



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

MEDICAL MARIHUANA LICENSING BOARD

JANUARY 16, 2019 MEETING

UNAPPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Medical Marihuana Licensing Board met on January 16, 2019, at the Williams Building, 1st Floor Auditorium, 525 West Ottawa Street Lansing, MI 48933.

CALL TO ORDER

Johnson, Chairperson, called the meeting to order at 9:30 a.m.

ROLL CALL

Members Present: Rick Johnson, Chairperson
Vivian Pickard
Nichole Cover
Donald Bailey

Members Not Present: David LaMontaine

Staff Present: Andrew Brisbo, State Bureau Administrator
Erika Marzorati, Assistant Attorney General
Bridget Smith, Assistant Attorney General
Kelly Kronner, Departmental Analyst
Kris Jordan, State Administrative Manager
Brian Hanna, State Administrative Manager

PUBLIC COMMENT REMINDER

Johnson reviewed intent of public comment and reminded the audience that comments should not address items that are currently pending before the board or may be before the board at a future meeting.

APPROVAL OF AGENDA

MOTION by Cover, seconded by Bailey, to approve the agenda, as presented. Roll call

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vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

APPROVAL OF THE MINUTES

Motion by Cover, seconded by Pickard, to approve December 21, 2018 minutes, as presented. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

OLD BUSINESS

A. Pre-Qualification Application

1. Applicant: Olive Biosciences, Inc. File No: ERGA-18-000620
Reconsideration of prequalification status for a pending application granted on December 21, 2018.
 - a. Motion by Johnson, seconded by Bailey, to rescind the action taken on Olive Biosciences, Inc.'s prequalification application on December 21, 2018. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

- b. Discussion
- c. Motion by Cover, seconded by Bailey, to deny Olive Biosciences, Inc.'s, application because the applicant is not qualified to receive a license under MMFLA sections 402(3)(a) (the integrity, moral character, and reputation of the applicant and the personal and business probity of the applicant), and 402(2)(h) (the applicant is not in compliance with municipality ordinance requirements under section 205(1)) as evidenced by new information provided to the board, municipal authorization, and ability to operate under the current rules. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

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MOTION PREVAILED

NEW BUSINESS

A. Board Resolution

1. Johnson read the Medical Marihuana Licensing Board Resolution on Marijuana Product Access for Patients.
 - a. Motion by Johnson, seconded by Pickard, to adopt the Resolution.
 - b. Discussion
 - c. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

B. Pre-Qualification Applications

1. Applicant: Old Dune Farm, LLC, File No: ERGA-18-000288
 - a. Motion by Cover, seconded by Pickard, that Old Dune Farm, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

2. Applicant: Windsor Township OG, LLC, File No: ERGA-18-000339
 - a. Motion by Cover, seconded by Pickard, that Windsor Township OG, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

3. Applicant: HKM Group, LLC, File No: ERGA-18-000365

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- a. Motion by Pickard, seconded by Cover, that HKM Group, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

4. Applicant: Petia Investments, LLC, File No: ERGA-18-000493

- a. Motion by Cover, seconded by Pickard, that Petia Investments, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

5. Applicant: AFG Kush, LLC, File No: ERGA-18-000529

- a. Motion by Cover, seconded by Pickard, to deny AFG Kush, LLC's, application because the applicant is not qualified to receive a license under MMFLA sections 402(3)(a) (financial ability and experience to operate or maintain a marihuana facility and responsibility or means to operate or maintain a marihuana facility) and 402(3)(c) (the sources and total amount of the applicant's capitalization to operate and maintain the proposed marihuana facility) as evidenced by, the sources of capital provided do not establish a reliable means for the operation of a facility under the act and the applicant failed to provide adequate records to support financial account transactions.
- b. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

6. Applicant: LIV Wellness Center, LLC, File No: ERGA-18-000594

- a. Motion by Cover, seconded by Pickard, that LIV Wellness Center, LLC, has prequalification status for a pending

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application. Roll call vote: In Favor – Pickard, Cover, Johnson, Opposed – Bailey.

