

remaining under the control of the dispensing organization more than 48 hours after the last dispensing day shall be seized and destroyed by the department.

#### 64-4.004 Revocation of Dispensing Organization Approval.

- (1) The department shall revoke its approval of the dispensing organization if the dispensing organization:
  - (a) Cultivates low-THC cannabis before obtaining department authorization; or
  - (b) Knowingly dispenses, delivers, or otherwise transfers low-THC cannabis derivative product to an individual other than a qualified patient or a qualified patient's legal representative; or
- (2) The department may revoke a dispensing organization's approval or authorization if the dispensing organization does not:
  - (a) Comply with the requirements in Section 381.986, F.S., or this rule chapter;
  - (b) Implement the policies and procedures or comply with the statements provided to the department with the original or renewal application;
  - (c) Seek authorization to begin cultivation within 75 calendar days of application approval; or
  - (d) Begin dispensing within 150 calendar days of the authorization granted pursuant to subsection 64-4.005(2), F.A.C.

Rulemaking Authority 381.986(5)(d) FS. Law Implemented 381.986(5)(b) FS. History—New \_\_\_\_\_.

#### 64-4.005 Inspection and Authorization Procedures.

- (1) Submission of an application for dispensing organization approval constitutes permission for entry by the department at any reasonable time into any dispensing organization facility to inspect any portion of the facility; review the records required pursuant to Section 381.986, F.S., or this chapter; and collect samples of any low-THC cannabis or low-THC cannabis derivative product for laboratory analysis. All inspectors shall follow the dispensing organization's sanitation protocol when conducting any inspection.
- (2) No less than 30 calendar days prior to the initial cultivation of low-THC cannabis, the dispensing organization shall notify the department that the dispensing organization is ready to begin cultivation, the dispensing organization is in compliance with Section 381.986, F.S., and this rule chapter and is seeking authorization to begin cultivation. No low-THC cannabis, including seeds, tissue culture, and cuttings, may be present in any dispensing organization facility prior to authorization by the department.
- (3) No less than 10 calendar days prior to the initial production or dispensing of low-THC cannabis, the dispensing organization shall notify the department that the dispensing organization is ready to begin production or dispensing, the dispensing organization is in compliance with Section 381.986, F.S., and this chapter and is seeking authorization to begin production or dispensing.
- (4) If the department identifies a violation of Section 381.986, F.S., or this chapter during an inspection of a dispensing organization facility, the dispensing organization shall notify the department in writing, within 20 business days after the date of receipt of the written notice of violation, identifying the corrective action taken and the date of the correction.

Rulemaking Authority 381.986(5)(d) FS. Law Implemented 381.986(5)(b) FS. History—New \_\_\_\_\_.

#### 64-4.006 Identification, Labeling and Testing Low-THC Cannabis Seeds, Dried Flowers and Derivative Products.

- (1) A dispensing organization shall ensure that the low-THC cannabis derivative product provided to a qualified patient is in medical grade, childproof containers labeled with:
  - (a) The dispensing organization name and location;
  - (b) The amount, harvest number, and batch number of the low-THC cannabis derivative product being dispensed;
  - (c) The date of product processing or production;
  - (d) A list of all additives, including pesticides, herbicides, fertilizers, and solvents, used in the cultivation and production of the low-THC cannabis derivative product;
  - (e) A list of all matrix ingredients used to make the low-THC cannabis derivative product, e.g., olive oil, canola oil, et cetera;
  - (f) The percent by weight of tetrahydrocannabinol (THC) and cannabidiol (CBD);
  - (g) Identification and percentages of all specific cannabinoids in the low-THC cannabis derivative product, if known;
  - (h) The name of the ordering physician; and
  - (i) The registry identification number of the qualified patient.

(2) Prior to dispensing any low-THC derivative product, a dispensing organization shall sample and have tested by a [TBD] each batch of each product to be distributed. The testing laboratory shall file with the department an electronic copy of each laboratory test result for any batch that does not pass the microbial, mycotoxin, heavy metal, pesticide, chemical residue or residual solvents levels test or meet the composition requirements required by s. 381.986(1)(b), F.S. Dispensing shall not occur until the test results have been received by the dispensing organization. Testing shall include at a minimum [use *U.S. Pharmacopeia Herbal Medicines Compendium?*]:

- (a) Tetrahydrocannabinol concentration reported as a percentage by weight;
- (b) Cannabidiol concentration reported as percentage by weight;
- (c) Bacteria and molds, including aerobic bacteria, E. coli, enterobacteria, powdery mildew, penicillium, yeast, aspergillus, cladosporin, fusarium, botrytis, aureobasidium and acremonium;
- (d) Heavy metals; and
- (e) All chemical additives, including nonorganic pesticides, herbicides, and fertilizers, and solvents used in the cultivation and production of the low-THC cannabis reported as parts per billion.

(3) The dispensing organization shall provide copies of any test results to the department upon request.

(4) If any batch sample test result shows the presence of any bacteria, mold, heavy metal, or chemical additive over the Health Advisory Level (HAL) as provided in the department's Environmental Chemistry Analyte List [use *U.S. Pharmacopeia Herbal Medicines Compendium?*], dated July 31, 2014, herein incorporated by reference and available at <https://flrules.com/gateway/reference.asp?No=Ref-####>, the entire batch from which the sample was derived shall be identified and segregated to prevent further processing or distribution. The entire batch shall be [TBD].

(5) Any batch sample or any other sample that exceeds 0.8% tetrahydrocannabinol by weight or has 10% or less of cannabidiol by weight shall be segregated to prevent further processing or dispensing. If the batch cannot be made to conform to the requirements of section 381.986(1)(b), F.S., within 10 days, the batch shall be destroyed.

(6) Upon request from the department, a dispensing organization shall submit a sample of any specific seed, dried flower or derivative product from the low-THC cannabis inventory to a laboratory selected by the department for analysis and reporting to the department.

(7) Laboratories shall immediately destroy any untested low-THC cannabis or low-THC cannabis derivative product upon the completion of the testing. Laboratories shall retain the tested sample for 30 calendar days to allow for retesting before destroying the sample. If the low-THC cannabis or low-THC cannabis derivative product is destroyed, the time and method of destruction or disposal shall be documented.

(8) All low-THC derivative products shall be maintained in an appropriately climate-controlled environment.

Rulemaking Authority 381.986(5)(d) FS. Law Implemented 381.986(5)(b) FS. History—New \_\_\_\_\_.

#### 64-4.007 Recordkeeping and Reporting Requirements.

(1) A dispensing organization shall designate in writing an inventory agent who has oversight of the inventory control system.

(2) A dispensing organization shall establish and implement an inventory control system for the low-THC cannabis plants and derivative products that documents:

(a) Each day's beginning and ending inventory of seeds, tissue cultures, cuttings, plants harvests, processed low-THC cannabis derivative products, sales, disbursements, and disposed, unusable plants or low-THC cannabis derivative products;

(b) For each harvest of low-THC cannabis cultivated:

1. The harvest number;
2. Whether the harvest originated from seeds, tissue culture, or cuttings;
3. The strain of the seeds, tissue culture, or cuttings planted;
4. The number of seeds, tissue culture, or cuttings planted;
5. The date the seeds, tissue culture, or cuttings were planted;
6. A list of all additives, including pesticides, herbicides, and fertilizers used in the cultivation;
7. The number of low-THC plants grown to maturity and harvested;
8. Method and date of disposal of plants not grown to maturity;
9. Date of harvest;
10. Final harvest yield weight - gross;
11. Weight of low-THC plants or plant parts not used for the production of dispensable products;
12. Final harvest yield weight - net;
13. Name of the inventory agent responsible for the harvest, and

14. The disposal through incineration or composting of low-THC plants or plant parts not used for the production of dispensable products including the:

a. Description of and reason for disposal including, if applicable, the number of failed or other unusable plants;

b. Date of disposal;

c. Method of disposal; and

d. Name of the employee responsible for the disposal.

