

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

In the Matter of

Grow Rite Medical Supplies, LLC
dba Uncle J's Joints
License No.: AU-G-C-000911

ENF No.: 24-00387

/ CONSENT ORDER AND STIPULATION

CONSENT ORDER

On May 23, 2024, the Cannabis Regulatory Agency (CRA) issued a formal complaint against the adult-use marijuana class C grower establishment license (AU-G-C-000911) of Grow Rite Medical Supplies, LLC dba Uncle J's Joints (Respondent) under the Michigan Regulation and Taxation of Marihuana Act (MRTMA), MCL 333.27951 *et seq.*, and the administrative rules promulgated thereunder. The formal complaint alleged Respondent violated Mich Admin Code, R 420.504(1)(a), R 420.504(1)(j)(i), and R 420.504(1)(j)(v).

The executive director reviewed the stipulation contained in this document and agrees the public interest is best served by resolution of the formal complaint. Therefore, the executive director finds that all of the allegations contained in the formal complaint are true and that Respondent violated Mich Admin Code, R 420.504(1)(a), R 420.504(1)(j)(i), and R 420.504(1)(j)(v).

Accordingly, for these violations, IT IS ORDERED:

1. Respondent must pay a fine in the amount of six thousand and 00/100 dollars (\$6,000.00). This fine shall be paid within 60 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 "24-

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00387" and license number "AU-G-C-000911" 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.

2. If Respondent fails to timely comply with the terms of this order, Respondent's license shall be suspended until compliance is demonstrated.
3. Unless otherwise specified in this order, Respondent shall direct any communications to the CRA that are required by the terms of this order to CRA-CSS@michigan.gov.
4. Respondent shall be responsible for all costs and expenses incurred in complying with the terms and conditions of this consent order.
5. If Respondent violates any term or condition set forth in this order, Respondent shall be subject to fines and/or other sanctions under section 7(1)(c) of the MRTMA, MCL 333.27957, and Mich Admin Code, 420.808.
6. Upon timely compliance of the terms of this order by Respondent, the matters set forth in the formal complaint shall be deemed resolved and closed subject to this Consent Order.

This order shall be effective 30 days after the date signed by the CRA's executive director or his designee, as set forth below.

CANNABIS REGULATORY AGENCY

Signed on: 10/29/2024

By: Brian Hanna

Digitally signed by: Brian Hanna
DN: CN = Brian Hanna email = hannaab@michigan.gov C =
US O = CRA OU = CRA
Date: 2024.10.29 11:48:39 -0400

Brian Hanna, Executive Director
or his designee
Cannabis Regulatory Agency

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STIPULATION

The parties stipulate to the following:

1. The facts alleged in the formal complaint 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 formal complaint 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 provided a standard operating procedure detailing all the required procedures for compliant packaging and labeling at its establishment.
 - b. Respondent provided documentation indicating that it hired a consultant to help train staff and managers on compliance standards in its establishment.
 - c. Respondent stated that it terminated the compliance officer that failed to verify the marijuana package information.
 - d. Respondent stated that it hired a new compliance officer to update its procedures for labeling and packaging.
 - e. Respondent was cooperative and wishes to resolve the allegations without the need for and expense of an administrative hearing.
 - f. Respondent has been licensed as an adult use class C grower establishment since 2022 and has no prior discipline against its license.
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

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designee for review and issuance of the above consent order. The parties reserve the right to proceed to an administrative hearing without prejudice to 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:

Sara Hernandez

Digitally signed by Sara Hernandez
DN: CN = Sara Hernandez, email =
sarahernandez@lmi.michigan.gov C = US O = CRA OU = LARA
Date: 2024.10.14 10:25:00 -0400

Sara Hernandez, CSD Director
or her designee
Cannabis Regulatory Agency

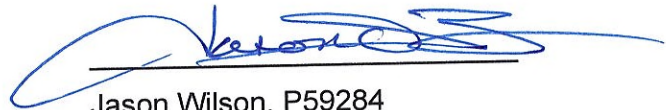
Dated: 10/14/2024

AGREED TO BY:



Shirley Johnson, Authorized Officer
on behalf of Respondent
Grow Rite Medical Supplies, LLC
dba Uncle J's Joints

Dated: 10/10/24



Jason Wilson, P59284
Attorney for Respondent

Dated: 10/10/24

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

In the Matter of

Grow Rite Medical Supplies, LLC
dba Uncle J's Joints
License No: AU-G-C-000911

ENF No: 24-00387

FORMAL COMPLAINT

The Cannabis Regulatory Agency (CRA) files this formal complaint against Grow Rite Medical Supplies, LLC dba Uncle J's Joints (Respondent) alleging upon information and belief as follows:

1. The CRA is authorized under the Michigan Regulation and Taxation of Marihuana Act (MRTMA), MCL 333.27951, *et seq.*, and Executive Reorganization Order No.2019-2, MCL 333.27001, to investigate alleged violations of the MRTMA and the administrative rules promulgated thereunder, take disciplinary action to prevent such violations, and impose fines and other sanctions against applicants and licensees that violate the MRTMA or administrative rules.
2. Section 8(1)(d) of the MRTMA provides that the administrative rules must ensure the health, safety, and security of the public and integrity of the marijuana establishment operations.

