

ADMINISTRATIVE HEARINGS DIVISION
July 15, 2021

STIPULATED SETTLEMENT AGREEMENTS FOR LICENSE APPLICANTS

1. MP AG, LLC
Ira Mazie, Member
Addison Pettit, Member
dba **EUGENIUS**
(Application for a Marijuana
Producer License)

ORS 475B.045(2) states, in relevant part:

The Commission may refuse to issue a license or may issue a restricted license to an applicant under the provisions of ORS 475B.010 to 475B.545 if the Commission makes a finding that the applicant: ***

(f) Does not have a good record of compliance with ORS 475B.010 to 475B.545 or any rule adopted under ORS 475B.010 to 475B.545.

Commission staff proposed to issue the requested Marijuana Producer license with the following restrictions:

1. Licensee will not allow TREY WILLISON to take any part in the operation or management of the business or to provide any services to the business.
2. Licensee will not allow TREY WILLISON to be an employee or agent of the business or otherwise act in a representative capacity on behalf of the business.
3. Licensee will not allow TREY WILLISON to be on the licensed premises at any time.

Note: Applicant was issued a Notice of Proposed License Restrictions (Notice), dated June 16, 2021. Applicant accepts the imposition of the listed restrictions and wishes to dispose of this licensing matter by settlement.

SYNOPSIS: Trey Willison is the Managing Member of Keller Lane Properties, LLC, the landlord of Applicant MP Ag, LLC. As a result of this relationship Trey Willison will benefit or suffer financially from the proposed business, and/or would lend or give real property for use in the business. Trey Willison has a compliance history of two Category I and two Category III violations, which is not a good record of compliance. Therefore, Licensing staff proposed, and the Applicant wants to accept, a license with the above-listed restrictions.

TERMS OF AGREEMENT

1. The Commission will issue Applicant a Marijuana Producer License with the above-listed restrictions after this agreement is ratified and after Staff determine that the application is complete.
2. Applicant accepts the imposition of the above-listed restrictions on the license identified in this agreement without any conditions or reservations.

(continue **EUGENIUS**)

3. Applicant waives any and all rights to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), to judicial review, and to otherwise challenge this agreement or the Final Order resulting from it.
4. This agreement is conditioned on the final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at a commission meeting. If the Commission does not accept and approve this agreement in its entirety, it is deemed null and void, and Applicant's hearing rights, if any, will be restored. If the Commission accepts and approves this agreement in its entirety, Applicant withdraws any request for hearing.

2. Falahi, LLC
Sadallah Kahuk, Mgr
Nidal Abdallah, Mgr
Nihayeh Kahook, Mgr
dba **FALAH**
(Application for a Marijuana
Processor License)

ORS 475B.045(2) states, in relevant part:

The Commission may refuse to issue a license or may issue a restricted license to an applicant under the provisions of ORS 475B.010 to 475B.545 if the Commission makes a finding that the applicant: ***

(f) Does not have a good record of compliance with ORS 475B.010 to 475B.545 or any rule adopted under ORS 475B.010 to 475B.545.

Commission staff proposed to issue the requested Marijuana Processor license with the following restrictions:

1. Licensee will not allow Odeh HALHOULI to take any part in the operation or management of the business or to provide any services to the business.
2. Licensee will not allow Odeh HALHOULI to be on the licensed premises at any time.
3. Licensee KAHUK shall maintain the CTS administrator account and a valid marijuana worker permit so long as he is a licensee for the business.
4. Licensee KAHUK shall successfully complete both CTS Producer and Processor advanced training classes prior to engaging in any license privileges.
5. Licensee shall record the first and last name, business name, and worker permit number of each employee that completes the CTS basic training and the CTS Producer and/or Processor advanced training depending on their employment of record to also include when that person signed up for training, and the date and time each training was successfully completed. Licensee shall keep those records for a period of no less than a year after the date the employee took each training.
6. All employees of the business shall successfully complete CTS basic training and either the CTS Producer and/or Processor advanced training, depending on their employment of record, prior to performing any duties for the business that would require a marijuana worker permit.

Note: Applicant was issued a Notice of Proposed License Restrictions dated June 25, 2021. Applicant accepts the imposition of the listed restrictions and wishes to dispose of this licensing matter by settlement.

(continue **FALAH (PROC)**)

7. Licensee and all employees shall successfully complete CTS Producer and/or Processor advanced training, depending on their employment of record, no less than once per year and must not perform any duties at the licensed premises related to the licensed operations unless they have received the Producer and/or Processor advanced training within the last 366 days.
8. During any period of time when the premises is open for business, at least one licensee representative on premises shall have an active CTS user account with privileges sufficient to enter any and all data required to be entered into CTS by rule as part of inventory tracking.

