

1 **BEFORE THE CANNABIS COMPLIANCE BOARD**
2 **STATE OF NEVADA**

3 STATE OF NEVADA, CANNABIS
4 COMPLIANCE BOARD,

5 Petitioner,

6 vs.

7 NEVADA ORGANIC REMEDIES, LLC
8 (RD219),

9 Respondent.

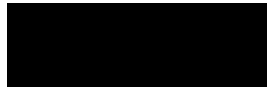
Case No. 2022-68

10 **COMPLAINT FOR DISCIPLINARY ACTION**

11 The Cannabis Compliance Board of the State of Nevada (the "CCB"), by and through
12 its counsel, Aaron D. Ford, Attorney General of the State of Nevada, and L. Kristopher
13 Rath, Esq., Senior Deputy Attorney General, having a reasonable basis to believe that
14 Respondent Nevada Organic Remedies, LLC ("NOR" or "Respondent") has violated
15 provisions of Chapters 678A through 678D of the Nevada Revised Statutes ("NRS"), and
16 the Nevada Cannabis Compliance Regulations ("NCCR"), hereby issues its Complaint,
17 stating the CCB's charges and allegations as follows:

18 **JURISDICTION**

19 1. During all relevant times mentioned in this Complaint, NOR held, and
20 currently holds, the following relevant license:

21 ID	License	Last Issued / Renewed	Address
22 RD219	Adult-use Cannabis Retail 23 Store	11/10/2021	
	88066209745143423581		

24
25 2. During all relevant times mentioned in this Complaint, NOR is and was
26 registered as a domestic limited liability company in the State of Nevada. The Nevada
27 Secretary of State lists GGB Nevada, LLC, as the Managing Member. Amanda Connor,
28 Esq. is listed as the Point of Contact for NOR with the CCB.

1 after NOR had started its investigation on September 27, 2021, and the CCB had already
2 received the complaint referenced in Paragraph 6, above. NOR provided the CCB with an
3 incident report, but this was after CCB staff had initially enquired with NOR about the
4 September 19 Incident.

5 8. Upon the request of CCB staff, NOR was unable to locate the subject package
6 of Nectar OG 1g LR Sugar Sauce Huni Labs in physical inventory, though it was reported
7 as one unit in METRC.

8 9. Upon the CCB's request, the NOR facility provided documentation of receipt
9 #2102824, which NOR represented as the receipt for the September 19 Incident. However,
10 the cannabis product Nectar OG 1g LR Sugar Sauce Huni Labs was not listed on this
11 receipt and NOR represented that this cannabis product was provided with the others
12 listed on receipt, but not recorded in the transaction. Additionally, this receipt recorded the
13 cashier as "Ryann" and customer as Katelin Grace Byrne. However, surveillance video of
14 this transaction shows the manager, Christine Gamez, was the cashier and employee
15 Beverly Troiano was the customer. Accordingly, the receipt for the transaction provided
16 false information regarding the transaction. Furthermore, NOR failed to follow its own
17 standard operating procedures ("SOPs") for sales, which state that cashiers may not log
18 into another cashier's LeafLogix register portal. NOR's SOPs for sales also require the
19 cashier to verify the accuracy of all information before processing a sale. As evidenced by
20 the receipt, and as set forth above, this was not done.

21 10. Additionally, during the course of its investigation, the Board Agents found
22 another improper transaction that took place on February 12, 2021. Specifically, on
23 February 12, 2021, the facility made the following adult-use sale, as documented on
24 METRC Receipt No. 0038116481 and POS Order No. 1630850:

25 (1) 10 each of tag ending 5550 Tsunami Orange Daiquiri Live Resin Sugar – 0.5g

26 (2) 1 each of tag ending 1415 Headband Quinn River Farms 1g flower

27 (3) 1 each of tag ending 5551 Provisions Skywalker OG Vape Cartridge – 500mg

28 This single sale resulted in a total of 6.5 grams of usable and concentrated cannabis and
5,500 milligrams of THC. This sale exceeded the limits under NCCR 6.101(1) by 2.96
grams of useable and concentrated cannabis and 1,957 milligrams of THC.

///

VIOLATIONS OF LAW

1
2 11. CCB incorporates all prior Paragraphs as though fully set forth herein.

