



JANET T. MILLS
GOVERNOR

STATE OF MAINE
OFFICE OF CANNABIS POLICY
162 STATE HOUSE STATION
19 UNION STREET
FIRST FLOOR
AUGUSTA, MAINE 04333-0162

ADMINISTRATIVE & FINANCIAL SERVICES

KIRSTEN LC FIGUEROA
COMMISSIONER

OFFICE OF CANNABIS POLICY

JOHN HUDAK
DIRECTOR

October 1, 2025

Mr. Joseph Tran
429 Warren Ave. Unit 7
Portland, Maine 04103-1294



Re: Notice of Administrative Action including Monetary Penalty

Joseph Tran CGR32410
OCP Incident Number- 2025-MCP-1311

Dear Mr. Tran,

This Notice of Administrative Action is issued pursuant to the *Maine Administrative Procedures Act* (Maine APA), Title 5, Ch. 375, sub ch. 4, to **Joseph Tran CGR32410**, Medical Use Cannabis Program (MUCP) for violations of the *Maine Medical Use of Cannabis Act* (MMUCA), Title 22 M.R.S., Chapter 558-C, and the *Maine Medical Use of Marijuana Program Rule* (the Rule), 18-691, Ch. 2, as described below. In response to these violations, the Department of Administrative and Financial Services, acting through its Office of Cannabis Policy (OCP), (collectively, “The Department”) is taking the administrative actions detailed in this notice.

The licensee named herein is subject to the administrative actions pursuant to MMUCA as described in Part II and III below that may be timely appealed in accordance with the Maine APA in accordance with Part IV of this Notice. Failure to timely appeal will result in the imposition of the administrative actions described herein.

I. Summary of MUCP Investigation of License

1. On 8/29/2025, CI Scott Corbett received information that Portland Code Enforcement Officer Chris Beaumont had details relating to you, Joseph Tran CGR32410, who was registered with OCP as a caregiver cultivating at 429 Warren Avenue, Unit 7 in Portland.
2. Code Enforcement Officer Beaumont told CI Corbett that he had been to the location of your cultivation for a city inspection. During the inspection, CEO Beaumont noted that there were rooms with lights on and a calendar from as far back as “April” with notifications of “day 7 wk2 #3” leading one to believe that there was cultivation occurring at the location. CI Corbett asked CEO Beaumont if he saw any cannabis plants growing or if he could smell cannabis. CEO Beaumont advised he did not see any cannabis in the rooms but also did not look.
3. CEO Beaumont called back later and advised he went back to the 429 Warren Ave., Unit 7 and advised that he had found cannabis in the rooms and in bins located at 429 Warren

Avenue. He sent CI Corbett photos of the calendar entries as well as the rooms with full mature cannabis plants. CI Corbett had learned since the earlier call with CEO Beaumont that you had just that day, 8/29/2025, been issued an active caregiver license. You had not had an active caregiver license since 8/14/2025 when your caregiver card had expired and went into failed to renew status.

4. CI Corbett had been aware that your caregiver registration expired on 8/14/2025 because he had received an email from the OCP licensing office on August 18, 2025, advising due to your recently expired caregiver registration and the fact that you had an active Adult Use retail store at the same location, Black Bear Buds AMS839, you would need to change the Plan of Record to indicate that it was no longer collocated with your caregiver cultivation. CEO Beaumont advised that you had never been given local authority through the City of Portland to cultivate at the Warren Ave location as a caregiver.
5. On 9/2/2025, CI Corbett and CI Chris Giesecke went to your cultivation location and measured your mature canopy. It was determined the total square footage of Room 1 and Room 2 of mature plants was calculated to be 583.42 square feet. Your license allows for 500 square footages of mature plants and 1000 square feet on immature plants. By the measurements CI Corbett had collected, you were approximately 83.42 square feet over you allotted canopy. This was calculated as being 16.6% over canopy and is a violation of; **Plant Canopy - exceeding canopy or plant count less than 150% 22 MRS §2430-I(C)(2).**
6. On September 3, 2025, you agreed to cut down and destroy 20 plants to bring your mature canopy to under 500 square feet.

