



JANET T. MILLS
GOVERNOR

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

ADMINISTRATIVE & FINANCIAL SERVICES

KIRSTEN LC FIGUEROA
COMMISSIONER

OFFICE OF MARIJUANA POLICY

ERIK GUNDERSEN
DIRECTOR

January 27, 2022

Via Certified Mail and USPS First Class Mail

Kelly J. Bradford



Subject: Notice of Revocation of Registry Identification Card(s)

Dear Mr. Bradford:

The Maine Department of Administrative & Financial Services, Office of Marijuana Policy (Department) is responsible for the administration and oversight of the Maine Medical Use of Marijuana Program (MMMP). Protection for authorized conduct requires compliance with the Maine Medical Use of Marijuana Act and program rules, 18-691 CMR Chapter 2. Pursuant to its authority under 22 M.R.S., Chapter 558-C, §2430-F, the Department revokes the following Registry Identification Card(s): **CGR28435**. Such revocation is effective three (3) calendar days after the date of this notice.

I. Justification for revocation:

The Department's decision to revoke your Registry Identification Card(s) is based on your violation of the Maine Medical Use of Marijuana Act. More specifically, the Department's MMMP field investigation staff have provided the Department with sufficient evidence to demonstrate the following statutory and regulatory violations:

- On November 3, 2021, The Office of Marijuana Policy received a call from the Penobscot County Sheriff's Office – Hermon Unit. While working on another matter, deputies discovered numerous marijuana plants inside and outside of a large warehouse, the former Bangor & Aroostook R.R. Roundhouse, located at 90 Diesel Shop Road, Hermon, ME. When questioned by deputies, you stated you were a caregiver and that the marijuana plants belonged to you. Information provided by Deputy Morse indicated that he believed you had several family members and friends assisting at the grow. You also admitted this to OMP investigators on November 9, 2021.
- In reviewing the OMP database, it was determined that no caregiver or assistants were registered at 90 Diesel Shop Road in Hermon. The database did indicate that you have a cultivation location of [REDACTED] and that you are registered for

a 30/60 plant count. In addition, there were no assistants registered to you at any address.

- On November 9, 2021, Investigator Maddox accompanied by other investigators from the OMP and Deputy Travis Morse of PCSO visited the 90 Diesel Shop Road location.
- On November 9, 2021 there were a number of unregistered assistants on site including a person who was 16 years old at that time.
- You admitted that you were solely in possession of 524 flowering and nonflowering marijuana plants, the majority of which were flowering plants. At the time, your plant count was to be no more than 30 flowering marijuana plants, and 60 nonflowering marijuana plants. As a result of this the Penobscot County Sheriff's Office seized a total of 434 marijuana plants. You admitted that you had been cultivating marijuana at the 90 Diesel Shop Road location since 2018, and that you had given Inspector Maddox false information about this. In addition, you falsified information on at least two applications by giving a false cultivation location.
- OMP Investigator Frederick Luce discovered during the complaint inspection, two (2) bottles of Eagle 20 pesticide. You admitted to not having a pesticide license, and you admitted to applying Eagle 20 pesticide to your marijuana plants. The label language for Eagle 20, is sufficiently specific to prohibit its use on any cannabis sites/products per the best management practices for pest management approved by the Department of Agriculture, Conservations and Forestry.
- OMP Investigator Maddox obtained marijuana samples from your marijuana plants and processed marijuana on November 19, 2021, which were sent to a lab for testing. On November 24, 2021, it was found that two of the three samples tested positive for Myclobutanol, a chemical found in pesticides such as Eagle 20.
- During the November 19, 2021, caregiver inspection, it was discovered you had no patient transaction logs and you informed Investigator Maddox that they were never completed.
- During the November 19, 2021, caregiver inspection, it was discovered you had no, or inadequate, wholesale transaction records.
- During the November 19, 2021, caregiver inspection, it was discovered you had not been using required Trip Tickets.

For the following reasons, your eligibility to participate in the MMMP has been revoked.

- Exceeding Authorized Plant Count, a violation of 22 MRS §2423-A(2)(B).

- Illegal or Unauthorized Conduct, a violation of 18-691, CMR Ch. 2 §(10)(I)(4) by failing to change the location you were growing at as required by your application, and by falsifying some applications.
- Use of Unregistered Caregiver Assistants and use of an assistant who was 16 years old at the time, violations of 22 MRS §2425-A (2).
- Improper use of pesticides, and lack of a certification to apply pesticides, violations of 22 MRSA §2423-A(2)(J).
- Failing to use required Trip tickets, 18-691 CMR Ch.2 §(2)(3)(b)
- Failure to maintain adequate business records, a violation of 22 MRSA §2430-G(a)(1), including a record of all transfers of marijuana plants and harvested marijuana.

Please immediately return your Registry Identification Card to:

Department of Administrative & Financial Services
Office of Marijuana Policy
Maine Medical Use of Marijuana Program
162 State House Station
Augusta, ME 04333-0162

II. Registration Revocation and Right to Request an Informal Hearing:

Pursuant to 22 M.R.S. §2430-F, the Department may suspend or revoke a registry identification card for violation of Chapter 558-C and the rules adopted by the Department. A person who has had authorization for conduct under Chapter 558-C revoked due to failure to comply with Chapter 558-C and rules adopted by the Department may request an informal hearing. If you would like to request an informal hearing, please notify the Department in writing within thirty (30) calendar days of the revocation effective date at the address information provided above. A request for an informal hearing should be sent to Vernon Malloch, Deputy Director of Operations by email at Vernon.Malloch@maine.gov or USPS at 162 State House Station, 19 Union Street, Augusta, Maine 04333-0062. If the Department does not receive a hearing request in accordance with the policy, the revocation becomes final.

Sincerely,

Michael W. Field

Michael Field
Director of Compliance
Office of Marijuana Policy

Cc: file