3 12. As to license RD219, Respondent violated NCCR 6.080(6)(a), (8), & (9), and
4 NCCR 4.040(1)(a)(1) by unintentionally concealing evidence. Specifically, as set forth in
5 Paragraph 7, above, Respondent was aware of the September 19 Incident on September 27,
6 2021, yet failed to report it to CCB until over a month later, on October 29, 2021. This
7 constitutes a Category II violation, which carries a civil penalty of up to \$25,000 and a
8 suspension for not more than 20 days. NCCR 4.040(2)(a)(1). In the alternative, should this
9 omission not be found to be a concealment of evidence, then Respondent violated NCCR
10 4.050(1)(a)(8) for failing to notify the Board within 24 hours of discovery of a serious
11 incident. This would constitute a Category III violation, which carries a civil penalty of up
12 to \$10,000. NCCR 4.050(2)(a)(1).

13 13. As to license RD219, Respondent violated NCCR 6.080(6)(a) and NCCR
14 4.040(1)(a)(1) by failing to properly document a sales transaction and thereby making an
15 unintentionally false statement to the Board. Specifically, as set forth in 9, above,
16 Respondent provided receipt #2102824 as the documentation for the September 19 Incident
17 sale. Said receipt was false in that it: (1) did not identify the sale of the cannabis product
18 Nectar OG 1g LR Sugar Sauce Huni Labs; (2) did not correctly identify the cannabis agent
19 who sold the cannabis product; and (3) did not correctly identify the customer who bought
20 the product. These acts and omissions constitute a second Category II violation, which
21 carries a civil penalty of up to \$75,000 and a suspension for not more than 30 days. NCCR
22 4.040(2)(a)(2).

23 14. As to license RD219, Respondent violated NCCR 6.010(1) and NCCR
24 4.040(1)(a)(13) by selling an amount of cannabis in excess of transaction limits.
25 Specifically, as set forth in Paragraph 10, above, on February, 12, 2021, Respondent
26 conducted a sales transaction that exceeded the maximum allowable limits set forth in
27 NCCR 6.010(1) for an adult-use sales transaction. This act constitutes a third Category II
28 violation, which requires revocation of license RD219. NCCR 4.040(2)(a)(3).

1 15. As to license RD219, Respondent violated NCCR 6.080(6) and NCCR
2 4.050(1)(a)(3) by failing to keep complete sales records and failing to meet seed-to-sale
3 tracking requirements. Specifically, as set forth in Paragraphs 8 and 9, above, Respondent
4 was unable to reconcile its physical inventory with the seed-to-sale tracking data it entered
5 into METRC for the cannabis product Nectar OG 1g LR Sugar Sauce Huni Labs. This
6 constitutes a Category III violation. If this is considered Respondent's first Category III
7 violation, then it carries a civil penalty of up to \$10,000. NCCR 4.050(2)(a)(1). In the
8 alternative, should the violation set forth in Paragraph 12 be found to constitute a Category
9 III violation, then the violation in this Paragraph would be a second Category III violation.
10 In that case, it would carry a civil penalty of up to \$30,000 and/or a suspension of no more
11 than 10 days. NCCR 4.050(2)(a)(2).

12 16. As to license RD219, Respondent violated NCCR 6.075(1)(b) & (c) and NCCR
13 4.050(1)(a)(7), by failing to implement its own policies and procedures for monetary
14 transactions. Specifically, as set forth in Paragraph 9, above, Respondent failed to follow
15 its own SOPs for sales, which required its cashiers refrain from logging into another
16 cashier's register portal and required its cashiers to verify the accuracy of all information
17 before processing a sale. These omissions constitute another Category III violation. This is
18 at least a second Category III violation, which carries a civil penalty of up to \$30,000 and/or
19 a suspension of no more than 10 days. NCCR 4.050(2)(a)(2). In the alternative, should this
20 be found to be a third Category III violation, then this would carry a civil penalty of up to
21 \$90,000 and/or a suspension for no more than 20 days. NCCR 4.050(2)(a)(3).

22 17. The CCB reserves its rights to pursue any separate disciplinary actions
23 against the individual agent cards of the employees and/or agents of Respondent who
24 participated in and/or perpetrated the acts and omissions set forth in this Complaint.

25 **DISCIPLINE AUTHORIZED**

26 Pursuant to the provisions of NRS 678A.600, NCCR 4.020, NCCR 4.030, NCCR 4.035
27 through 4.060, and NCCR 5.100, the CCB has the discretion to impose the following
28 disciplinary actions:

1 (e) May demand a hearing. Failure to demand a hearing constitutes a waiver
2 of the right to a hearing and to judicial review of any decision or order of
3 the Board, but the Board may order a hearing even if the respondent so waives his
4 or her right.

