

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

In the Matter of

**FUTURE TRUST TRANSPORT LLC
License No. AU-ST-000117**

ENF No. 22-00222

_____/ CONSENT ORDER AND STIPULATION

CONSENT ORDER

On April 25, 2022, the Cannabis Regulatory Agency (CRA) issued a formal complaint against the adult-use marijuana secure transporter license (no. AU-ST-000117) of Future Trust Transport LLC (Respondent) under the Michigan Regulation and Taxation of Marihuana Act (MRTMA), MCL 333.27951 *et seq.*, and administrative rules promulgated thereunder. The complaint alleged Respondent violated Mich Admin Code, R 420.20.

The executive director or designee reviewed the stipulation contained in this document and agrees the public interest is best served by resolution of the complaint. Therefore, the executive director or designee finds that the allegations contained in the complaint are true and that Respondent violated Mich Admin Code, R 420.20.

Accordingly, for this violation, IT IS ORDERED:

1. Respondent must pay a fine in the amount of seven thousand and five hundred and 00/100 dollars (\$7,500.00). This fine shall be paid within 90 days of the effective date of this order by check, money order, or online through Accela Citizen Access (ACA). CRA guidance on how to make compliance payments online is available under “Tips for Licensees” at www.michigan.gov/cra/bulletins. Checks or money orders shall be made payable to the State of Michigan with “ENF No. 22-00222” and “License No. AU-ST-000117” clearly displayed on the check or money order and mailed to: Department of Licensing and Regulatory Affairs, Cannabis Regulatory Agency, P.O. 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 may be subject to additional fines and/or other sanctions.

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

CANNABIS REGULATORY AGENCY

Signed on: 11/6/23

By: **Brian Hanna**
Executive Director Brian Hanna
or Designee
Cannabis Regulatory Agency

Digitally signed by: Brian Hanna
DN: CN = Brian Hanna email = hannab@michigan.
gov C = US O = CRA OU = CRA
Date: 2023.11.06 13:29:27 -05'00'

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 charges set forth in the complaint 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) This consent order and stipulation is part of a comprehensive resolution of the CRA's formal complaints against Future Trust Transport LLC's adult-use marijuana secure transporter and medical marijuana secure transporter licenses under ENF Nos. 22-00165 and 22-00222.
 - b) Respondent submitted the annual financial statement at issue for license AU-ST-000117 on February 10, 2022—41 days after the deadline. Moreover, the annual financial statement at issue was filed before the CRA issued the formal complaint in this matter.
 - c) Respondent presented documentation showing that it engaged an accounting firm on September 12, 2021, 110 days prior to its deadline, to assist with filing the annual financial statement at issue.
 - d) Respondent states that it has learned from this situation and completed a thorough review of the applicable statutes and administrative rules in order to avoid future recurrences. Respondent also presented a revised internal auditing process intended to mitigate the risk of future late annual financial statement filings.

- e) Respondent was cooperative and wishes to resolve the allegations without the need for and expense of an administrative hearing.

4. The CRA's operations director or designee must approve this proposed agreement before it is forwarded to the CRA's executive director or 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 operations director, executive director, or 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:

Desmond Mitchell

Digitally signed by Desmond Mitchell
Date: 2023.11.02 14:25:34 -04'00'

Desmond Mitchell
Operations Director
Cannabis Regulatory Agency

Dated: 11/2/23

/s/ Adam M. Leyton

Adam M. Leyton (P80646)
Assistant Attorney General
Attorney for Cannabis Regulatory Agency
Dated: 11/02/2023

AGREED TO BY:

Barbara Hall

Barbara Hall
Authorized Representative
On behalf of Respondent
Future Trust Transport LLC
Dated: 10/27/2023

John A.
Janiszewski

Digitally signed by: John A. Janiszewski
DN: CN = John A. Janiszewski email = janiszewski@dykema.com C = US O = Dykema Gossett PLLC
Date: 2023.10.27 19:54:40 -04'00'

John A. Janiszewski (P74400)
Attorney for Respondent

Dated: 10/27/2023

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

In the Matter of

Future Trust Transport LLC
License No.: AU-ST-000117

ENF No. 22-00222

_____/

FORMAL COMPLAINT

The Cannabis Regulatory Agency (“Complainant”) files this formal complaint against Future Trust Transport LLC (“Respondent”) alleging upon information and belief as follows:

1. The Cannabis Regulatory Agency (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. Respondent, under Mich Admin Code, R 420.20, is required to transmit to the CRA a financial statement of the licensee’s total operations by 30 days after the end of each state fiscal year.

3. Respondent’s annual financial statement for fiscal year 2021 was due on or before December 31, 2021.

CANNABIS REGULATORY AGENCY
The MRA became the Cannabis Regulatory Agency (CRA) on April 13, 2022.
2407 NORTH GRAND RIVER • P.O. BOX 30205 • LANSING, MICHIGAN 48909
www.michigan.gov/CRA

LARA is an equal opportunity employer/program

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. The MRA became the Cannabis Regulatory Agency (CRA) on April 13, 2022.

1. Respondent filed its annual financial statement for FY 2021 on February 10, 2022, 41 days after the above-referenced deadline.

2. Respondent's failure to timely file the required Annual Financial Statement is in violation of Mich Admin Code, R 420.20.

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.

A licensee 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. See Mich Admin Code, R 420.704(3) and R 420.808(2)(b). A request for a hearing must be submitted to the CRA in writing within 21 days after service of this complaint. Mich Admin Code, R 420.704(2) and R 420.808(3). Notice served by certified mail is considered complete on the business day following the date of the mailing.

Respondent may also be given an opportunity to meet with the CRA to negotiate a settlement or demonstrate compliance with the MRTMA and administrative rules prior to a contested case hearing. Mich Admin Code, R 420.704(1) and R 420.808(2)(a). A request for a compliance conference request must be submitted to the CRA in writing within 21 days after service of this complaint. Mich Admin Code, R 420.808(3).

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

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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

If Respondent fails to timely respond to this formal complaint, a contested case hearing will be scheduled to resolve this matter. Mich Admin Code, R 420.808(3).

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

Dated:

4/25/2022

CANNABIS REGULATORY AGENCY

By:

Alyssa A. Grissom	Digitally signed by Alyssa A. Grissom Date: 2022.04.25 16:25:22 -04'00'
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Alyssa A. Grissom
Legal Section Manager
Enforcement Division
Cannabis Regulatory Agency

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