(c) For each batch of low-THC cannabis derivative product produced:

1. The batch number;

2. The harvest number(s) of the low-THC plants incorporated into the batch;

3. The name (if applicable) of the low-THC cannabis derivative product produced;

4. Form and quantity of low-THC cannabis derivative product produced;

5. Date sampled for laboratory analysis;

6. Laboratory sample results; and

7. Date laboratory results were received.

(d) For each low-THC cannabis derivative product dispensed:

1. Name (if applicable) of the low-THC cannabis derivative product;

2. Form of the low-THC cannabis derivative product;

3. Batch number;

4. A list of all matrix ingredients used to make the low-THC cannabis derivative product, e.g., olive oil, canola oil, et cetera;

5. The percent by weight of tetrahydrocannabinol (THC) and cannabidiol (CBD);

6. Identification and percentages of all specific cannabinoids in the low-THC cannabis derivative product, if known;

7. Amount of each low-THC cannabis derivative product dispensed;

8. The name of the ordering physician;

9. The registry identification number of the qualified patient; and

10. The price of the low-THC cannabis derivative product dispensed.

(e) For low-THC cannabis derivative products disposed:

1. Name (if applicable) of the low-THC cannabis derivative product, form, batch number and amount;

2. Reason for disposal; and

3. Method of disposal.

(3) The inventory agent shall conduct and document an audit of the dispensing organization's inventory at least once every 30 days. If the audit identifies a discrepancy in the amount of low-THC cannabis or low-THC cannabis derivative product, the dispensing organization shall determine where the discrepancy has occurred and take and document immediate corrective action. The dispensing organization shall notify the department of any identified discrepancy and the corrective action taken within five business days of the identification of the discrepancy. If criminal activity is suspected, the dispensing organization shall immediately report the suspicion to law enforcement officials.

(4) The dispensing organization shall maintain the required documentation for a minimum of five years from the date of the document and provide the documentation to the department upon request.

Rulemaking Authority 381.986(5)(d) FS. Law Implemented 381.986(5)(b) FS. History—New \_\_\_\_\_.

#### 64-4.008 Procedural Requirements.

(1) A dispensing organization shall:

(a) Ensure that dispensing hours of operation, at a minimum, adhere to the dispensing availability proposed in the approved application, and that its dispensary is operating and available to dispense low-THC cannabis derivative product to any qualified patient on a regular schedule. The dispensing hours of operation shall be prominently displayed in the dispensary, posted on the dispensing organization's website, and available upon request to qualified patients, their legal representatives, the department, and ordering physicians;

(b) Develop, document, and implement policies and procedures regarding:

1. Training and adherence to requirements for protecting patient privacy;

2. Inventory control; and

3. Patient records;

(c) Maintain policies and procedures and provide copies to the department upon request;

(d) Post the following information in a place that can be viewed by individuals entering the dispensing facility:

1. Name of the dispensing organization;
2. Name of the medical director and the medical director's license number; and
3. Hours of operation;

(e) Limit access to all dispensing organization facilities to owners, managers, dispensing organization employees, qualified patients, legal representatives of qualified patients, authorized inspectors, and authorized visitors. Authorized visitors must wear an identifying badge and be escorted and monitored at all times by an owner, manager, or employee. The dispensing organization shall create and maintain a visitor log and the name of any visitor and the date and duration of the visit shall be entered in the log. All authorized visitors must comply with the sanitation protocol of the dispensing organization; and

(f) Advise the department within seven calendar days of any change in medical director. A dispensing organization cannot operate in the absence of a medical director.

(2) The dispensing organization shall cultivate, process, store, dispense, and perform any other activity involving low-THC cannabis in [TBD].

(3) The dispensing organization shall make reasonable efforts to mitigate odors.

(4) The dispensing organization shall ensure that all buildings and equipment used for the cultivation, harvest, preparation, packaging, storage, or sale of low-THC cannabis and low-THC cannabis derivative products are maintained [TBD].

(a) Low-THC cannabis in the process of preparation, production, packing, storage, sale or dispensing shall be protected from insects, dust, dirt and other contamination in fully enclosed rooms.

(b) Refuse or waste products incident to the manufacture, preparation, packing, selling, or distribution of low-THC cannabis and low-THC cannabis derivative products shall be [TBD].

(c) All trucks, trays, buckets, other receptacles, platforms, racks, tables, shelves, knives, saws, cleavers, other utensils, or the machinery used in moving, handling, cutting, chopping, mixing, canning, packaging, or other processes shall be cleaned at least once every 24 hours.

(6) The medical director must be [TBD- and must designate a back-up medical director when not so available. The medical director shall provide for standards and protocols that ensure proper testing of low-THC medical cannabis derivative products for potency and contamination. The medical director shall assist with the development and implementation of policies and procedures regarding, at a minimum, emergency responses, sanitation protocols, compliance with state and federal regulations regarding confidentiality of personally identifiable health information, quality assurance, and disease prevention. The medical director shall also respond to the department and local municipalities regarding compliance with rules and regulations and community health and public safety concerns. If the medical director determines that any employee of the dispensing organization has a health condition that may adversely affect the safety or quality of the low-THC cannabis or derivative products, the employee shall be prohibited from direct contact with any product or equipment or materials for processing low-THC cannabis until the medical director determines that the employee's health condition will not adversely affect the safety and quality of the low-THC cannabis.]

Rulemaking Authority 381.986(5)(d) FS, Law Implemented 381.986(5)(b) FS. History--New \_\_\_\_\_.

#### 64-4.009 Compassionate Use Registry.

(1) Ordering physicians licensed under Chapter 458 or 459, F.S., meeting the educational requirements of Section 381.986(4), F.S., may access the Compassionate Use Registry using their existing MQA Services credentials.

(2) Designated persons may request access to the Compassionate Use Registry by completing form DH8008-OCU-12/2014, "Request for Access to the Compassionate Use Registry," herein incorporated by reference and available at <https://flrules.com/gateway/reference.asp?No=Ref-#####>. Those requesting access must meet one of the following criteria:

(a) Authorized employee of a dispensing organization - each dispensing organization may have up to five employees with access to the Compassionate Use Registry;

(b) Law enforcement official; or

(c) Authorized employee of the department.

(3) Persons seeking to access to the registry shall have successfully completed a department-approved course in their responsibilities related to patient confidentiality and shall make documentation of completion available to the department upon request.

(4) Before dispensing any low-THC cannabis derivative product to a qualified registered patient or the patient's legal guardian, the dispensing organization must verify that the patient has an active registration, the order presented matches the order contents as recorded by the physician in the registry, and the order has not already been dispensed.

(5) The dispensing organization shall enter a dispensing action into the registry immediately upon dispensing the low-THC cannabis to the qualified registered patient or the patient's legal guardian.

Rulemaking Authority 381.986(5)(d) FS. Law Implemented 381.986(5)(a); 837.06 FS. History—New\_\_\_\_\_.

DRAFT 1.15.15

## **Bist, Kevin**

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**From:** Arlene Dibenigno <arlene@conversaco.com>  
**Sent:** Friday, January 16, 2015 2:44 PM  
**To:** Nelson, Patricia A  
**Cc:** Bist, Kevin  
**Subject:** KAREN BASHA EGOZI REQUEST TO SERVE ON MEDICAL MARIJUANA COMMITTEE  
**Attachments:** KBEResume.doc; Karen Bio[1].docx; Karen Basha Egozi- Committee for Charlotte's Web Law[1].docx

Ms. Nelson-

Per my conversation with Mr. Bist, on behalf of Ms. Karen Basha Egozi, CEO of the Epilepsy Foundation of Florida, attached please find her resume, bio and formal request to serve on the Florida Department of Health Medical Marijuana Committee. Ms. Egozi is very passionate about this issue and feels that her background and daily work with patients impacted by this law would allow her to serve well.

Should you have any questions or require further information please do not hesitate to contact me.

Best regards,

Arlene DiBenigno  
(850) 688-3307

**KAREN BASHA EGOZI**

5835 SW 28<sup>th</sup> Street ● Miami ● Florida ● 33155  
Phone 305-662-7348 ● Cell 786-999-2316 ● kbasha@aol.com

**PROFESSIONAL EXPERIENCE**

**EPILEPSY FOUNDATION OF FLORIDA, Miami, Florida**  
**Chief Executive Officer**

**2005 – present**

Manage 47 employees in eight offices to provide epilepsy education and direct medical and social services in 35 of Florida's 67 counties. Establish and implement organizational policies, regulations, goals, objectives and administer a sound \$4M operating budget through effective public, private and foundation fundraising to support patients with epilepsy and their families. Consistently managed a high value charity where 91% of expenses funded program costs for the past three years.