SYNOPSIS: Applicant Sadallah Kahuk has four Category III violations when previously licensed that he has taken personal responsibility for, three of which that are aggravated. In the absence of a restriction, the violations would provide a basis for denial of the processor application because Applicant does not have a good record of compliance when previously licensed. The prior violations involved CTS tracking issues and failure to notify the commission of an arrest within 24 hours, and the proposed restrictions overcome the refusal basis. Under the proposed settlement agreement, Applicant agrees to accept the restrictions on the license.

TERMS OF AGREEMENT

1. The Commission will issue Applicant a Marijuana Processor License with the listed restrictions after this agreement is ratified and after Staff determine that the application is complete.
2. Applicant accepts the imposition of the listed restrictions on the license identified in this agreement without any conditions or reservations.
3. Applicant waives any and all rights to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), to judicial review, and to otherwise challenge this agreement or the Final Order resulting from it.
4. This agreement is conditioned on the final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at a commission meeting. If the Commission does not accept and approve this agreement in its entirety, it is deemed null and void, and Applicant's hearing rights, if any, will be restored. If the Commission accepts and approves this agreement in its entirety, Applicant withdraws any request for hearing.

3. Falahi, LLC
Sadallah Kahuk, Mgr
Nidal Abdallah, Mgr
Nihayeh Kahook, Mgr
dba **FALAH**
(Application for a Marijuana
Producer License)

ORS 475B.045(2) states, in relevant part:

The Commission may refuse to issue a license or may issue a restricted license to an applicant under the provisions of ORS 475B.010 to 475B.545 if the Commission makes a finding that the applicant: ***

(f) Does not have a good record of compliance with ORS 475B.010 to 475B.545 or any rule adopted under ORS 475B.010 to 475B.545.

Commission staff proposed to issue the requested Marijuana Producer license with the following restrictions:

1. Licensee will not allow Odeh HALHOULI to take any part in the operation or management of the business or to provide any services to the business.
2. Licensee will not allow Odeh HALHOULI to be on the licensed premises at any time.
3. Licensee KAHUK shall maintain the CTS administrator account and a valid marijuana worker permit so long as he is a licensee for the business.
4. Licensee KAHUK shall successfully complete both CTS Producer and Processor advanced training classes prior to engaging in any license privileges.
5. Licensee shall record the first and last name, business name, and worker permit number of each employee that completes the CTS basic training and the CTS Producer and/or Processor advanced training depending on their employment of record to also include when that person signed up for training, and the date and time each training was successfully completed. Licensee shall keep those records for a period of no less than a year after the date the employee took each training.
6. All employees of the business shall successfully complete CTS basic training and either the CTS Producer and/or Processor advanced training, depending on their employment of record, prior to performing any duties for the business that would require a marijuana worker permit.

Note: Applicant was issued a Notice of Proposed License Restrictions dated June 25, 2021. Applicant accepts the imposition of the listed restrictions and wishes to dispose of this licensing matter by settlement.

(continue **FALAH (PROD)**)

7. Licensee and all employees shall successfully complete CTS Producer and/or Processor advanced training, depending on their employment of record, no less than once per year and must not perform any duties at the licensed premises related to the licensed operations unless they have received the Producer and/or Processor advanced training within the last 366 days.
8. During any period of time when the premises is open for business, at least one licensee representative on premises shall have an active CTS user account with privileges sufficient to enter any and all data required to be entered into CTS by rule as part of inventory tracking.

SYNOPSIS: Applicant Sadallah Kahuk has four Category III violations when previously licensed that he has taken personal responsibility for, three of which that are aggravated. In the absence of a restriction, the violations would provide a basis for denial of the producer application because Applicant does not have a good record of compliance when previously licensed. The prior violations involved CTS tracking issues and failure to notify the commission of an arrest within 24 hours, and the proposed restrictions overcome the refusal basis. Under the proposed settlement agreement, Applicant agrees to accept the restrictions on the license.

TERMS OF AGREEMENT

1. The Commission will issue Applicant a Marijuana Producer License with the listed restrictions after this agreement is ratified and after Staff determine that the application is complete.
2. Applicant accepts the imposition of the listed restrictions on the license identified in this agreement without any conditions or reservations.
3. Applicant waives any and all rights to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), to judicial review, and to otherwise challenge this agreement or the Final Order resulting from it.
4. This agreement is conditioned on the final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at a commission meeting. If the Commission does not accept and approve this agreement in its entirety, it is deemed null and void, and Applicant's hearing rights, if any, will be restored. If the Commission accepts and approves this agreement in its entirety, Applicant withdraws any request for hearing.