

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

3 STATE OF NEVADA, CANNABIS
4 COMPLIANCE BOARD,

5 Petitioner,

6 vs.

7 CONNER WOLFE,

8 Respondent.

Case No. 2022-69

9 **COMPLAINT FOR DISCIPLINARY ACTION**

10 The Cannabis Compliance Board of the State of Nevada (the "CCB"), by and through
11 counsel, Aaron D. Ford, Attorney General of the State of Nevada and Michael D. Detmer,
12 Esq., Senior Deputy Attorney General, having a reasonable basis to believe that Conner
13 Wolfe ("Wolfe" or "Respondent") has violated the provisions of Chapters, 678A through
14 678D of the Nevada Revised Statutes ("NRS"), Chapter 372A of the Nevada Administrative
15 Code ("NAC"), and the Nevada Cannabis Compliance Regulations ("NCCR"), hereby issues
16 its Complaint, stating the CCB's charges and allegations as follows:

17 **JURISDICTION**

18 1. Wolfe currently holds the following cannabis establishment agent registration
19 cards:

20 ID No.	Cannabis Establishment	Application Date	Expiration Date
21 # [REDACTED]	Cultivation	January 20, 2021	January 26, 2023
22 # [REDACTED]	Production	January 20, 2021	January 26, 2023

23
24 2. As set forth below, the events at issue in this CCB Complaint occurred after July
25 1, 2020. Wolfe applied for his cultivation (# [REDACTED]) and production (# [REDACTED])
26 agent cards on January 20, 2021 (hereinafter collectively referred to as "Agent Cards"), and
27 the CCB issued the Agent Cards to Wolfe. Therefore, Wolfe is subject to the jurisdiction of
28 the CCB and subject to discipline pursuant to NRS 678A through 678D and the relevant

1 provisions of the NCCR.

2 3. Pursuant to NRS 678A.500 and 678A.510(1), the CCB's Executive Director has
3 transmitted the details of the suspected violations of Wolfe to the Attorney General and the
4 Attorney General conducted an investigation of the suspected violations to determine
5 whether they warrant proceedings for disciplinary action. The Attorney General has
6 recommended to the Executive Director that further proceedings are warranted, as set
7 forth in this CCB Complaint. The CCB has authorized proceeding with disciplinary action
8 against Wolfe, pursuant to NRS 678A.510(2)(b). Pursuant to NRS 678A.520(1), the CCB's
9 Executive Director has authorized service of this Complaint upon Wolfe.

10 **FACTUAL ALLEGATIONS**

11 4. The CCB incorporates all prior Paragraphs as though fully set forth herein.

12 5. On or about September 1, 2021, Agua Street, LLC ("Agua"), a cannabis cultivation
13 facility licensed by the CCB, transmitted a Cannabis Establishment Incident Report (the
14 "CEIR") to the CCB identifying a theft of cannabis and/or cannabis product by Wolfe, an
15 employee of Agua, that occurred on August 31, 2021, at its medical and adult-use
16 cultivation facility located at [REDACTED] (the
17 "Facility").

18 6. According to the CEIR, and other material submitted by Agua to the CCB
19 concerning Wolfe's theft/diversion of cannabis, on August 31, 2021, Wolfe came to the
20 Facility after operating hours. Wolfe was then recorded by surveillance cameras handling
21 a bucket containing cannabis which he retrieved from the Facility's "trim and package"
22 room. Immediately thereafter, Wolfe was observed concealing under his shirt an item,
23 which he later admitted to Agua agents as being "weed" (cannabis), before leaving the
24 Facility.

25 7. Agua's internal investigation of the event, wherein Wolfe admitted to absconding
26 from the Facility with cannabis, estimated the amount of the cannabis/cannabis-product
27 that Wolfe stole/diverted was less than one ounce and valued at approximately \$85.67.

28 8. Based on the above, Agua terminated Wolfe on September 1, 2021.

1 **VIOLATIONS OF LAW**

2 9. The CCB incorporates all prior Paragraphs as though fully set forth herein.

3 10. As to Wolfe's Agent Cards (# [REDACTED] and [REDACTED]), as set forth in
4 Paragraphs 6 through 7, above, Wolfe violated NRS 678B.385(3) for having been
5 electronically recorded by a video monitoring system stealing cannabis or cannabis
6 products, and/or NCCR 4.035(1)(a)(15) for diverting cannabis and/or cannabis products. A
7 violation of NRS 678B.385(3) is grounds for the immediate revocation of Wolfe's agent card.
8 A violation NCCR 4.035(1)(a)(15) is a category I violation that allows for a suspension for
9 not more than 30 days or revocation of his agent card.

10 **DISCIPLINE AUTHORIZED**

11 Pursuant to the provisions of NRS 678A.600, NCCR 4.020, 4.030, 4.035 through
12 4.060, and 5.100, the CCB has the discretion to impose the following disciplinary actions:

- 13 1. Revoke Wolfe's Agent Card;
14 2. Suspend Wolfe's Agent Card; and
15 3. Take such other disciplinary action as the CCB deems appropriate.