**Key Achievements**

- ✓ Acted as Lead Agency for the state of Florida epilepsy services for all 67 Florida counties developing policies and procedures as designated by the Florida Department of Health. Required working in collaboration with seven (7) epilepsy service providers statewide fostering communication, coordination of services, lobbying efforts and facilitation of contract implementation.
- ✓ Implemented new, state of the art service models for patient's easy access to services specifically the Centralized Intake Unit, Virtual Case Management and Epilepsy University programs resulting in cost reductions and an increase of over 50,000 medical and social service units per year.
- ✓ Responsible for earning status as one of five national affiliates reaching Standards of Excellence saving \$25,000 per year of membership fees as well as repeatedly receiving positive monitoring reports from all public and private funders.
- ✓ Led three mergers to expand the agency's direct services with epilepsy agencies in the Jacksonville, Gainesville and Pensacola regions.
- ✓ Coordinated employees in Miami-Dade, Broward, Palm Beach, Jacksonville, Pensacola and Gainesville regional offices to form a comprehensive team with strategic goals and a reporting methodology to chronicle progress.
- ✓ Provided leadership and guidance for all fundraising efforts throughout Florida working with major donors, foundations, state and federal government agencies, corporate sponsors and special event coordination to annually reach organizational goals.
- ✓ Led, year after year, successful legislative advocacy efforts for all epilepsy patients across Florida.

**EARLY LEARNING COALITION MIAMI-DADE/MONROE, Miami, Florida**  
**Vice President of Administration**

**2003 – 2005**

Responsible for the administrative, fiscal and personnel management operations of the Coalition, which has statutory authority for planning and implementing the coordination of early learning services throughout the two counties. Establishment of policies and procedures to ensure

effective and efficient service delivery in full compliance with all regulatory requirements to ensure that all children from birth to age five have the chance to develop intellectually, socially and physically so they are ready and eager to learn when they enter first grade.

#### **Key Achievements**

- ✓ Full responsibility for management of \$170 million budget to provide child care subsidies countywide.
- ✓ Establishment and supervision of professional staff of 35 plus outside consultants.
- ✓ Smooth transition of 15,000 preschool children throughout Miami-Dade County to one central childcare agency within a three month period.
- ✓ Acquisition of nearly \$400,000 to lead the design and establishment of a comprehensive \$35 million quality improvement system for early childcare and education throughout Miami-Dade over a five year period beginning in 2004.

#### **KBE MARKETING MANAGEMENT, INC., Miami, Florida President**

**2002 – 2003**

Founding president of a consulting agency that provides project management services to private and public sector organizations at the local, state and national levels. Services included building program capacity and infrastructure; fundraising sustainability including coordination of special events; public opinion research; and strategic planning for a variety of multicultural organizations.

#### **Key Achievements**

- ✓ Played key role in the planning and design of The Children's Trust via agency needs assessment research to manage new funding approved by voter referendum in 2002 (The Children's Trust is a public agency, funded through property taxes, whose purpose is to provide health, safety and development services to children and to promote parental responsibility for children throughout Miami-Dade).
- ✓ Specialized in multilingual public opinion research projects.

#### **BENDIXEN & ASSOCIATES, INC., Miami, Florida Executive Director**

**2000-2002**

Establishment of Miami operations for national public opinion research consulting firm. Primary responsibilities included financial management; budget development; local staff and national consultant supervision; focus group and interview project management; client-corporate relations; national and international media coordination and meeting overall corporate goals for Miami office.

#### **Key Achievements**

- ✓ Successful establishment of Miami office as gateway to South and Central America.
- ✓ Establishment of major client-base including VITAS Corporation, University of Miami School of Medicine, American Red Cross, Pew Wilderness Center and The Cuba Study Group.
- ✓ Successful national and local political campaign coordination.
- ✓ Effective management of numerous multicultural, multilingual public opinion research surveys and focus groups nationwide.

Comprehensive oversight of all fiduciary, staff and board operations and establishment of comprehensive development plus marketing and public relations programs. This fundraising organization dedicated to supporting the Guardian Ad Litem Program of the Eleventh Judicial Circuit helps advocate for and support abandoned and abused children throughout Miami-Dade County.

**Key Achievements**

- ✓ Increased annual organizational revenues from \$75,000 to \$2 million through the design and implementation of result-oriented development plan.
- ✓ Facilitation of an effective public/private partnership between the Guardian Ad Litem Program and the Eleventh Judicial court system.
- ✓ Successful advocacy and initiation of a major pilot program funded through the Florida Legislature to expand representation of abused, neglected and abandoned children throughout Miami-Dade County.
- ✓ Effective organizational restructuring and development of a more effective board of directors more representative of Miami-Dade's diverse communities and influential organizations.

**EDUCATION & SPECIALIZED TRAINING**

**Florida State University, Tallahassee, Florida**  
**Bachelor of Science, Marketing Major**

- **PriceWaterhouseCoopers Financial Services Audit Committee Forum, 2004 & 2005**
  - **The Grantsmanship Center, Grant Writing Course, 1996**
  - **Barry University Study of Nonprofit Management, 1996**

**PROFESSIONAL/COMMUNITY ASSOCIATIONS**

Executive of the Year awarded by the National Epilepsy Foundation, November, 2008  
Josh Provides, Director, 2013-Present  
The Shimmy Club, Director, 2006-Present  
Sant La Haitian Neighborhood Center, Director, Board Chair 2003-2008  
Federal Home Loan Bank of Atlanta, Federal Appointee, Director, Housing Committee Chair  
2003-2006  
Guardian Ad Litem Florida State Association, Board Member, 2001-2005  
Voices for Children Foundation, Trustee, Endowment Committee Chair 2000-2002  
Guardian Ad Litem Program, Volunteer, 1990 - 1999

**OTHER SKILLS**

Fluent in Spanish and English  
Proficient in Microsoft Office

**References available upon request**

## Karen Basha Egozi

Karen Egozi has been in non-profit management for over 15 years. She is the acting CEO of the Epilepsy Foundation of Florida (EFOF) since 2005 and before that served as the Vice President of Administration of the Early Learning Coalition (ECF) serving Dade and Monroe counties and the CEO of the Miami-Based Voices for Children Foundation (VOCF). Her education in Marketing from Florida State University coupled with her private sector experience and completion of undergraduate non-profit management courses has provided her with a thorough understanding of the complexities of effectively managing a large organization.

EFOF provides crucial epilepsy services to individuals in 31 counties. Under Karen's leadership the organization has managed to adapt to external changes which allowed them to operate more efficiently and expand coverage. Some of her key achievements with the foundation include, but are not limited to; the successful negotiation of a statewide contract for agency that allowed EFOF to become the lead entity receiving all Department of Health funds in Florida for epilepsy and an effective merger with the Epilepsy Foundation of Northeast Florida in Jacksonville.

Karen's work with the Early Learning Coalition (ELC) and the Voices for Children (VFC) foundation instilled in her the skills necessary to oversee the efficient expansion of epilepsy services in Florida. With VFC she was credited with dramatically increasing annual revenues from about \$75,000 to \$2 million --- no small achievement. Her effective management of a \$129 million budget and the smooth transition of 15,000 preschool children to one central childcare agency within a three month period are just a few of her key achievements with the VOCF. All in all, Karen is an invaluable asset to the Florida non-profit community.

## Karen Basha Egozi: Request for consideration to serve on the Committee for Charlotte's Web Law

Since 2005, Karen Basha Egozi has operated as the chief executive officer for the Epilepsy Foundation of Florida (EFOF), serving as an ambassador and patient advocate for individuals dealing with epilepsy and other seizure diseases and disorders. EFOF is the largest organization in the State of Florida that deals with and provides information, services, and support to people suffering with epilepsy.

Throughout the last decade, she has worked tirelessly on the issues impacting this community and has worked to implement services to patients that go beyond the call of duty. Medical assistance, insurance advocacy and patient education include some of the work she has been involved with the Foundation.

With the passage of the Compassionate Medical Cannabis Act, also known as Charlotte's Web, Ms. Egozi recognized the role her organization had toward providing information about this non-euphoric strain of marijuana to treat seizure diseases, like epilepsy. To better serve its members, EFOF convened forums to provide its membership and stakeholders with an outlet to better understand the impact of medicinal marijuana and cannabidiol on epilepsy. The educational forums, held in five cities across the state, included medical and legislative leaders knowledgeable on the topic of medicinal marijuana, Amendment 2 and the implementation of Charlotte's Web.

