

Cannabis Control Board Evidentiary Hearing Minutes – December 11, 2024

Chair calls the meeting to order at 1:05 p.m. Board members in attendance:

- James Pepper, Chair
- Kyle Harris
- Julie Hulburd

Minutes recorded by Patrick Crowley.

Chair Pepper noted changes to the agenda compared to what was publicly warned: One item related to Polestar Cannabis was not ready for review. Pepper also added a review of pending retail applications to follow public comment.

Chair Pepper then congratulated Commissioner Harris' family on the birth of their son.

Chair Pepper opened the floor for public comment. There was one brief comment about a non-functioning meeting link. Public comment closed at 1:09 p.m.

Commissioner Hulburd moved to enter executive session to review pending retail applications. Hulburd noted her recusal for the discussion on Cannaciello applicant. Motion to enter executive session seconded by Harris. Vote was 3-0-0 to enter executive session at 1:10 p.m.

During the Board's executive session, Commissioner Hulburd was recused from the discussion from 1:11 p.m. and returned to the discussion at 1:25 p.m. The Board exited executive session at 1:59 p.m., no action taken.

Hulburd moved to approve the application for Herbmont retail, subject to final payment of fees and any other contingencies. Seconded by Harris. Vote was 3-0-0 to approve application. The Board noted that two other applicants, Cannaciello and OTC were deferred to the January meeting of the Board.

The Board then discussed an open meeting issue at the request of the General Counsel, Gabriel Gilman.



Gilman noted that when that issue is raised, there's an obligation to consider whether an error has been made. Gilman prepared a recommended response – that Board deliberations are exempted from open meeting laws.

Julie moved to approve and submit a letter based on Gilman's recommendations, seconded by Harris. Vote was 3-0-0 to approve the response.

The Board then took up a hearing for a notice of violation related to an employee ID card issue for Gordon S. Horner., who was represented by Attorney Timothy Fair.

General Counsel Gilman and Attorney Fair discussed the status of Horner's case and violation. The Board asked clarifying questions about the case.

The hearing concluded at 2:23 p.m. with no Board action. The Board is expected to issue a written decision.

The Board then took up consideration of late renewal applications for 802 420 LLC, Onedrop Farm LLC, and High Fidelity, based on staff recommendations. Hulburd moved to accept late applications, Harris seconded. Vote was 3-0-0 to accept late applications.

Hulburd also moved to accept the staff recommendation that the late application request for Cambridge Cannabis Company be continued to the next regular meeting of the Board. Seconded by Harris. Vote was 3-0-0 to continue the application.

The Chair adjourned the meeting at 2:25 p.m.