5 Failure to answer or to appear at the hearing constitutes an admission by
6 the respondent of all facts alleged in the Complaint. The Board may take action
7 based on such an admission and on other evidence without further notice to the
8 respondent. NRS 678A.520(3).

9 The Board shall determine the time and place of the hearing as soon as is reasonably
10 practical after receiving the Respondent's answer. The Board shall deliver or send by
11 registered or certified mail a notice of hearing to all parties at least 10 days before the
12 hearing. The hearing must be held within 45 days after receiving the respondent's answer
13 unless an expedited hearing is determined to be appropriate by the Board, in which event
14 the hearing must be held as soon as practicable. NRS 678A.520(4).

15 Respondent's answer and Request for Hearing must be either: mailed via registered
16 mail, return receipt; or emailed to:

17 Tyler Klimas, Executive Director
18 Cannabis Compliance Board
19 700 East Warm Springs Road, Ste. 100
20 Las Vegas, Nevada 89119
21 tklimas@ccb.nv.gov

22 If served by email, Respondent must ensure that it receives an acknowledgement of receipt
23 email from CCB as proof of service. Respondent is also requested to email a copy of its
24 Answer to the Senior Deputy Attorney General listed below at lrath@ag.nv.gov.

25 As the Respondent, you are specifically informed that you have the right to appear
26 and be heard in your defense, either personally or through your counsel of choice at your
27 own expense. At the hearing, the CCB has the burden of proving the allegations in the
28 Complaint. The CCB will call witnesses and present evidence against you. You have the
right to respond and to present relevant evidence and argument on all issues involved. You

1 have the right to call and examine witnesses, introduce exhibits, and cross-examine
2 opposing witnesses on any matter relevant to the issues involved.

3 You have the right to request that the CCB issue subpoenas to compel witnesses to
4 testify and/or evidence to be offered on your behalf. In making this request, you may be
5 required to demonstrate the relevance of the witness's testimony and/or evidence.

6 If the Respondent does not wish to dispute the charges and allegations set forth
7 herein, within 30 days of the service of this Complaint, Respondent may pay the civil
8 penalties and costs set forth above in the total amount of \$140,000 and surrender license
9 RD219 on notice to:

10 Tyler Klimas, Executive Director
11 Cannabis Compliance Board
12 700 East Warm Springs Road, Ste. 100
Las Vegas, Nevada 89119

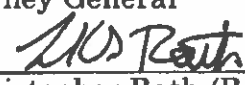
13 YOU ARE HEREBY ORDERED to immediately cease the activity described above
14 which is a violation of Nevada law.

15 DATED: June 3, 2022.

16 STATE OF NEVADA, CANNABIS COMPLIANCE BOARD

17
18 By: 
19 Tyler Klimas, Executive Director
20 700 East Warm Springs Road, Ste. 100
Las Vegas, Nevada 89119
(702) 486-2300

21 AARON D. FORD
22 Attorney General

23 By: 
24 L. Kristopher Rath (Bar No. 5749)
25 Senior Deputy Attorney General
555 E. Washington Ave, Suite 3900
Las Vegas, Nevada 89101
(702) 486-3420

26 Attorneys for the Cannabis Compliance Board
27
28

**DECLARATION AND CERTIFICATE OF SERVICE OF
COMPLAINT FOR DISCIPLINARY ACTION
(Service via Mail)**

I, Amber Virkler, hereby certify and affirm that:

1. I am over the age of 18 years old.
2. I am a Board Agent of the Cannabis Compliance Board (“CCB”), as defined in NCCR 1.068.
3. Pursuant to NRS 678A.520 and NCCR 4.075, I have served the Respondent herein with the Complaint for Disciplinary Action (“Complaint”) in the above captioned matter as follows:

By placing a true and correct copy of the Complaint to be deposited for mailing in the United States Mail in a sealed envelope via registered or certified mail, prepaid in Las Vegas, Nevada, to Respondent’s point of contact with the CCB under NCCR 2.050 at Respondent’s address on file with the Board as follows:

Name of point of contact served: Amanda Connor

Address on file with CCB: [REDACTED]

Date of Service: June 6, 2022

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 6, 2022
(date)


(signature)

CC: Amanda Connor, [REDACTED]
via First Class Mail