The committee needs representatives like Ms. Egozi who have many years of experience and knowledge on the issue. For five years under her leadership the EFOF was the Department of Health's lead agency and together worked to devise new rules for the program. As a national affiliate, she embodies the compassion and tenacity needed to work on implementing new rules to ensure the law is successful in its mission. Ms. Egozi understands the importance of the rule-making process, and is equipped with the knowledge and passion needed to represent an organization of individuals living with the disease in the State of Florida.

**Bist, Kevin**

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**From:** Nelson, Patricia A  
**Sent:** Friday, January 16, 2015 3:26 PM  
**To:** 'joelstanley@msn.com'  
**Subject:** FW: DOH Release: The Florida Department of Health Announces Negotiated Rulemaking Participants

FYI

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**From:** DOH Office of Communications [<mailto:DOHcommunicationsoffice@flhealth.gov>]  
**Sent:** Friday, January 16, 2015 3:04 PM  
**To:** Nelson, Patricia A  
**Subject:** DOH Release: The Florida Department of Health Announces Negotiated Rulemaking Participants

**FOR IMMEDIATE RELEASE**

January 16, 2015

**Contact:** Communications Office  
(850) 245-4111

**The Florida Department of Health Announces Negotiated Rulemaking Participants**

TALLAHASSEE—The Office of Compassionate Use with the Florida Department of Health today released the names of participants to take part in the Negotiated Rulemaking Session scheduled for February 4 and 5 in Tallahassee.

This is a continuation of the department's efforts to implement the Compassionate Medical Cannabis Act. The department remains committed to getting this product to children with intractable epilepsy and people with advanced cancer as safely and quickly as possible. This rulemaking negotiation is part of the department's commitment to working with all stakeholders to arrive at a rule and start providing the product to those who need it.

After carefully reviewing all submissions, the Office of Compassionate Use selected participants who will work together to finalize a complete set of rules during the two-day meeting. All members represent groups as outlined in the Notice of Negotiated Rulemaking.

The committee is comprised of the following participants:

- George Hackney, Hackney Nursery Company
- Robert Wallace, Chestnut Hill Nursery and Orchards
- Bruce Knox, Knox Nurseries
- John Tipton, Plants of Ruskin
- Pedro Freyre, Costa Farms
- Holley Moseley
- Jill Lamoureux, CannLabs, Inc.
- Donna Blanton
- Darrin Potter

- Dr. Jeffrey Block
- Joel Stanley
- Patricia Nelson

The meeting notice and the draft rule are available at [www.FloridaHealth.gov/OCU](http://www.FloridaHealth.gov/OCU).

The department works to protect, promote and improve the health of all people in Florida through integrated state, county and community efforts. Follow us on Twitter at [@HealthyFla](https://twitter.com/HealthyFla) and on [Facebook](https://www.facebook.com/HealthyFla). For more information about the Florida Department of Health please visit [www.floridahealth.gov](http://www.floridahealth.gov).

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## Bist, Kevin

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**From:** Joel Ewusiak <joel@ewusiaklaw.com>  
**Sent:** Friday, January 16, 2015 4:11 PM  
**To:** Nelson, Patricia A  
**Subject:** FW: Application for Rulemaking Committee for Florida's Low THC Cannabis Law - Joel Ewusiak  
**Attachments:** Application for Committee - Joel Ewusiak - Signed.pdf

Patty:

I was just following up on my application. I saw that the department published new draft rules yesterday.

Thanks,

-Joel

Joel Ewusiak

Ewusiak Law, P.A.

100 Main St., Suite 205

Safety Harbor, FL 34695

P: 727.286.3559 | F: 727.286.3219 | [www.ewusiaklaw.com](http://www.ewusiaklaw.com)

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**From:** Joel Ewusiak [<mailto:joel@ewusiaklaw.com>]

**Sent:** Friday, January 9, 2015 10:49 AM

**To:** 'Nelson, Patricia A'

**Subject:** RE: Application for Rulemaking Committee for Florida's Low THC Cannabis Law - Joel Ewusiak

Patty:

As a follow-up to my email below, attached please find my formal application to serve as a committee member. At your convenience, please confirm your receipt of this email.

Thanks for your consideration,

-Joel

Joel Ewusiak

Ewusiak Law, P.A.

100 Main St., Suite 205

Safety Harbor, FL 34695

P: 727.286.3559 | F: 727.286.3219 | [www.ewusiaklaw.com](http://www.ewusiaklaw.com)

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**From:** Joel Ewusiak [<mailto:joel@ewusiaklaw.com>]

**Sent:** Tuesday, January 6, 2015 2:31 PM

**To:** 'Nelson, Patricia A'

**Subject:** RE: Rulemaking Committee for Low THC Cannabis Law

Thanks, Patty. I'll send you a request via email tomorrow. I think I would offer a fair and balanced approach to the rule-making process that is consistent with the law. I represent one of the few doctors currently authorized in Florida to order low-THC Cannabis (she has taken and passed the CLE course), as well as several Florida businesses and individuals wishing to apply for dispensary and cultivation licenses in the future. During last year's legislative session, I also

extensively analyzed all of Florida's proposed medical marijuana laws, including the low THC Cannabis law that passed, so I am more than familiar with the issues at hand. By way of example only, please see:

<http://www.flamedicalmarijuanalawyer.com/news/2014/2/13/several-part-series-on-floridas-new-proposed-medical-marijuana-bill>.

Anyway, I will be in touch and thank you for your consideration.

-Joel

Joel Ewusiak

Ewusiak Law, P.A.

100 Main St., Suite 205

Safety Harbor, FL 34695

P: 727.286.3559 | F: 727.286.3219 | [www.ewusiaklaw.com](http://www.ewusiaklaw.com)

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---

**From:** Nelson, Patricia A [<mailto:Patricia.Nelson@flhealth.gov>]

**Sent:** Tuesday, January 6, 2015 1:07 PM

**To:** [joel@ewusiaklaw.com](mailto:joel@ewusiaklaw.com)

**Subject:** RE: Rulemaking Committee for Low THC Cannabis Law

Joel,

The negotiating committee has not been selected. Any person interested in being on the committee should send a request to me by email. The request should include an explanation of why they are interested in being on the committee as well as what qualifications they believe would make them a good choice for the committee.

Patty

---

**From:** Joel Ewusiak [<mailto:joel@ewusiaklaw.com>]

**Sent:** Monday, January 05, 2015 1:32 PM

**To:** Nelson, Patricia A

**Subject:** Rulemaking Committee for Low THC Cannabis Law

Hi Patricia:

I've reviewed the attached Notice of Development of Rulemaking for the low THC cannabis law. How are the committee members being selected and if they are already selected, who are the committee members? The notice outlines a procedure that must be followed in order to apply to participate in the February 2015 meeting, but the procedure seems to apply to non-committee members only.

Thanks,

-Joel

Joel Ewusiak

Ewusiak Law, P.A.

100 Main St., Suite 205

Safety Harbor, FL 34695

P: 727.286.3559 | F: 727.286.3219 | [www.ewusiaklaw.com](http://www.ewusiaklaw.com)

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# EWUSIAK LAW

Reply to: [joel@ewusiaklaw.com](mailto:joel@ewusiaklaw.com)

---

100 MAIN STREET, SUITE 205  
SAFETY HARBOR, FL 34695  
P: 727.286.3559 | F: 727.286.3219

January 9, 2015

**Via Email Only (Patricia.Nelson@flhealth.gov)**

Patricia Nelson  
Department of Health  
4052 Bald Cypress Way, Bin A-02  
Tallahassee, Florida 32399

Re: Application for Membership on Negotiated Rulemaking Committee for Low THC Cannabis Law (Fla. Stat. Section 381.986. "Compassionate use of low-THC cannabis.")  
Section 1: Notice of Development of Proposed Rules and Negotiated Rulemaking, Florida Administrative Register Volume 41, Number 2, January 5, 2015

Dear Ms. Nelson:

Please accept this email as my application to serve as a committee member for the negotiated rulemaking process.

For the past thirteen and a half years, I have continuously practiced law in the state of Florida and represented clients in a wide range of complex legal matters. My resume may be found on my website here: <http://www.ewusiaklaw.com/joel-ewusiak/>. Given the nature of my practice, I have frequently interpreted and actively litigated the meaning, application, and constitutionality of statutes for a wide range of clients, including individuals, professionals, corporations and small businesses. Moreover, my practice consists of representing plaintiffs, defendants, and third parties, so I have an appreciation for the viewpoint of all parties to a dispute. In recent years, I have also been involved in handling transactions matters for clients. As for medical marijuana laws, rules, regulations and attendant issues, over the past couple years, I have become extensively versed in all proposed and adopted medical marijuana laws in Florida. I have also paid particularly close attention to medical marijuana statutes and regulations adopted in other states with strictly controlled medical marijuana schemes, such as Illinois, as well as the practical impact of those laws.