FACTUAL ALLEGATIONS AND INTENDED ACTION OF THE CRA

3. Respondent holds an active state license under the MRTMA to operate an adult use class C grower in the state of Michigan.
4. Respondent operated at 4503 Oakman Blvd, Detroit, Michigan, 48204, at all

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times relevant to this complaint.

5. Following an investigation, the CRA determined that Respondent violated the MRTMA and/or administrative rules promulgated thereunder as set forth below:

- a. On April 18, 2024, Respondent transferred 128 eaches of marijuana prepackaged flower, Metrc tag 1A4050300032BB9000000899 [tag number ending -0899], to another licensee, West Coast Meds, LLC. The packages were accepted by West Coast Meds on April 19, 2024.
- b. On April 24, 2024, a CRA Regulation Agent (RA) was conducting an onsite visit at a marijuana retailer, West Coast Meds, LLC, and observed a package of marijuana prepackaged flower, Metrc tag 1A4050300032BB9000000899 [tag number ending -0899], that did not have compliant labeling.
- c. The label had the following deficiencies:
 - i. The cultivator's name was not present on the label.
 - ii. There was no license number listed on the label.
 - iii. The label was missing the required pregnancy warning.
 - iv. The label was missing the following language: "It is illegal to drive a motor vehicle while under the influence of marihuana."
 - v. The Metrc tag on the label was listed as "1A4050300032BB900000899" resulting in the incorrect Metrc tag number when the CRA RA attempted to complete a trace package. There was one missing zero on the label.
- d. On April 29, 2024, the CRA RA contacted, Respondent's manager, J.W. about the noncompliant label. Respondent admitted that it was working to update the label by adding the cultivator's name and license number as well as the pregnancy warning.

Count I

Respondent's actions as described above in paragraphs b, c(i-v), and d, demonstrate a violation of Mich Admin Code R 420.504(1)(a) which states before a marihuana product is sold or transferred to or by a marihuana sales location, the container, bag, or product holding the marihuana product must be sealed and labeled with all of the following information: (a) the name and the state license number of the cultivator or producer, including business or trade name, and package tag as assigned by the statewide monitoring system.

Count II

Respondent's actions as described above in paragraph c(iv) demonstrates a violation of Mich Admin Code R 420.504(1)(j)(i) which states before a marihuana product is sold or transferred to or by a marihuana sales location, the container, bag, or product holding the marihuana product must be sealed and labeled with all of the following information: (j) A warning that includes all the following statements: (i) "It is illegal to drive a motor vehicle while under the influence of marihuana."

Count III

Respondent's actions as described above in paragraph c(iv) demonstrates a violation of Mich Admin Code R 420.504(1)(j)(v) which states before a marihuana product is sold or transferred to or by a marihuana sales location, the container, bag, or product holding the marihuana product must be sealed and labeled with all of the following information: (j) A warning that includes all the following statements: (v) In clearly legible type and surrounded by a continuous heavy line: "WARNING: USE BY PREGNANT OR BREASTFEEDING WOMEN, OR BY WOMEN PLANNING TO BECOME PREGNANT, MAY RESULT IN FETAL INJURY, PRETERM BIRTH, LOW BIRTH WEIGHT, OR DEVELOPMENTAL PROBLEMS FOR THE CHILD."

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THEREFORE, based on the above, the CRA gives notice of its intent to impose fines and/or other sanctions against Respondent's license, which may include the suspension, revocation, restriction, and/or refusal to renew Respondent's license.

Pursuant to Mich Admin Code, R 420.704(2), any party aggrieved by an action of the CRA suspending, revoking, restricting, or refusing to renew a license, or imposing a fine, shall be given a hearing upon request. A request for a hearing must be submitted to the CRA in writing within 21 days after service of this complaint. Notice served by certified mail is considered complete on the business day following the date of the mailing.

Respondent also has the right to request a compliance conference under Mich Admin Code, R 420.704(1). A compliance conference is an informal meeting at which Respondent has the opportunity to discuss the allegations in this complaint and demonstrate compliance under the MRTMA and/or the administrative rules. A compliance conference request must be submitted to the CRA in writing.

Hearing and compliance conference requests must be submitted in writing by one of the following methods:

By Mail: Department of Licensing & Regulatory Affairs
Cannabis Regulatory Agency
P.O. Box 30205
Lansing, Michigan 48909

In Person: Department of Licensing & Regulatory Affairs
Cannabis Regulatory Agency
2407 North Grand River
Lansing, Michigan 48906

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By Email: CRA-LegalHearings@michigan.gov

If Respondent fails to timely respond to this formal complaint, a contested case hearing will be scheduled to resolve this matter.

Questions about this complaint should be directed to the Cannabis Regulatory Agency's legal section at (517) 284-8599 or CRA-LegalHearings@michigan.gov.

Dated: 5/23/24

By: Alyssa A. Grissom Digitally signed by Alyssa A. Grissom
Date: 2024.05.23
14:19:37 -04'00'

Alyssa A. Grissom
Legal Section Manager
Cannabis Regulatory Agency

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