement before it is forwarded to the CRA's executive director or his designee for review and issuance of the above consent order. The parties reserve the right to proceed to an administrative hearing without prejudice to

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either party, should the CRA's centralized services director, executive director, or their designees reject the proposed consent order.

By signing this stipulation, the parties confirm that they have read, understand, and agree with the terms of the consent order.

AGREED TO BY:	AGREED TO BY:
Sara Hernandez, CSD Director or her designee Cannabis Regulatory Agency	Micheal Shango, Authorized Officer on behalf of Respondent 664 Vassar LLC
Dated:	Dated: 1. 21. 7024
	Efstathios T. Kiousis & P46573 Attorney for Respondent

Dated: / - 2/ - 2024

In the Matter of 664 Vassar, LLC ENF No.: 22-00472 dba Premier Provisioning Center #2 License No.: AU-R-000278 **PROOF OF SERVICE** I hereby certify that on ______, I mailed a copy of the Consent Order and Stipulation dated _____ in the above captioned case by certified mail (return receipt requested) to: 664 Vassar LLC 664 State Road Vassar, MI 48768 With a courtesy copy emailed to attorney: Steven T. Kiousis, stk@kiousislaw.com Departmental Technician

Cannabis Regulatory Agency

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