My analysis and commentary on Florida's Low-THC Cannabis law (and the rule making process to date), Florida's broader proposed medical marijuana law during prior legislative sessions, and proposed and adopted ordinances in Florida cities, may be found on my blog. Examples of my analysis and commentary over the past year may be found at the following links:

1. <http://www.flamedicalmarijuanalawyer.com/news/impact-low-thc-bill-florida-medical-marijuana-application-requirements>
2. <http://www.flamedicalmarijuanalawyer.com/news/quick-take-away-and-key-provisions-of-final-version-of-floridas-low-thc-medical-marijuana-law>
3. <http://www.flamedicalmarijuanalawyer.com/news/2014/2/13/several-part-series-on-floridas-new-proposed-medical-marijuana-bill>
4. <http://www.flamedicalmarijuanalawyer.com/news/department-releases-final-version-of-floridas-low-thc-medical-marijuana-rules>
5. <http://www.flamedicalmarijuanalawyer.com/news/ruling-by-florida-judge-on-floridas-low-thc-cannabis-rules-and-regulations>

I represent one of the few doctors currently authorized in Florida to order low-THC cannabis (she has taken and passed the applicable CLE course, and I represented her both before and after she took the course), and I have provided advice to at least two other Florida doctors who plan to seek authorization to order low-THC cannabis in the future. Thus, I am more than familiar with medical marijuana laws and regulations impacting physicians on a federal and state level. From time to time, I have also provided advice to qualified patients seeking to use low-THC cannabis for medical conditions. Finally, I also currently represent and counsel several Florida businesses and individuals wishing to apply for dispensary and cultivation licenses in the future, if and when a broader medical marijuana law is implemented in Florida.

Given the legal representation and advice that I provide to several clients who wish to participate in different aspects of Florida's proposed and adopted medical marijuana laws, as well as my knowledge of the proposed and adopted medical marijuana laws in Florida and other states, I believe that I can provide a balanced and thoughtful approach to all interested parties as part of the rule making process, as well as provide commentary on whether the draft rules and regulations comply with the spirit and intent of the Low THC Cannabis Law and the administrative judge's ruling. Given my background in litigation, I believe that I can also assist in drafting objective criteria/rules governing the application and selection process for applicants/nurseries, thereby minimizing or eliminating legal challenges from those who are not selected as one of the five licensed businesses under the Low THC Cannabis Law. Finally, I believe that my input and commentary on the low-THC cannabis rules and regulations will also prove valuable for purposes of any future rules and regulations that will be necessary if and when Florida adopts a broader medical marijuana law. I would be happy to attend the scheduled meeting in Tallahassee in early February and will participate in good faith.

Should you have any questions or concerns about my experience and interest in the rule-making process for the Low-THC Cannabis Law, please feel free to contact me. My business address and telephone number is outlined in the letterhead above. As reflected in this application, I can offer input on a wide range of issues and would be happy to offer input on all

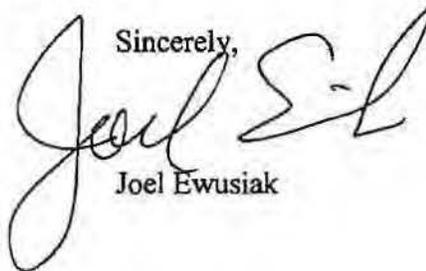
January 9, 2015

Page 3

such issues or as a representative for one particular stakeholder, such as Florida physicians. If requested by you, and after obtaining client consent (subject to any confidentiality issues), I am happy to disclose the name of my physician client referenced above, as well as the names of some of the other Florida business and individual clients whom I represent and wish to apply for dispensary and cultivation licenses in the future, if and when a broader medical marijuana law is adopted in Florida. For purposes of clarification, none of my existing clients have any interest in applying for one of the five licenses available under the Low-THC Cannabis Law, and I have no intentions of representing any future clients who may wish to apply for such licenses.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Joel Ewusiak". The signature is fluid and cursive, with the first name "Joel" being larger and more prominent than the last name "Ewusiak".

Joel Ewusiak

JE/je

## Bist, Kevin

---

**From:** Michael Sjuggerud <Mike@cflawoffice.com>  
**Sent:** Friday, January 16, 2015 4:34 PM  
**To:** Nelson, Patricia A  
**Subject:** FW: Application to serve on negotiated rulemaking committee to address the regulatory structure for dispensing organizations of low-THC cannabis  
**Attachments:** Michael Sjuggerud bio.pdf; Notice of Development of Rulemaking.doc

Ms. Nelson,

Regarding my application to serve on the negotiated rulemaking committee to address the regulatory structure for dispensing organizations of low-THC cannabis, would you please let me know when the Department intends to make its final decision with respect to applicants? I am trying to plan my work schedule for early February.

Regards,

Michael Sjuggerud, Esq.  
Cantwell & Goldman, P.A.  
96 Willard Street, Suite 302  
Cocoa, Florida 32922

321-639-1320 x 108  
321-639-9950 (fax)  
[mike@cflawoffice.com](mailto:mike@cflawoffice.com)

---

**From:** Michael Sjuggerud [<mailto:Mike@cflawoffice.com>]  
**Sent:** Thursday, January 08, 2015 1:15 PM  
**To:** 'Patricia.Nelson@flhealth.gov'  
**Subject:** Application to serve on negotiated rulemaking committee to address the regulatory structure for dispensing organizations of low-THC cannabis

Dear Ms. Nelson,

Please consider this as my application to serve on the negotiated rulemaking committee to address the regulatory structure for dispensing organizations of low-THC cannabis pursuant to the attached Notice of Development of Rulemaking.

I understand that the negotiated rulemaking committee will be selected from a variety of representative groups. I am eligible to serve on the negotiated rulemaking committee because I satisfy the requirements of two of the representative groups:

- I am member of the Florida Bar with experience in administrative law, and
- I am an individual with experience navigating regulatory structures for cannabis in other jurisdictions inasmuch as my legal practice includes assisting Florida clients with cannabis-related laws in Washington state, California, Oregon, and Colorado.

Regarding my credentials, attached please find a copy of my resume (also available at the following link: [Bio for Michael Sjuggerud, Esq.](#))

Please let me know if you have any questions or further information about the negotiated rulemaking committee. I look forward to hearing from you.

Regards,

Michael Sjuggerud, Esq.  
Cantwell & Goldman, P.A.  
96 Willard Street, Suite 302  
Cocoa, Florida 32922

321-639-1320 x 108  
321-639-9950 (fax)  
[mike@cfglawoffice.com](mailto:mike@cfglawoffice.com)

## Michael Sjuggerud

Download VCard

Email: [mike@cfglawoffice.com](mailto:mike@cfglawoffice.com)

Phone: 321-639-1320 ext. 108

Fax: 321-639-9950

96 Willard St, #302  
Cocoa, Florida 32922

### PRACTICE AREAS

- » Business Law
- » Real Estate Law
- » Commercial Loans & Debt Restructuring
- » Commercial Sales & Leases
- » Private International Law (International Transactions)
- » International Business and Trade Law

Michael Sjuggerud was raised in Central Florida. He has a global education and a unique background in international business and law. Michael holds an undergraduate degree in finance, an MBA in international business, and a law degree. He has studied at universities in the U.S., Mexico, Italy, and Japan and worked for major law firms in the United States and Japan. His practice areas include the following:

### BUSINESS LAW

- **Establishment of businesses.** Michael advises on the selection of business entities and drafts and files business formation documents to establish corporations, partnerships, limited partnerships, limited liability companies (LLC's) and other business entities. He advises on structuring a new business, drafting founding documents and completing required state and federal filings.
- **Purchases and sales of businesses.** Michael advises on the purchase and sale of businesses, business equipment and other assets. He advises privately held businesses on loan transactions, mergers, acquisitions and raising capital.
- **Contract drafting for businesses.** Michael drafts and reviews non-compete agreements, separation agreements, buyout agreements, shareholder agreements, purchase agreements, sales agreements and other business contracts.
- **Commercial contract negotiations.** Michael advises clients on business contracts and commercial contract negotiations in the U.S., Asia, Latin America, and Europe.

