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Case No. SR-010

INDIVIDUAL NOTICE: POSSIBLE ADVERSE SUITABILITY RECOMMENDATION

WHY ARE YOU RECEIVING THIS NOTICE?

As part of the review of a Marijuana Establishment license application in which you are a party, the Cannabis Control Commission (“Commission”) staff have identified possible issues concerning your suitability and is requesting further information pursuant to 935 CMR 500.800(4)(a).

Additional information regarding the nature of the possible suitability issues is required to determine whether the background information received in connection with your application may result in an adverse suitability determination.

Suitability issues with individuals fall into one of the following three categories: (1) presumptive negative suitability determinations, (2) mandatory disqualifications, and (3) negative suitability determinations based on conduct arising in the five years preceding submission of an application. Individuals can have several suitability issues.

WHAT INFORMATION IS NEEDED?

The Commission received the following in connection with your application for licensure: a CSI background investigation report dated October 21, 2019 (which included a Massachusetts CORI report generated by DCJIS on October 16, 2019) and a fingerprint background report generated by SAFIS on November 4, 2019.

The Commission requires additional information to clarify whether any of the following offenses involved the use of a firearm. Firearm-related crimes (indefinite lookback period) may present a presumptive negative suitability determination. 935 CMR 500.801 (Table A).

In order to determine whether any of the following offenses present suitability issues, Commission staff request that for each offense listed that you provide the following documents: (1) court docket including but not limited to the complaint and final disposition of each offense



listed below, and (2) a copy of the police report or police narrative of the event that was the basis of each offense listed below.

The relevant non-conviction offenses are as follows:

Offense: Assault and Battery with Dangerous Weapon
Appearance Date: November 24, 2009
Court Name: Roxbury District Court (docket no. 0902CR005488)

Offense: Threatening
Appearance Date: September 22, 2003
Court Name: Roxbury District Court (docket no. 0302CR004735A)

Offense: Assault with Dangerous Weapon
Appearance Date: September 22, 2003
Court Name: Roxbury District Court (docket no. 0302CR004735B)

Offense: Assault and Battery with Dangerous Weapon
Appearance Date: February 7, 2000
Court Name: Suffolk Superior (docket no. 0010067003)

Offense: Mayhem
Appearance Date: February 7, 2000
Court Name: Suffolk Superior (docket no. 0010067004)

Offense: Assault to Kill
Appearance Date: December 17, 1999
Court Name: Boston District Court (docket no. 9901CR6158A).

WHAT ARE YOUR NEXT STEPS?

On December 17, 2019, you requested an informal hearing with the Suitability Review Committee. A separate notice of hearing on the possible suitability issues is enclosed with a hearing date of Thursday, January 2, 2020.

Please submit the requested information on or before close of business on December 30, 2019. The information may be sent by email to the Commission at Paul.Payer@cccmass.com. Once the requested information is received, it will be reviewed. If the information provided clarifies the above offenses, and no longer presents any suitability issue, the informal hearing may not be necessary. However, if any of the offenses involved a firearm, the scheduled hearing will proceed as provided.



If you have any questions with regards to this notice, please do not hesitate to contact me at paul.payer@cccmass.com.

Sincerely,

 /s/
Paul Payer, Esq.
Enforcement Counsel
Cannabis Control Commission

