# STATE OF NEVADA, CANNABIS COMPLIANCE BOARD,

Petitioner,

Case No. 2022-067

BEFORE THE CANNABIS COMPLIANCE BOARD

STATE OF NEVADA

JULIAN JAYO,

vs.

Respondent.

# FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER REGARDING DISCIPLINE

This matter came on for hearing on adjudication before the Cannabis Compliance Board, State of Nevada (the "CCB"), during a regular CCB meeting on November 14, 2023, (the "Hearing"). Emily N. Bordelove, Esq., Senior Deputy Attorney General appeared on behalf of the CCB. Respondent JULIAN JAYO ("Respondent") did not appear. On the record, Chair Guzmán-Fralick, noted that Respondent was not physically present at either the Las Vegas or Carson City meeting locations nor making a remote appearance online. The Hearing Officer commenced the hearing on this matter on April 4, 2023. On May 9, 2023, the Hearing Officer issued a Findings of Fact, Conclusion of Law, and Recommendation for Discipline attached hereto as <u>Exhibit "1</u>."

At the Hearing, the CCB confirmed receipt of materials which included: the Administrative record including the Complaint dated 11/8/22 and served 11/14/22; Correspondence from the Hearing Officer to Respondent with certified mail receipt and returned unclaimed mail dated 1/26/23; Early Case Conference recording, dated 3/7/23; Early Case Conference Report, Prehearing Order, and Notice of Hearing, with certified mail receipt and returned unclaimed mail, dated 3/8/23; Hearing recording, dated 4/4/23; Order and Notice Assigning Matter to CCB Hearings Division, dated 1/13/23; Petitioner's Exhibits 1-8, Bates Numbered CCB 20-77, including 9 videos, admitted at hearing, 04/04/23.

Pursuant to NCCR 4.135(1), on the record, Chair Guzmán-Fralick, Board Member  $\mathbf{2}$ Douglas, and Board Member Young confirmed their review of the record through review of 3 these materials.

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Pursuant NCCR 4.135(2),CCB's 4 to counsel presented its disciplinary  $\mathbf{5}$ recommendation to accept the Hearing Officer's Findings of Fact, Conclusions of Law, and 6 Recommendations for discipline. As noted, Respondent was not present at the Hearing. 7 Further, Board Member Douglas asked and received confirmation from CCB's counsel that, 8 as indicated in the Hearing Officer's Findings of Fact, Conclusion of Law, and 9 Recommendation for Discipline, Respondent was sent notice on numerous occasions to his 10 address and email on file with the Board and he did not appear at any noticed events or 11 provide any notice or excuse for his non-appearances.

12Based on the evidence and argument presented at the Hearing, the CCB enters the 13following Findings of Fact, Conclusions of Law, and Order. Under Title 56 of the Nevada Revised Statutes ("NRS") and Nevada Cannabis Compliance Board Regulations ("NCCR"). 1415the CCB has jurisdiction over this matter.

### FINDINGS OF FACT

17Based on a preponderance of the evidence in the record and testimony presented at the Hearing and in November, the CCB voted 4-0 to find the factual allegations were proven 18by a preponderance of the evidence and hereby accepts the Hearing Officer's factual 1920findings in Exhibit "1."

### CONCLUSIONS OF LAW

22Based on the foregoing factual findings and the preponderance of the evidence, the 23CCB voted 4-0 that the violations of law occurred and hereby accepts the Hearing Officer's 24conclusions of law in Exhibit "1."

# ORDER REGARDING DISCIPLINE

26For good cause appearing to the CCB, by a 4-0 vote, the CCB accepts the Hearing 27Officer's recommendation for discipline as to Respondent's cannabis establishment 28registration agent cards for cultivation (# ) and production (# ) are

1	to be suspended for a period of nine (9) years and eleven (11) months from the date this	
2	Order is executed.	
3	IT IS SO ORDERED.	
4	SIGNED AND EFFECTIVE this 14th day of December, 2023.	
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6		STATE OF NEVADA, CANNABIS COMPLIANCE BOARD
7	By:	
8	_	
9		ADRIANA GUZMÁN FRANCK, CHAIR
10	Submitted by:	
11	AARON D. FORD	
12	Attorney General	
13		
14	Emily N. Bordelove, Esq. Senior Deputy Attorney General	
15	555 E. Washington Avenue, Suite 3900 Las Vegas, Nevada 89101	
16	Attorney for Nevada Cannabis Compliance Board	
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#### CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the Cannabis Compliance Board and I have this day served the foregoing Findings of Fact, Conclusions of Law, and Order Regarding Discipline (Case No. 2022-067) upon the Respondent as follows:

By mailing via certified and first-class mail, properly addressed, with postage prepaid to:

<i>Certified Mail: 701</i> Julian Jayo	9 2280 0002 0378 6997
First Class Mail:	
Julian Jayo	
By electronic mail to:	

Julian Jayo at

Dated at Las Vegas, Nevada, this <u>19th</u> day of <u>December</u> 2023.

Amber Virkler, Executive Assistant