### COMMERCIAL REAL ESTATE

- **Purchase and sales of commercial real estate.** Michael drafts and reviews agreements related to the purchase and sale of commercial real estate. He procures title commitments, resolves title issues, conducts commercial real estate closings throughout Florida, and procures owner's title insurance policies.
- **Financing (and refinancing) of commercial real estate.** Michael drafts and reviews commercial mortgages, assignments of rents, and UCC financing statements. He advises banks, credit unions,

### PRACTICE AREAS

- Asset Protection
- Business Law
- Business Litigation
- Construction Law
- Contract Drafting & Negotiation
- Criminal Law
- Entrepreneurs
- Estate Planning
- Foreclosure Defense
- Immigration Law
- International Business & Trade Law
- Power of Attorney
- Probate & Trust Administration
- Real Estate Law
- Wills & Trusts

and financial institutions on the financing of loans, loan modifications and extensions, and loan refinancing. He procures title commitments, resolves title issues, and procures lender's title insurance policies.

- **Commercial leases.** Michael drafts and reviews leases for commercial real estate. He advises commercial landlords and tenants on the terms of gross leases and net leases. Michael advises commercial clients on assignments and assumptions of leases.

## INTERNATIONAL LAW

- **U.S. companies engaging in international business.** Michael advises U.S. companies on laws and treaties governing international commercial transactions. International commercial transactions include joint ventures with overseas partners, licensing technology and intellectual property to overseas companies, sales of goods to or by overseas companies, and international finance. He drafts and reviews legal documents necessary to carry out international transactions and works with local counsel in foreign countries to ensure that transactions comply with local law. Through years of experience working at the law firm of Anderson Mori & Tomotsune in Tokyo, Japan and in the Latin American region on behalf of Siemens, Michael has developed excellent working relationships with counsel across the globe.
- **Foreign companies doing business with U.S. companies.** Many foreign companies consider the U.S.'s legal system to have a high risk of litigation. Michael advises foreign companies on how to do business with U.S. companies, the types of contracts (and contract provisions) which are customary in the U.S., and what steps should be taken to do business in the U.S.

## LITIGATION

- **Pre-suit dispute resolution.** Michael spent the initial part of his career in the litigation department of Holland & Knight LLP. Michael consults with clients and develops legal strategies to successfully resolve business disputes.
- **Litigation.** If the parties are unable to amicably resolve their dispute and one of the parties desires to file a lawsuit or a lawsuit has been already been filed, Michael can serve as counsel, co-counsel, or local counsel in commercial disputes.

## LAW SCHOOL ACTIVITIES & AWARDS

- Florida State University Law Review:
  - Notes & Comments Editor
  - Meritorious Service Award
  - Best Student Law Review Article
- American Bankruptcy Institute: Medal of Excellence
- Florida Lawyers Legal Insurance Company Florida Lawyers Legal Insurance Company/Dan Bradley Memorial Award
- Book Awards

## PUBLICATIONS

- "New International Jurisdiction Rules: Foreign Companies Must Brace For Change," International Law Office (2011)
- "Usury claims: Challenging Grey-Zone Interest," International Law Office (2010)
- "Student Loans in Bankruptcy: Policy Analysis and Portfolio Review," Banking Law Journal (2006)
- "The Basics of Bankruptcy Risk Management when Making Consumer Loans," Banking Law Journal (2004)
- "Defeating the Self-Settled Spendthrift Trust in Bankruptcy," Florida State University Law Review (2001)

## SPEAKING ENGAGEMENTS

- Municipal Law: Fundamentals of Bankruptcy (2014)
- Cocoa Beach Regional Chamber of Commerce: Roadmap for Business Owners & Management (2014)

## ***Education***

**J.D., Florida State University College of Law**

*Cum Laude*

**M.B.A., Clemson University & CIMBA Italy**

**B.S.B.A. (Finance), University of Florida**

*with High Honors*

## ***Jurisdictions Admitted to Practice***

**Florida**

**District of Columbia**

**New York**

**Washington**

## ***Languages***

Spanish (second language)

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96 Willard St, #302  
Cocoa, FL 32922  
Phone: 321-639-1320  
Fax: 321-639-9950

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## NOTICE OF DEVELOPMENT OF RULEMAKING

### DEPARTMENT OF HEALTH

#### Office of Compassionate Use

RULE NOS.:	RULE TITLES:
64-4.001	Regulatory Structure Rule 1
64-4.002	Regulatory Structure Rule 2
64-4.003	Regulatory Structure Rule 3
64-4.004	Regulatory Structure Rule 4
64-4.005	Regulatory Structure Rule 5
64-4.006	Regulatory Structure Rule 6
64-4.007	Regulatory Structure Rule 7
64-4.008	Regulatory Structure Rule 8
64-4.009	Compassionate Use Registry

**PURPOSE AND EFFECT:** The Department of Health announces the convening of a negotiated rulemaking proceeding to address the regulatory structure for dispensing organizations of low-THC cannabis. The purpose of the negotiated rulemaking is to draft mutually acceptable proposed rules.

**SUBJECT TO BE ADDRESSED:** The subject and scope of the rules to be developed through negotiated rulemaking will be the regulatory structure for dispensing organizations of low-THC cannabis.

**RULEMAKING AUTHORITY:** 381.986 FS.

**LAW IMPLEMENTED:** 381.986 FS.

**NEGOTIATED RULEMAKING COMMITTEE:** The negotiated rulemaking committee members will be selected from the following representative groups:

1. A nursery that meets the criteria in Section 381.986(5)(b)1., Florida Statutes;
2. A qualified patient or patient representative;
3. A testing laboratory;
4. A member of the Florida Bar experienced in administrative law;
5. An individual with demonstrated experience in sound agricultural practices and necessary regulation;
6. A physician authorized to order low-THC Cannabis products for qualified patients;
7. An individual with demonstrated experience establishing or navigating regulatory structures for cannabis in other jurisdictions; and
8. Representatives of the Department of Health.

If you believe that your interests are not adequately represented by the committee members listed above, you may apply to participate within 30 days of the date of publication of this notice. Your application must contain the following information: your name, business address, and telephone number; the name of any organization you are representing; a description of the organization or the members of the organization; a description of how the proposed rulemaking proceedings will affect you or the parties that you represent; a statement identifying the reasons why you believe the representative groups listed above will not adequately represent your interests; and a statement that you are willing to negotiate in good faith and can attend the scheduled meeting. Please submit your application to Patricia Nelson, Department of Health, 4052 Bald Cypress Way, Bin A-02, Tallahassee, Florida 32399, email address: [Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov).

#### NEGOTIATED RULEMAKING COMMITTEE MEETING:

The committee will meet at the following date, time, and place to discuss rule development: February 4, 2015, 8:00 a.m. - 10:00 p.m. and February 5, 2015, 8:00 a.m. until concluded, Department of Health, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399.

Pursuant to provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 72 hours before the meeting by contacting Sophia Flowers, Department of Health, (850)245-4005, [Sophia.Flowers@flhealth.gov](mailto:Sophia.Flowers@flhealth.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1 (800)955-8771 (TDD) or 1 (800)955-9770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE IS: Patricia Nelson, Department of Health, 4052 Bald Cypress Way, Bin A-02, Tallahassee, Florida 32399, Email address: Patricia.Nelson@flhealth.gov  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

## Bist, Kevin

---

**From:** Bist, Kevin  
**Sent:** Friday, January 16, 2015 4:44 PM  
**To:** darrin@growhealthy.com  
**Cc:** Nelson, Patricia A  
**Subject:** RE: questions on panel of grow experts

Dear Mr. Potter,

Congratulations on being named to the committee for the negotiated rule making!

The committee will meet at the following date, time, and place to discuss rule development: February 4, 2015, 8:00 a.m. - 10:00 p.m. and February 5, 2015, 8:00 a.m. until concluded, Department of Health, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399.

Please let me know if you need additional information.

Have a great weekend!

Kevin

---

**From:** [darrin@growhealthy.com](mailto:darrin@growhealthy.com) [<mailto:darrin@growhealthy.com>]  
**Sent:** Friday, January 16, 2015 3:03 PM  
**To:** Bist, Kevin  
**Subject:** RE: questions on panel of grow experts

Hello Kevin,

Thank you for passing the email and information along. I just received a call from a young woman inviting me to sit on the panel as a cannabis cultivation expert on February 4th and 5th, but she did not inform me as to whether it is in Tallahassee or Orlando. Either is fine and I am honored to have this opportunity. If you could please email back with information concerning time and location for my scheduling purposes, I would greatly appreciate it. Once again, thank you for the consideration and I am looking forward to being a member of the panel for the Office of Compassionate.

