



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

August 15th, 2023

Via Electronic Mail and USPS First Class Mail

James Delello



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

The Maine Department of Administrative & Financial Services, Office of Cannabis Policy (Department) is responsible for the administration and oversight of the Maine Medical Use of Cannabis Program (MMCP). Protection for authorized conduct requires compliance with the Maine Medical Use of Cannabis Act and program rules. Pursuant to its authority under 22 M.R.S., Chapter 558-C, §2430-F, the Department revokes the following Registry Identification Card(s): **CGR28329 and RIC17525**. Such revocations are 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 Cannabis Act. More specifically, the Department's MMCP field investigation staff have provided the Department with sufficient evidence to demonstrate the following statutory and regulatory violations:

1. On March 29th, 2023, at 11:54 am, a Maine Sheriff's Association (MSA) field investigator, that has never been issued a patient card, purchased medical cannabis from the retail store, Tier 1 Extracts, located at 1618 Carl Broggi Highway, Lebanon, Maine. You sold the investigator cannabis product without asking for state photo identification and patient card.
2. On 04-04-2023 at approximately 11:50 am., Field Investigators Chris Giesecke and Richard Beaumont met with you at Tier 1 Extracts to talk with you about the sale on March 29th. You did not remember the incident, but confirmed you were the clerk in the photo shown to you by Field Investigator Giesecke. This photo came from the recording of the sale to a non-patient on March 29th, 2023. The sale was not recorded on any transaction log.
3. During further investigation of sales that you conducted at Tier 1 Extracts on 04-04-23, it was discovered that you sold cannabis exceeding 2.5 ounces to a New Hampshire patient at 10:45 am. You recorded and confirmed the sale was for 2.5 ounces of flower cannabis and 100 mg of edibles (Hash Gummy.) You indicated to Field Investigator Giesecke that you were not aware that you sold over the limit allowed.
4. At approximately 11:39 am on 04-04-23 you sold pre-roll joints and edible cannabis to a non-patient and was not recorded in the transaction log. You told Field Investigator Giesecke that you

thought this person was a patient, but you did not confirm with this person that they were a patient and did not have record showing this person was a patient.

For these reasons, your eligibility to participate in all conduct of the MMCP has been revoked:

1. **22 M.R.S.A. § 2423-A(2)A-1** ; Sale / Exceeding sale or transfer limit to a patient.
2. **22 M.R.S.A. §§ 2423-A(2)A-1; 2430-F(2)**: Furnishing Harvested Cannabis to a Person who was Neither a Qualifying Patient nor Otherwise Authorized to Possess Medical Cannabis; a Mandatory Revocation of Registry Identification Card. (1 violations)
3. **22 M.R.S.A. §§ 2423-A(2); 2430-G**: Failure to Maintain Adequate Business Records- Patient Transaction Logs and so unable to show transactions were with qualifying patients.

Please immediately return your Registry Identification Card to:

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

II. Registration Revocation and Right to Request an Administrative 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 administrative hearing. If you would like to request an administrative 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 administrative hearing should be sent to Vernon Malloch, 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
Director of Compliance
Office of Cannabis Policy

Cc: file