

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS¹
MARIJUANA REGULATORY AGENCY

In the Matter of

ENF No. 19-00007

3843 Euclid, LLC, dba Dispo
License No. PC-000134

/ CONSENT ORDER AND STIPULATION

CONSENT ORDER

On October 9, 2019, the Marijuana Regulatory Agency (MRA) issued a citation against the medical marijuana provisioning center facility license (no. PC-000134) of 3843 Euclid, LLC, dba Dispo (“Respondent”) under the Medical Marijuana Facilities Licensing Act (MMFLA), MCL 333.27101 *et seq.*, and rules promulgated thereunder. The citation alleged Respondent violated Mich Admin Code, R 333.235(10), (11), and (12).

The executive director reviewed the stipulation contained in this document and agrees the public interest is best served by resolution of the citation. Therefore, the executive director finds that the allegations contained in the citation are true and that Respondent violated Mich Admin Code, R 333.235(10) and (12).

¹ Executive Reorganization Order 2019-2 created the Marijuana Regulatory Agency (MRA) as a Type I agency within the Department of Licensing and Regulatory Affairs (LARA). MCL 333.27001(1)(a), (d). The MRA exercises its statutory powers, duties, and functions independent of LARA’s direction. MCL 16.103.

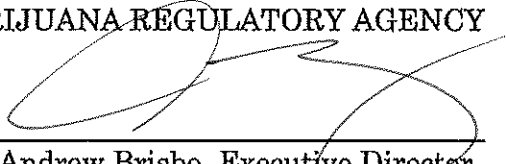
Accordingly, for these violations, IT IS ORDERED:

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 or money order made payable to the State of Michigan with enforcement number "19-00007" clearly displayed on the check or money order. Respondent shall mail the fine to Department of Licensing and Regulatory Affairs, Marijuana Regulatory Agency, P.O. Box. 30205, Lansing, Michigan 48909, or Respondent may pay online through the Accela Citizen Access Portal (<https://aca3.accela.com/MIMM>).
2. If Respondent fails to timely pay the fine, Respondent's license shall be suspended until payment is received.
3. The paragraph of the citation alleging a violation of Mich Admin Code, R 333.235(11), is DISMISSED.
4. Unless otherwise specified in this order, Respondent shall direct any communications to the MRA that are required by the terms of this order to MRA-LegalHearings@michigan.gov.
5. Respondent shall be responsible for all costs and expenses incurred in complying with the terms and conditions of this consent order.
6. If Respondent violates any term or condition set forth in this order, Respondent will be subject to fines and/or other sanctions under section 407(1) of the MMFLA, MCL 333.27407(1), and Mich Admin Code, R 333.219.

This order shall be effective on the date signed by the MRA's executive director or his designee, as set forth below.

Signed on: 12/19/2019

MARIJUANA REGULATORY AGENCY

By: 
Andrew Brisbo, Executive Director
Marijuana Regulatory Agency

STIPULATION

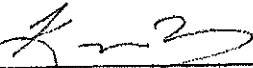
The parties stipulate to the following:

1. The facts alleged in the citation are true and constitute a violation of the rules promulgated under the MMFLA.
2. Respondent understands and intends that by signing this stipulation, Respondent is waiving the right under the MMFLA, rules promulgated thereunder, and the Administrative Procedures Act of 1969, MCL 24.201 *et seq.*, to require the MRA to prove the charges set forth in the citation by presentation of evidence and legal authority, and to present a defense to the charges.
3. The parties considered the following in reaching this agreement:
 - a. On or about August 2, 2019, an MRA regulation agent asked Respondent to provide video surveillance footage for the month of July 2019. It was discovered that several days of footage from July 1 through July 15 were either missing or corrupted.
 - b. Respondent states that upon learning of the issue, it promptly contacted a professional security service, which concluded that any failure to the backup storage was caused by a mechanical failure in the network video recorder and "was not a customer originated disruption." Respondent immediately replaced the faulty equipment with a new system that is equipped with failure notification and that records for a minimum of 33 days.
 - c. Respondent was cooperative and wishes to resolve the allegations without the need for and expense of an administrative hearing.
4. The MRA's enforcement division director or her designee must approve this proposed agreement before it is forwarded to the MRA'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 MRA's enforcement division 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:

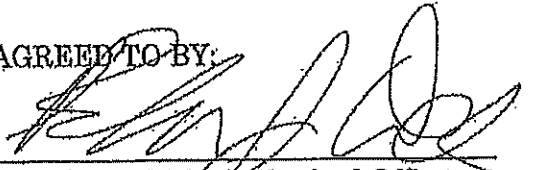


Kavita Kale
Enforcement Division Director
Marijuana Regulatory Agency
Dated: 12/18/19

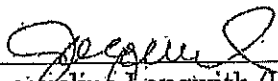


Erika N. Marzorati (P78100)
Risa Hunt-Scully (P58239)
Assistant Attorneys General
Attorney for Complainant
Dated: 12-18-19

AGREED TO BY:



Brandon Dabish, Authorized Officer
On behalf of Respondent
3843 Euclid, LLC, dba Dispo
Dated: Dec 18, 2019



Jacqueline Langwith (P79600)
Attorney for Respondent
Dated: 12-18-19

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