All the best,

Darrin Potter

Head of Cultivation

GrowHealthy, LLC

O: 863-514-8036

On 2015-01-14 12:13, Bist, Kevin wrote:

Dear Mr. Potter,

Thank you for your email and phone call. I will forward your email to our Director, Patty Nelson, for her consideration.

Please contact me if I may be of additional assistance.

Sincerely,

Kevin Bist

Program Specialist

Office of Compassionate Use

850-245-4658

**Bist, Kevin**

---

**From:** Nelson, Patricia A  
**Sent:** Friday, January 16, 2015 5:06 PM  
**To:** joel@ewusiaklaw.com  
**Subject:** RE: Application for Rulemaking Committee for Florida's Low THC Cannabis Law - Joel Ewusiak

Joel,

We did put out a new draft yesterday. We will continually work on the rules until the negotiation. If you have comments on the drafts, please send them to me. I will evaluate all comments as the drafts are being prepared.

The negotiating committee was named today. We had a lot of interest from many very qualified people. You were not chosen for the committee, but I encourage you to contact me with thoughts on the rules as I prepare drafts for the negotiation. I am happy to accept all the help I can get.

Have a great weekend.

Sincerely,  
Patty

---

**From:** Joel Ewusiak [mailto:joel@ewusiaklaw.com]  
**Sent:** Friday, January 16, 2015 4:11 PM  
**To:** Nelson, Patricia A  
**Subject:** FW: Application for Rulemaking Committee for Florida's Low THC Cannabis Law - Joel Ewusiak

Patty:

I was just following up on my application. I saw that the department published new draft rules yesterday.

Thanks,  
-Joel

Joel Ewusiak  
Ewusiak Law, P.A.  
100 Main St., Suite 205  
Safety Harbor, FL 34695  
P: 727.286.3559 | F: 727.286.3219 | [www.ewusiaklaw.com](http://www.ewusiaklaw.com)

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---

**From:** Joel Ewusiak [mailto:joel@ewusiaklaw.com]  
**Sent:** Friday, January 9, 2015 10:49 AM  
**To:** 'Nelson, Patricia A'  
**Subject:** RE: Application for Rulemaking Committee for Florida's Low THC Cannabis Law - Joel Ewusiak

Patty:

As a follow-up to my email below, attached please find my formal application to serve as a committee member. At your convenience, please confirm your receipt of this email.

Thanks for your consideration,  
-Joel

Joel Ewusiak  
Ewusiak Law, P.A.  
100 Main St., Suite 205  
Safety Harbor, FL 34695  
P: 727.286.3559 | F: 727.286.3219 | [www.ewusiaklaw.com](http://www.ewusiaklaw.com)

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---

**From:** Joel Ewusiak [<mailto:joel@ewusiaklaw.com>]  
**Sent:** Tuesday, January 6, 2015 2:31 PM  
**To:** 'Nelson, Patricia A'  
**Subject:** RE: Rulemaking Committee for Low THC Cannabis Law

Thanks, Patty. I'll send you a request via email tomorrow. I think I would offer a fair and balanced approach to the rule-making process that is consistent with the law. I represent one of the few doctors currently authorized in Florida to order low-THC Cannabis (she has taken and passed the CLE course), as well as several Florida businesses and individuals wishing to apply for dispensary and cultivation licenses in the future. During last year's legislative session, I also extensively analyzed all of Florida's proposed medical marijuana laws, including the low THC Cannabis law that passed, so I am more than familiar with the issues at hand. By way of example only, please see: <http://www.flamedicalmarijuanalawyer.com/news/2014/2/13/several-part-series-on-floridas-new-proposed-medical-marijuana-bill>.

Anyway, I will be in touch and thank you for your consideration.

-Joel

Joel Ewusiak  
Ewusiak Law, P.A.  
100 Main St., Suite 205  
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---

**From:** Nelson, Patricia A [<mailto:Patricia.Nelson@flhealth.gov>]  
**Sent:** Tuesday, January 6, 2015 1:07 PM  
**To:** [joel@ewusiaklaw.com](mailto:joel@ewusiaklaw.com)  
**Subject:** RE: Rulemaking Committee for Low THC Cannabis Law

Joel,

The negotiating committee has not been selected. Any person interested in being on the committee should send a request to me by email. The request should include an explanation of why they are interested in being on the committee as well as what qualifications they believe would make them a good choice for the committee.

Patty

---

**From:** Joel Ewusiak [<mailto:joel@ewusiaklaw.com>]  
**Sent:** Monday, January 05, 2015 1:32 PM  
**To:** Nelson, Patricia A  
**Subject:** Rulemaking Committee for Low THC Cannabis Law

Hi Patricia:

I've reviewed the attached Notice of Development of Rulemaking for the low THC cannabis law. How are the committee members being selected and if they are already selected, who are the committee members? The notice outlines a procedure that must be followed in order to apply to participate in the February 2015 meeting, but the procedure seems to apply to non-committee members only.

Thanks,  
-Joel

Joel Ewusiak  
Ewusiak Law, P.A.  
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Safety Harbor, FL 34695  
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## Bist, Kevin

---

**From:** Joel Ewusiak <joel@ewusiaklaw.com>  
**Sent:** Friday, January 16, 2015 5:11 PM  
**To:** Nelson, Patricia A  
**Subject:** Re: Application for Rulemaking Committee for Florida's Low THC Cannabis Law - Joel Ewusiak

Thanks, Patty. I appreciate the response.

-Joel

On Jan 16, 2015, at 5:06 PM, Nelson, Patricia A <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Joel,

We did put out a new draft yesterday. We will continually work on the rules until the negotiation. If you have comments on the drafts, please send them to me. I will evaluate all comments as the drafts are being prepared.

The negotiating committee was named today. We had a lot of interest from many very qualified people. You were not chosen for the committee, but I encourage you to contact me with thoughts on the rules as I prepare drafts for the negotiation. I am happy to accept all the help I can get.

Have a great weekend.

Sincerely,  
Patty

---

**From:** Joel Ewusiak [<mailto:joel@ewusiaklaw.com>]  
**Sent:** Friday, January 16, 2015 4:11 PM  
**To:** Nelson, Patricia A  
**Subject:** FW: Application for Rulemaking Committee for Florida's Low THC Cannabis Law - Joel Ewusiak  
Patty:

I was just following up on my application. I saw that the department published new draft rules yesterday.

Thanks,

-Joel

Joel Ewusiak  
Ewusiak Law, P.A.  
100 Main St., Suite 205  
Safety Harbor, FL 34695

P: 727.286.3559 | F: 727.286.3219 | [www.ewusiaklaw.com](http://www.ewusiaklaw.com)

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**From:** Joel Ewusiak [<mailto:joel@ewusiaklaw.com>]  
**Sent:** Friday, January 9, 2015 10:49 AM  
**To:** 'Nelson, Patricia A'  
**Subject:** RE: Application for Rulemaking Committee for Florida's Low THC Cannabis Law - Joel Ewusiak  
Patty:

As a follow-up to my email below, attached please find my formal application to serve as a committee member. At your convenience, please confirm your receipt of this email.

Thanks for your consideration,

-Joel

Joel Ewusiak

Ewusiak Law, P.A.

100 Main St., Suite 205

Safety Harbor, FL 34695

P: 727.286.3559 | F: 727.286.3219 | [www.ewusiaklaw.com](http://www.ewusiaklaw.com)

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**From:** Joel Ewusiak [<mailto:joel@ewusiaklaw.com>]

**Sent:** Tuesday, January 6, 2015 2:31 PM

**To:** 'Nelson, Patricia A'

**Subject:** RE: Rulemaking Committee for Low THC Cannabis Law

Thanks, Patty. I'll send you a request via email tomorrow. I think I would offer a fair and balanced approach to the rule-making process that is consistent with the law. I represent one of the few doctors currently authorized in Florida to order low-THC Cannabis (she has taken and passed the CLE course), as well as several Florida businesses and individuals wishing to apply for dispensary and cultivation licenses in the future. During last year's legislative session, I also extensively analyzed all of Florida's proposed medical marijuana laws, including the low THC Cannabis law that passed, so I am more than familiar with the issues at hand. By way of example only, please see:

<http://www.flamedicalmarijuanalawyer.com/news/2014/2/13/several-part-series-on-floridas-new-proposed-medical-marijuana-bill>.

