



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

ERIK GUNDERSEN
DIRECTOR

May 18, 2022

Via Electronic Mail and USPS First Class Mail

Brett Whittemore
[REDACTED]

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

Dear Mr. Whittemore,

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. Pursuant to its authority under 22 M.R.S., Chapter 558-C, §2430-F, the Department revokes the following Registry Identification Card(s): CGR27625. 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 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 October 28 at approximately 4:30 p.m., a Maine Sheriff's Association (MSA) field investigator, that has never been issued a patient card, purchased medical marijuana from your retail store, 207 Farms, located at 29 Main St. in Dixfield, ME. He was not asked for a patient card or Maine ID. The assistant who made the sale was identified as Samantha Shorey, CGE9919. The marijuana was not labeled as harvested marijuana, had no child resistant or tamper evident packaging and was not opaque.
- On November 20, 2021 at approximately 1:45 p.m., the same field investigator again purchased medical marijuana from your retail store. Again, no ID or patient card was requested. On this transaction, the assistant was identified as Bryce Whittemore, CGE12286. The marijuana was not labeled as harvested marijuana, had no child resistant or tamper evident packaging and was not opaque.
- On March 1, 2022, Field Investigators Christopher Carr and Fred Luce went to 207 Farms in Dixfield as part of this investigation. They found the store being attended by Gabriel Neverette, who is not registered in the MMMP as a Caregiver or Assistant. The store was closed at that time due to no licensed registrant on premise. Later in the day, you spoke with Field Investigator Carr and acknowledged that Neverette was not an assistant and was just filling in for you.
- On March 15, 2022 Field Investigator Carr interviewed you at your store. It was learned that neither of the transactions were recorded in your patient sales records.

For the following reasons, your eligibility to participate in the MMMP has been revoked.

- Furnishing harvested marijuana to a person who was neither a qualifying patient nor otherwise authorized to possess medical marijuana, a violation of 22 MRS § 2423-A(2) and a mandatory revocation of registry identification card under 22 MRS § 2430-F(2).
- No Child Resistant Packaging/Marijuana Sale, a violation of 22 §MRS 2429-A(1)(A).
- No Opaque Packaging/Marijuana Sale, a violation of 22 MRS §2429-A(1)(B).
- Illegal Practices & Unauthorized Conduct, a violation of 18-891, CMR Ch. 2 § 10(I)(4). Using an unregistered employee.
- Failure to maintain adequate business records, a violation of 22 MRSA §2430-G, including a record of all transfers of marijuana plants and harvested marijuana, and patient transaction logs.

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
Director of Compliance
Office of Marijuana Policy

Cc: file