

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

In the Matter of

BioBizz, LLC  
dba Franklin Fields Processing  
License No: AU-P-000268

ENF No: 24-00405

/ CONSENT ORDER AND STIPULATION

CONSENT ORDER

On June 11, 2024, the Cannabis Regulatory Agency (CRA) issued a formal complaint against the adult-use marijuana processor establishment license (AU-P-000268) of BioBizz, LLC dba Franklin Fields Processing (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 420.208(6)(b)(i), R 420.208(6)(b)(iii), R 420.208(6)(b)(iv), R 420.802(3)(b), R 420.802(3)(f)(ii), R 420.802(3)(f)(v), & R 420.803(1).

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 the allegations contained in the formal complaint are true and that Respondent violated Mich Admin Code, Mich Admin Code, R 420.208(6)(b)(i), R 420.208(6)(b)(iii), R 420.208(6)(b)(iv), R 420.802(3)(b), R 420.802(3)(f)(ii), R 420.802(3)(f)(v), & R 420.803(1).

Accordingly, for these violations, IT IS ORDERED:

1. Respondent must pay a fine in the amount of five thousand and 00/100 dollars (\$5,000.00). This fine shall be paid within 30 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

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Licensees bulletin section at [www.michigan.gov/cra](http://www.michigan.gov/cra). Check or money orders shall be made payable to the State of Michigan with enforcement number "24-00405" and license number "AU-P-000268" 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](mailto: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.

**CONTINUED ONTO NEXT PAGE**

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: 1/7/2025

By: Brian Hanna  
Digitally signed by: Brian Hanna  
DN: CN = Brian Hanna email =  
bhanna@michigan.gov C = US O = CRA OU = CRA  
Date: 2025.01.07 11:42:47 -05'00'

Brian Hanna, Executive Director  
or his designee  
Cannabis Regulatory Agency

**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 documentation that the equipment in question was installed in 2021 and 2022.
  - b. Respondent stated that the unreported equipment in question operated in the same capacity in terms of temperature, output, and function, as the old equipment it replaced.
  - c. Respondent submitted the necessary reporting forms within 24 hours of the inspection.

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- d. Respondent has received CRA and BFS approval for the equipment.
  - e. Respondent provided Standard Operating Procedures (SOPs) regarding reporting material changes to the CRA and BFS.
  - f. Respondent was cooperative and wishes to resolve the allegations without the need for and expense of an administrative hearing.
  - g. Respondent has been licensed as an adult use processor 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 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:

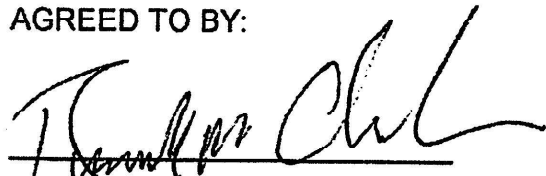
Alyssa A.  
Grissom

Digitally signed by Alyssa A. Grissom  
Date: 2025.01.06 14:22:03 -05'00'

Sara Hernandez, CSD Director  
or her designee  
Cannabis Regulatory Agency

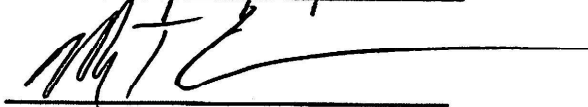
Dated: 1/6/2025

AGREED TO BY:



Russel Chambers, Authorized Officer  
on behalf of Respondent  
BioBizz, LLC

Dated: 12/30/24



Mark Koerner P66864  
Attorney for Respondent

Dated: 1/03/2025

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DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
CANNABIS REGULATORY AGENCY

In the Matter of

BioBizz, LLC  
dba Franklin Fields Processing  
License No: AU-P-000268

ENF No: 24-00405

FORMAL COMPLAINT

The Cannabis Regulatory Agency (CRA) files this formal complaint against BioBizz, LLC dba Franklin Fields Processing (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 processor establishment in the state of Michigan.
4. Respondent operated at 3535 Capital City Boulevard, Lansing, Michigan 48906,

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at all 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 March 19, 2024, a Bureau of Fire Services (BFS) inspector conducted a fire safety inspection at Respondent's establishment.
- b. The BFS inspector observed short path distillation and solventless extraction equipment that Respondent failed to have inspected or approved by BFS or the CRA prior to use.
- c. On April 25, 2024, a CRA Regulation Agent (RA) visited Respondent's establishment and met with Respondent's Director of Quality and Processing, S.H., and Respondent's Director of Compliance and Inventory, H.S.
- d. S.H. admitted to the CRA RA that Respondent failed to submit a reporting form for use of the solventless extraction equipment.
- e. On April 29, 2024, S.H. emailed the CRA RA that Respondent's spinning band distillation equipment was replaced by the short path distillation equipment in November 2022. S.H. stated that Respondent also failed to submit a reporting form for use of the short path distillation equipment to the CRA.
- f. The CRA RA observed in the CRA's Information Database (Accela) that Respondent submitted a reporting form for use of the solventless extraction and short path distillation equipment after the fire safety inspection on March 20, 2024.
- g. On May 3, 2024, BFS conducted a fire safety inspection at Respondent's establishment and granted Respondent full fire safety approval.