MOTION PREVAILED

7. Applicant: Premier Specialized Logistics, LLC, File No: ERGA-18-000610

- a. Motion by Pickard, seconded by Cover, that Premier Specialized Logistics, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

8. Applicant: Midwest Innovative Surgical, Inc. File No: ERGA 18-000621

- a. Motion by Cover, seconded by Pickard, that Midwest Innovative Surgical, Inc., has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

9. Applicant: Green Stem, LLC, File No: ERGA 18-000649

- a. Motion by Pickard, seconded by Bailey, that Green Stem, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

10. Applicant: The Pure Lapeer, LLC, File No: ERGA-18-000677

- a. Motion by Cover, seconded by Bailey, that The Pure Lapeer, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

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11. Applicant: Alternative Rx, LLC, File No: ERGA-18-000678

- a. Motion by Cover, seconded by Johnson, that Alternative Rx, LLC, has prequalification status for a pending application.
- b. Discussion
- c. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

12. Applicant: A & H Partners, LLC, File No: ERGA-18-000696

- a. Motion by Cover, seconded by Pickard, that A & H Partners, LLC, has prequalification status for a pending application.
- b. Discussion
- c. Roll call vote: In Favor – None, Opposed – Pickard, Cover, Bailey, Johnson.

MOTION FAILED

- d. Motion by Bailey, seconded by Cover, to deny A & H Partners, LLC's, application because the applicant is not qualified to receive a license under MMFLA section 402(3)(a) (the integrity, moral character, and reputation of a person who is directly or indirectly controlled by the applicant or who directly or indirectly controls the applicant and the personal and business probity of the applicant) as evidenced by failure to disclose criminal history. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

13. Applicant: Pure Roots, LLC, File No: ERGA-18-000805

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- a. Motion by Pickard, seconded by Cover, that Pure Roots, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

14. Applicant: 116 Bridge Street, LLC, File No: ERGA-18-000808

- a. Motion by Pickard, seconded by Johnson, that 116 Bridge Street, LLC, has prequalification status for a pending application.
- b. Discussion
- c. Roll call vote: In Favor – Pickard, Cover, Johnson, Opposed – Bailey.

MOTION PREVAILED

15. Applicant: Security Management and Logistics, LLC, File No: ERGA-18-000823

- a. Motion by Pickard, seconded by Cover, that Security Management and Logistics, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

16. Applicant: Epic Gardens, LLC, File No: ERGA-18-000830

- a. Motion by Pickard, seconded by Bailey, that Epic Gardens, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

17. Applicant: GLEMI, Inc. File No: ERGA-18-000844

- a. Discussion

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- b. Motion by Pickard, seconded by Johnson, that GLEMI, Inc., has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Johnson, Opposed – Bailey.

MOTION PREVAILED

18. Applicant: Willard Street, LLC, File No: ERGA-18-000851

- a. Motion by Bailey, seconded by Cover, that Willard Street, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

19. Applicant: 989 Ventures, LLC, File No: ERGA-18-000854

- a. Motion by Pickard, seconded by Johnson, that 989 Ventures, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

20. Applicant: Western Wellness, LLC, File No: ERGA-18-000943

- a. Motion by Cover, seconded by Pickard, that Western Wellness, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

21. Applicant: Burdick Investment Group, Inc. File No: ERGA-18-000948

- a. Motion by Pickard, seconded by Johnson, that Burdick Investment Group, Inc., has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

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MOTION PREVAILED

22. Applicant: Gold Culture Company, LLC, File No: ERGA-18-000966

- a. Motion by Pickard, seconded by Cover, that Gold Culture Company, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

23. Applicant: Oak Flint, LLC, File No: ERGA-18-000977

- a. Motion by Pickard, seconded by Johnson, that Oak Flint, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

24. Applicant: 3967 Euclid, LLC, File No: ERGA-18-001195

- a. Motion by Pickard, seconded by Cover, that 3967 Euclid, LLC, has prequalification status for a pending application.
- b. Discussion
- c. Roll call vote: In Favor – Pickard, Cover, Johnson, Opposed – Bailey.

MOTION PREVAILED

25. Applicant: Weinberg Family Enterprises, LLC, File No: ERGA-18-001209

- a. Motion by Johnson, seconded by Cover, that Weinberg Family Enterprises, LLC, has prequalification status for a pending application. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

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C. State Operating License Applications

1. Applicant: Pure Green, LLC, File No: ERGA-18-000090
Licenses(s): Grower Class C, File No: GRA-C-18-000204
Prequalification status for a pending application granted on April 19, 2018.
 - a. Motion by Cover, seconded by Pickard, to grant Pure Green, LLC's, application for a Grower Class C license. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

2. Applicant: Exclusive Brands, LLC, File No: ERGA-18-000176
Licenses(s): Grower Class C, File No: GRA-C-18-000198
Prequalification status for a pending application granted on May 31, 2018.
 - a. Motion by Cover, seconded by Pickard, to grant Exclusive Brands, LLC's, application for a Grower Class C license. Roll call vote: In Favor – Pickard, Cover, Bailey, Opposed – Johnson.

