



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 5, 2023

Kevin J. McGillicuddy



via email and USPS First Class Mail

Subject: Notice of Revocation of Registry Identification Card

Dear Kevin,

The Maine Department of Administrative & Financial Services, Office of Cannabis Policy (the Department) is responsible for the administration and oversight of the Maine Medical Use of Cannabis Program (MMCP). The Department hereby revokes the following Registry Identification Card: **KEVIN J. MCGILLICUDDY, RIC18531**. This revocation is effective three (3) calendar days after the date of this notice.

Justification for Revocation:

In accordance with the Maine Medical Use of Cannabis Act, an assistant, for the purpose of assisting a caregiver, dispensary, manufacturing facility or cannabis testing facility, may engage in authorized conduct if the individual is 21 years of age or older and has not been convicted of a disqualifying drug offense. Further, the Act allows that the Department may deny an application for a registry identification card if the Department determines that the applicant does not qualify. The Maine Medical Use of Cannabis Program Rules, Section 10(G) allow that the Department may determine an applicant does not qualify for a registry identification card for reasons including but not limited to the applicant failing to demonstrate compliance with the rule and statute.

On July 14, 2022, the applicant was issued a caregiver registry identification card, CGR31338, with the authority to transfer, donate or sell medical cannabis to patients, purchase or otherwise receive wholesale cannabis from other caregivers or dispensaries. He did not request the authority to operate a caregiver retail store, nor did he provide proof of local authorization to operate a caregiver retail store. Therefore, he was not given authority to operate a caregiver retail store and his caregiver registry identification card was issued without a retail location.

On July 13, 2023, the applicant's caregiver registry identification card expired.

On September 7, 2023, Department Field Investigators Rick Beaumont (FI Beaumont) and William Brochu (FI Brochu) went to 246 Jordan Springs Road, Alfred, the address listed as applicant's wholesale location. There was an open flag and open sign present at the location. There was an open store with Susan Mallon (Mallon) working there with medical cannabis and cannabis products present for sale. Mallon did not have a registry identification card, nor has she ever possessed or applied for a valid registry identification card. The store was ordered to be closed by the Department.

Later on September 7, 2023, the applicant applied for a caregiver registry identification card. The application requested he be authorized to transfer, donate or sell medical cannabis to patients, purchase or otherwise receive wholesale cannabis from other caregivers or dispensaries, and to sell or other transfer wholesale cannabis to other caregivers or dispensaries, answering "No" to operating a caregiver retail store.

On September 12, 2023, FI Brochu visited the location at 246 Jordan Spring Road, Alfred. There was an open flag and open sign present at the location. There was an open store with Sarah McGillicuddy working there with medical cannabis and cannabis products present for sale. Sarah McGillicuddy did not have a registry identification card, nor has she ever possessed or applied for registry identification card. The store was ordered to be closed by the Department.

Registration Revocation and Right to Judicial Review:

For these reasons, your authorization to participate in the MMCP has been revoked:

1. Operating as a caregiver without a valid registry identification card. 22 MRSA § 2425-A(2). Applicant continued caregiver activities after his registry identification card expired on July 13, 2023.
2. Illegal practices or unauthorized conduct. 18-691 CMR Ch.2 § 10(I)(4). Applicant possessed and was transferring medical cannabis after his caregiver registry identification card expired on July 13, 2023. Applicant was operating a caregiver retail store with no authority to do.
3. Unregistered caregiver assistants. 22 MRS 2425-A (2). Susan Mallon and Sarah McGillicuddy did not have registry identification cards.

Please immediately return your Registry Identification Card to:

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

In accordance with the Maine Medical Use of Cannabis statute, the Department may revoke a license for violation of the statute and the rules adopted by the Department. An applicant whose application is revoked pursuant to this subsection, 22 M.R.S. §2430F(1), may request

an administrative hearing in accordance with Title 5, chapter 375, subchapter 4. If you would like to request an administrative hearing, please notify the Department in writing within thirty (30) calendar days of the date of this letter by contacting Vernon Malloch, Deputy Director of Operations of the Office of Cannabis Policy at vernon.malloch@maine.gov or by USPS at 162 State House Station, 19 Union Street, Augusta, ME 04333-0062.

Sincerely,

A handwritten signature in cursive script that reads "Elisa C. Ellis".

Elisa C. Ellis, Esq.
Director of Licensing
Office of Cannabis Policy