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### **Count I**

Respondent's actions as described above in paragraph b demonstrate a violation of Mich Admin Code, R 420.208(6)(b)(i), which states in addition to meeting all the requirements in subrules (1) to (5) of this rule, cultivators, producers, marijuana microbusinesses, class A marijuana microbusinesses, and designated consumption establishments shall also comply with all of the following: (b) have a fire safety inspection conducted, in addition to any inspections required under the acts and these rules, if any of the following occur: (i) modifications to the grow areas, rooms and storage, extraction equipment and process rooms, or marijuana-infused product processing equipment within a marijuana business.

### **Count II**

Respondent's actions as described above in paragraph b demonstrate a violation of Mich Admin Code, R 420.208(6)(b)(iii), which states in addition to meeting all the requirements in subrules (1) to (5) of this rule, cultivators, producers, marijuana microbusinesses, class A marijuana microbusinesses, and designated consumption establishments shall also comply with all of the following: (b) have a fire safety inspection conducted, in addition to any inspections required under the acts and these rules, if any of the following occur: (iii) material changes to a new or existing cultivator, producer, marijuana microbusiness, class A marijuana microbusiness, or designated consumption establishment including changes made prelicensure and post-licensure.

### **Count III**

Respondent's actions as described above in paragraph b demonstrate a violation of Mich Admin Code, R 420.208(6)(b)(iv), which states in addition to meeting all the requirements in subrules (1) to (5) of this rule, cultivators, producers, marijuana microbusinesses, class A marijuana microbusinesses, and designated consumption establishments shall also comply with all of the following: (b) have a

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fire safety inspection conducted, in addition to any inspections required under the acts and these rules, if any of the following occur: (iv) changes in extraction methods and processing or grow areas and building structures.

#### **Count IV**

Respondent's actions as described above in paragraph b demonstrate a violation of Mich Admin Code, R 420.802(3)(b), which states licensees shall report to the agency any proposed material changes to the marijuana business before making a material change. A proposed material change is any action that would result in alterations or changes being made to the marijuana business to effectuate the desired outcome of a material change. Material changes, include, but are not limited to, the following: (b) change of processing machinery or equipment.

#### **Count V**

Respondent's actions as described above in paragraphs b, d, and e demonstrate a violation of Mich Admin Code, R 420.802(3)(f)(ii), which states licensees shall report to the agency any proposed material changes to the marijuana business before making a material change. A proposed material change is any action that would result in alterations or changes being made to the marijuana business to effectuate the desired outcome of a material change. Material changes, include, but are not limited to, the following: (f) any change or modification to the marijuana business before or after licensure that was not preinspected, inspected, or part of the marijuana business location plan or final inspection, including, but not limited to, all of the following: (ii) additions or reductions in equipment or processes.

#### **Count VI**

Respondent's actions as described above in paragraphs b, d, and e demonstrate a violation of Mich Admin Code, R 420.802(3)(f)(v), which states licensees shall report to the agency any proposed material changes to the marijuana business before making a material change. A proposed material change is any action that

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would result in alterations or changes being made to the marihuana business to effectuate the desired outcome of a material change. Material changes, include, but are not limited to, the following: (f) any change or modification to the marihuana business before or after licensure that was not preinspected, inspected, or part of the marihuana business location plan or final inspection, including, but not limited to, all of the following: (v) changes that impact security, fire safety, and building safety.

### **Count VII**

Respondent's actions as described above in paragraphs b, d, and e demonstrate a violation of Mich Admin Code, R 420.803(1), which states, in part, any material change or modification to the marihuana business must be approved by the agency before the change or modification is made.

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.

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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

By Email: [CRA-LegalHearings@michigan.gov](mailto: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](mailto:CRA-LegalHearings@michigan.gov).

Dated: 6/11/24

By: Alyssa A. Grissom  
Digitally signed by Alyssa A. Grissom  
Date: 2024.06.11 11:10:26 -04'00'

Alyssa A. Grissom  
Legal Section Manager  
Cannabis Regulatory Agency

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