II. Summary conclusions of facts and violations:

The Department finds, based upon its investigation and interviews:

1. You, Joseph Tran, cultivated cannabis plants exceeding your authorized canopy of 500 square feet mature plants at the inspection on 9/2/2025. You were 83.42 square feet of canopy over or 16% over your allotted amount. This is a violation of:

Title 22 M.R.S., Chapter 558-C § 2430-I (1-A) (C)(7) *"Minor registration violation" means a negligent violation. "Minor registration violation" is limited to: Cultivating more cannabis plants than the registrant is authorized to cultivate under this chapter, but less than 150% of the total number of cannabis plants or plant canopy authorized.*

2. You, Joseph Tran, failed to receive local authority through the City of Portland to cultivate at 429 Warren Ave., Portland, this is a violation of 22 MRS § 2430-I (1-A) (C) (4) Failing to obtain or maintain any required licenses, permits or certificates from another state agency or a municipality, as applicable, for the conduct of activities authorized by this chapter;
3. You, Joseph Tran, failed to renew your caregiver license through licensing as required by The Rule, § 9(I) *"A completed...Caregiver....Application with all required documentation and the renewal fee must be submitted to the Department at least 30 calendar days before the registry identification card expiration date."*
4. You, Joseph Tran, continued to cultivate from 8/14/2025 until your license was activated on 8/29/2025, with no credentials to do so. Caregiver / Expired

registration 22 MRS §2425-A (2); Illegal or unauthorized conduct related to the cultivation, processing, acquisition, dispensing, delivering or transfer of cannabis. The Rule § 10(I)(4).

III. Summary of administrative actions taken by the Department:

Considering the violations summarized above and in order to ensure compliance with Maine Medical Use of Cannabis Program, 22 M.R.S., Chapter 558-C the Department is taking the following administrative actions to ensure Joseph Tran CGR32410 stays in compliance with program requirements:

1. In response to Joseph Tran cultivating mature plants exceeding authorized canopy limit:
 - a. OCP imposes the following fine against Joseph Tran CGR32410: **\$200 for a minor violation in accordance with § 2430-I (3) (A)(1) of the Maine Use of Cannabis Act**, to be remitted to the Department no later than 120 days from the date of this notice.
2. In response to the violation of 22 MRS § 2430-I (1-A) (C) (4) Failing to obtain or maintain any required licenses, permits or certificates from another state agency or a municipality, as applicable, for the conduct of activities authorized by this chapter:
 - a. OCP imposes the following fine against Joseph Tran CGR32410: **\$200 for a minor violation in accordance with § 2430-I (3) (A)(1) of the Maine Use of Cannabis Act**, to be remitted to the Department no later than 120 days from the date of this notice.
3. In response to Joseph Tran, failed to renew your caregiver license through licensing as required by The Rule, § 9(I).
 - a. OCP has issued technical assistance.
4. In response to Joseph Tran, continuing to cultivate from 8/14/2025 until his license was activated on 8/29/2025, with no credentials to do so.
 - a. OCP has issued technical assistance.

IV. Summary of administrative appeal rights:

The Department issues this Notice of Administrative Action in accordance with its authority pursuant to 22 M.R.S., Chapter 558-C, §2430-I and the Maine APA, 5 MRS, Ch. 375. If you disagree with the Department's findings of fact or administrative actions, you may request a formal hearing within 30 days from the date of this Notice. Failure to timely request a formal hearing of the Department will result in this Notice of Administrative Action including Monetary Penalty and Order of Forfeiture and Destruction becoming the FINAL ORDER of the Department. You will not be able to petition for a review in Superior Court and it could impact your continued participation in the programs administered by the Office of Cannabis Policy.

A request for a formal hearing may be sent via e-mail to Deputy Director Vernon Malloch: Vernon.Malloch@maine.gov or via USPS mail to: Office of Cannabis Policy, 162 State House Station, Augusta, Maine 04333.

Sincerely,

A handwritten signature in black ink, appearing to read "Dean Goodale". The signature is fluid and cursive, with the first letter "D" being particularly large and stylized.

Dean Goodale
Director of Compliance

Cc: Deputy Director Vernon Malloch, Office of Cannabis Policy
Deanna White, Esq., Office of the Attorney General