



State of Vermont
Marijuana Registry
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Department of Public Safety

January 12, 2022

CeresMED South

Attn: [REDACTED]

NOTICE OF NON-COMPLIANCE

On September 8th, 2021, Meredith Bullock with the Medical Marijuana Registry, received a call from a patient, stating that they had just tried to make an appointment with CeresMED South, but was told they were not in their system as an active patient. The patient was confused because they had just been served the week before.

While investigating this patient's claim, it was discovered by the registry that this patient had switched to a different designated dispensary upon their renewal on January 7th, 2021. Lindsey Wells, Marijuana Program Administrator, had sent a patient removal email to CeresMED South on January 7th, 2021, requesting this patient's 30-day purchase history, and advising CeresMED South to update their files to show this person was no longer a designated patient of their dispensary. On January 8th, 2021, CeresMED South employee, [REDACTED], responded to the patient removal email confirming that the patient did not have a purchase history for the last 30 days, and that they had been inactivated from CeresMED South's system.

Between January 13th, 2021 and August 26th, 2021, the patient was served 18 times by CeresMED South employees [REDACTED], [REDACTED], and [REDACTED]. At no point in time was it noticed that the patient's ID card listed a different designated dispensary, or that the patient was not listed under "Active Patients" in Visual Vault.

On September 14th, 2021, Melissa Andersen with the Medical Marijuana Registry, preformed an on-site assessment at CeresMED South [REDACTED]. While completing the assessment, Melissa spoke with the dispensary manager, [REDACTED], regarding the serving of a non-designated patient. The dispensary manager confirmed that this incident had already been reported to the CeresMED/CeresMED South Director of Retail Operations, [REDACTED], at the time of Ms. Andersen's on-site assessment. The incident report concerning this matter, was not submitted until September 15th, 2021.

Section 6.11.8 of the Rules states that a registered dispensary must maintain a record for each registered patient that has designated that dispensary. A registered patient's record shall contain at a minimum the following information: his or her sales records or trip tickets; a valid copy of his or her registry identification card; and a valid copy of his or her Vermont driver's

license, non-driver identification card. Files must be updated upon receipt of Department notifications of dispensary designation.

Section 6.1.11 of the Rules states that a Registered Dispensary shall verify that a registered patient's or caregiver's registry identification card is valid and has designated that dispensary prior to dispensing cannabis

Section 6.15.2 of the Rules prohibits acquiring, possessing, cultivating, manufacturing, delivering, transferring, transporting, supplying, or dispensing cannabis for any purpose except to registered patients who have designated that registered dispensary.

Section 11.4.4 of the Rules states that registered dispensary cardholder found to have dispensed, delivered, or otherwise transferred marijuana to a person other than a registered patient who has designated the dispensary as grounds for revocation of registry identification card.

Section 11.7.10 of the Rules states that dispensing marijuana to a person other than a registered patient or caregiver who has designated the dispensary as grounds for suspension or revocation of dispensary registration certificate.

In accordance with Section 6.16 of the Rules, CeresMED must notify the Department immediately when a violation of these rules or emergency situation occurs. A registered dispensary shall notify the Department in writing the next business day after a violation of these rules is known or suspected. A registered dispensary shall provide any and all information pertaining to the violation to the Department. A registered dispensary shall complete and submit a Department-approved incident report form to the Department within 10 business days of the initial notification.

Pursuant to Section 6.9.4 of the Rules a dispensary must notify the Department in writing with a postmark date within 20 business days of the date of the notice identifying the corrective actions taken and the date of the correction.

Please contact me with any questions or concerns regarding this matter.

Sincerely,

Melissa Andersen

Melissa Andersen
Administrative Services Coordinator

Cc: CeresMED, entity file

[Correction - Cc: CeresMed South, entity file \(LW\)](#)