16 The CCB may order one or any combination of the discipline described above.

17 **RELIEF REQUESTED**

18 Based on the foregoing, counsel for the CCB respectfully requests the CCB impose
19 the penalty of immediate revocation of Wolfe's Agent Cards with no opportunity to apply
20 for reinstatement of any agent cards for a period of nine years and 11 months, pursuant to
21 NCCR 4.030(b) and NCCR 4.100. The CCB reserves its rights to seek additional costs
22 incurred and/or any penalty authorized by law as this matter proceeds through hearing
23 and rehearing, if applicable.

24 **NOTICE TO RESPONDENT**

25 **PLEASE TAKE NOTICE**, that Respondent has a right to request a hearing on the
26 charges set forth herein, pursuant to NRS 678A.510 through 678A.590. **Failure to**
27 **demand a hearing constitutes a waiver of the right to a hearing and to judicial**
28 **review of any decision or order of the Board, but the Board may order a hearing,**

1 even if the Respondent so waives its right. NRS 678A.520(2)(e).

2 **PLEASE TAKE NOTICE**, you, as the Respondent, **must Answer this Complaint**
3 **within twenty (20) days after service of this Complaint, unless granted an**
4 **extension.** Pursuant to NRS 678A.520(2), in the Answer Respondent:

5 (a) Must state in short and plain terms the defenses to each claim asserted.

6 (b) Must admit or deny the facts alleged in the Complaint.

7 (c) Must state which allegations the Respondent is without knowledge or
8 information to form a belief as to their truth. Such allegations shall be deemed denied.

9 (d) Must affirmatively set forth any matter which constitutes an avoidance or
10 affirmative defense,

11 (e) May demand a hearing. Failure to demand a hearing constitutes a waiver of the
12 right to a hearing and to judicial review of any decision or order of the Board, but the Board
13 may order a hearing even if the Respondent so waives its right.

14 **Failure to Answer or to appear at the hearing constitutes an admission by the**
15 **Respondent of all facts alleged in the Complaint. The Board may take action**
16 **based on such an admission and on other evidence without further notice to the**
17 **Respondent.** NRS 678A.520(3).

18 The Board shall determine the time and place of the hearing as soon as is reasonably
19 practical after receiving the Respondent's Answer. The Board may assign a hearing officer
20 to conduct the hearing under NCCR 2.070, 4.095, and 4.110. The Board or its assigned
21 hearing officer shall deliver or send by registered or certified mail a notice of hearing to all
22 parties at least ten (10) days before the hearing. The hearing must be held within forty-five
23 (45) days after receiving Respondent's Answer unless an expedited hearing is determined
24 to be appropriate by the Board, in which event the hearing must be held as soon as
25 practicable. NRS 678A.520(4). The Chair of the Board or the assigned hearing officer may
26 grant one or more extensions to the 45-day requirement pursuant to the request of a party
27 or an agreement by both parties.

28 Respondent's Answer and Request for Hearing must be either: mailed via registered

1 mail, return receipt; or emailed to:

2 Tyler Klimas, Executive Director
3 Cannabis Compliance Board
4 700 E. Warm Springs Rd, Suite 100
Las Vegas, NV 89119
Email: tklimas@ccb.nv.gov

5 If serving its Answer and Request for Hearing via email, Respondent must ensure
6 that it receives an acknowledgement of receipt email from the CCB as proof of service.
7 Respondent is also requested to email a copy of its Answer and Request for Hearing to the
8 Senior Deputy Attorneys General listed below at mdetmer@ag.nv.gov and lrath@ag.nv.gov.

9 As the Respondent, you are specifically informed that you have the right to appear
10 and be heard in your defense, either personally or through your counsel of choice at your
11 own expense. At the hearing, the CCB has the burden of proving the allegations in the
12 Complaint. The CCB will call witnesses and present evidence against you. You have the
13 right to respond and to present relevant evidence and argument on all issues involved. You
14 have the right to call and examine witnesses, introduce exhibits, and cross-examine
15 opposing witnesses on any matter relevant to the issues involved.

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

19 If the Respondent does not wish to dispute the charges and allegations set forth
20 herein, within thirty (30) days of the service of this Complaint, Respondent may surrender
21 his agent card to:

22 Tyler Klimas, Executive Director
23 Cannabis Compliance Board
24 700 E. Warm Springs Rd, Suite 100
Las Vegas, NV 89119

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

3 DATED: November 21, 2022.

4 STATE OF NEVADA, CANNABIS COMPLIANCE BOARD

5 By: 

6 Tyler Klimtas, Executive Director
7 Nevada Cannabis Compliance Board
8 700 E. Warm Springs Rd, Suite 100
9 Las Vegas, NV 89119
10 (775) 687-6299

11 AARON D. FORD
12 Attorney General

13 By: 

14 Michael D. Detmer (Bar No. 10873)
15 Senior Deputy Attorney General
16 Attorneys for the Cannabis Compliance Board
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**DECLARATION AND CERTIFICATE OF SERVICE OF
COMPLAINT FOR DISCIPLINARY ACTION
(Service via Mail)**

I, Lisa Kendigian, 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: Conner Wolfe

Address on file with CCB: [REDACTED]

Date of Service: November 22, 2022

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

Executed on November 22, 2022
(date)

[Signature]
(signature)

cc: Conner Wolfe, [REDACTED]
via First Class Mail