MOTION PREVAILED

3. Applicant: Morenci Brothers Holding Group, LLC, File No: ERGA-18-000192
Licenses(s): Provisioning Center, File No: PCA-18-000019
Prequalification status for a pending application granted October 29, 2018.
 - a. Motion by Pickard, seconded by Cover, to grant Morenci Brothers Holding Group, LLC's, application for a Provisioning Center license. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

4. Applicant: Caldwell 5540, LLC, File No: ERGA-18-000214

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Licenses(s): Provisioning Center, File No: PCA-18-000192

- a. Motion by Bailey, seconded by Johnson, to deny Caldwell 5540, LLC's, application because the applicant is not qualified to receive a license under MMFLA sections 402(3)(a) (the integrity, moral character, and reputation of the applicant and the personal and business probity of the applicant) as evidenced by delinquencies found in the Rehmann Report.
- b. Discussion
- c. Roll call vote: In Favor – Cover, Bailey, Johnson, Opposed – Pickard.

MOTION PREVAILED

5. Applicant: Wayne PRV, Inc. File No: ERGA-18-000321
Licenses(s): Provisioning Center, File No: PCA-18-000068

- a. Motion by Pickard, seconded by Cover, to grant Wayne PRV, Inc.'s, application for a Provisioning Center license.
- b. Discussion
- c. Roll call vote: In Favor – Pickard, Cover, Johnson, Opposed – Bailey.

MOTION PREVAILED

6. Applicant: SJS II, LLC, File No: ERGA-18-000434
Licenses(s): Grower Class B, File No: GRA-B-18-000003
Prequalification status for a pending application granted October 18, 2018.

- a. Motion by Cover, seconded by Pickard, to grant SJS II, LLC's, application for a Grower Class B license. Roll call vote: In Favor – Pickard, Cover, Johnson, Opposed – Bailey.

MOTION PREVAILED

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7. Applicant: First Dort Enterprises, LLC, File No: ERGA-18-000519
Licenses(s): Provisioning Center, File No: PCA-18-000047
 - a. Motion by Cover, seconded by Pickard, to deny First Dort Enterprises, LLC's, application because the applicant is not qualified to receive a license under MMFLA sections 402(3)(a) (the applicant's integrity, moral character, and reputation, and the personal and business probity to operate or maintain a marijuana facility) and 402(3)(f) (the applicant has been served with a complaint, or other notice filed with any public body regarding payment of any tax required under federal, state, or local law that has been delinquent for 1 or more years) as evidenced by, the sole owner of Michigan Grow, LLC, applicant BH provides access to a physician which provides physician certifications under the MMA. Applicant BH shares in the medical fees paid for those certifications which is not authorized by the Public Health Code or the Michigan Limited Liability Company Act, and there is a pattern or history of failure to satisfy business and/or tax obligations when due. Roll call vote: In Favor – Pickard, Cover, Bailey, Johnson, Opposed – None.

MOTION PREVAILED

DEPARTMENT REPORT

- A. Brisbo thanked the Board on behalf of the department for adopting the Resolution on Marijuana Product Access for Patients. Brisbo encourages any temporary operating facilities to use the patient waiver forms. Brisbo then gave the board a statistical update on the current volume of applications received, approved, and denied to date. He explained the recent advisory bulletins that have been issued by the department. These advisory bulletins include notification of theft, lost, or criminal activity and a summary of recent changes to marijuana laws.

PUBLIC COMMENT

Wes Lutz – Thanked the board for allowing provisioning centers to obtain product from caregivers but encouraged the board to limit that allowance to only licensed provisioning centers.

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Paul Line – Suggested that there be a separation between recreational and medical facilities.

ADJOURNMENT

MOTION by Cover, seconded by Bailey, to adjourn the meeting at 10:52 a.m.
A voice vote followed.

MOTION PREVAILED

Next Meeting: February 21, 2019 at 9:30 a.m. at the Williams Building 1st Floor Auditorium

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