Anyway, I will be in touch and thank you for your consideration.

-Joel

Joel Ewusiak

Ewusiak Law, P.A.

100 Main St., Suite 205

Safety Harbor, FL 34695

P: 727.286.3559 | F: 727.286.3219 | [www.ewusiaklaw.com](http://www.ewusiaklaw.com)

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**From:** Nelson, Patricia A [<mailto:Patricia.Nelson@flhealth.gov>]

**Sent:** Tuesday, January 6, 2015 1:07 PM

**To:** [joel@ewusiaklaw.com](mailto:joel@ewusiaklaw.com)

**Subject:** RE: Rulemaking Committee for Low THC Cannabis Law

Joel,

The negotiating committee has not been selected. Any person interested in being on the committee should send a request to me by email. The request should include an explanation of why they are interested in being on the committee as well as what qualifications they believe would make them a good choice for the committee.

Patty

---

**From:** Joel Ewusiak [<mailto:joel@ewusiaklaw.com>]

**Sent:** Monday, January 05, 2015 1:32 PM

**To:** Nelson, Patricia A

**Subject:** Rulemaking Committee for Low THC Cannabis Law

Hi Patricia:

I've reviewed the attached Notice of Development of Rulemaking for the low THC cannabis law. How are the committee members being selected and if they are already selected, who are the committee members? The notice outlines a procedure that must be followed in order to apply to participate in the February 2015 meeting, but the procedure seems to apply to non-committee members only.

Thanks,

-Joel

Joel Ewusiak

Ewusiak Law, P.A.

100 Main St., Suite 205

Safety Harbor, FL 34695

P: 727.286.3559 | F: 727.286.3219 | [www.ewusiaklaw.com](http://www.ewusiaklaw.com)

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**Bist, Kevin**

---

**From:** Douglas Manson <dmanson@mansonbolves.com>  
**Sent:** Friday, January 16, 2015 6:09 PM  
**To:** Nelson, Patricia A  
**Subject:** Negotiated Rulemaking  
**Attachments:** Letter to Patricia Nelson.pdf

Ms. Nelson,

I have attached a letter regarding my interest to serve on the committee in the administrative lawyer position. I appreciate your consideration.

Thank you,  
Doug Manson

<p><b>Douglas Manson</b> <b>Member</b></p>	<p><b>T: 813.514.4700</b> <b>F: 813.514.4701</b> <a href="mailto:dmanson@MansonBolves.com">dmanson@MansonBolves.com</a> <a href="http://www.MansonBolves.com">www.MansonBolves.com</a></p> <p><b>1101 W. Swann Avenue</b> <b>Tampa, FL 33606</b></p>
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**Tampa • Tallahassee**

# MANSON BOLVES

ATTORNEYS AT LAW

January 15, 2015

Patricia Nelson  
Department of Health  
4052 Bald Cypress Way, Bin A-02  
Tallahassee, Florida 32399

VIA ELECTRONIC MAIL  
Patricia.Nelson@flhealth.gov

**Re: Proposed Chapter 64-4, Negotiated Rulemaking**

Dear Ms. Nelson:

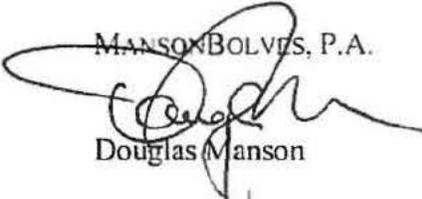
I represent Plants of Ruskin, Inc. and the Florida Medical Cannabis Association, Inc., with respect to Proposed Chapter 64-4. As you may know, Plants of Ruskin is a nursery that possesses a valid certificate of registration with the Department of Agriculture pursuant to section 581.131, Florida Statutes, and has been operating under that certificate for at least the past thirty years. Plants of Ruskin intends to apply for a license pursuant to the proposed rules and, therefore, will be substantially affected by them. With the newly proposed rule and the negotiated rulemaking I believe there is an opportunity to avoid past mistakes.

As the individuals who will serve on the committee have not yet been announced, I cannot give an opinion as to whether the represented groups will adequately represent our interests, as there are very few attorneys who have sufficient knowledge of and experience with this issue. Due to my in-depth involvement in this matter and my extensive background in administrative law, I believe I am uniquely qualified to participate on the committee to draft the proposed rules. I have more than 25 years of experience representing both private sector and government clients in administrative matters, including numerous rule challenges. Further, the time and effort expended over the past few months, on the specific issues to be discussed by the committee, give me a head start in understanding the complex interaction of federal and state rules and regulations the committee will have to navigate.

Based upon these reasons I believe I would be an asset to the committee's deliberations. Further, I am willing to negotiate in good faith and can attend the scheduled meetings. If you would like to discuss in more detail my experience and background, please feel free to call me at (813) 514-4700. I look forward to the committee's future work.

Sincerely,

MANSON BOLVES, P.A.

  
Douglas Manson

Tampa Office  
1101 W. Swann Ave., Tampa, Florida 33606  
Phone 813.514.4700 | Fax 813.514.4701

Tallahassee Office  
201 East Park Ave., 2<sup>ND</sup> FL., Tallahassee,  
Florida 32301 | Phone 850.583.0007

Orlando Office  
7479 Conroy Windermere Rd., Ste. B, Orlando,  
Florida 32835 | Phone 407.392.2207

[www.MansonBolves.com](http://www.MansonBolves.com)

## Bist, Kevin

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**From:** Jorge Chamizo <jorge@flapartners.com>  
**Sent:** Friday, January 16, 2015 6:10 PM  
**To:** Nelson, Patricia A  
**Subject:** RE: Question regarding Notice of Negotiated Rulemaking  
**Attachments:** Jorge Chamizo2.vcf

Patty:

Good evening. Do you know when the Department will be releasing the list of names of the individuals that will be on the Rule Negotiating Committee?

By the way, I think you are doing a great job in this new role.

Have a great weekend.

Jorge



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**From:** Nelson, Patricia A [<mailto:Patricia.Nelson@flhealth.gov>]  
**Sent:** Tuesday, January 06, 2015 1:16 PM  
**To:** Jorge Chamizo  
**Subject:** RE: Question regarding Notice of Negotiated Rulemaking

Jorge,

The negotiating committee has not been selected. Any person interested in being on the committee should send a request to me by email. The request should include an explanation of why they are interested in being on the committee as well as what qualifications they believe would make them a good choice for the committee.

Patty

---

**From:** Jorge Chamizo [<mailto:jorge@flapartners.com>]  
**Sent:** Monday, January 05, 2015 5:17 PM  
**To:** Nelson, Patricia A  
**Subject:** Question regarding Notice of Negotiated Rulemaking

Ms. Nelson:

Good afternoon. I was writing to inquire about the Noticed Negotiating Rulemaking Proceeding which appeared in today's FAR. My client is Knox Nursery, Inc, one of the qualified nurseries meeting the statutory criteria of section

381.986(5), F.S. Has the nursery committee member already been selected or is this something that will take place during the February 4<sup>th</sup> meeting?

Thank you for your time and courtesy.

Sincerely,

Jorge Chamizo



**Bist, Kevin**

---

**From:** Jorge Chamizo <jorge@flapartners.com>  
**Sent:** Friday, January 16, 2015 6:44 PM  
**To:** Nelson, Patricia A  
**Subject:** Re: DOH Release: The Florida Department of Health Announces Negotiated Rulemaking Participants

Thank you Patty!!! I hope you aren't still at the office

Sent from my iPhone

On Jan 16, 2015, at 6:37 PM, Nelson, Patricia A <Patricia.Nelson@flhealth.gov> wrote:

FYI

Begin forwarded message:

**From:** DOH Office of Communications  
<DOHcommunicationsoffice@flhealth.gov>  
**Date:** January 16, 2015 at 3:03:57 PM EST  
**To:** Patricia Nelson <Patricia.Nelson@flhealth.gov>  
**Subject: DOH Release: The Florida Department of Health Announces Negotiated Rulemaking Participants**

**FOR IMMEDIATE RELEASE**  
January 16, 2015

**Contact:** Communications Office  
(850) 245-4111

### **The Florida Department of Health Announces Negotiated Rulemaking Participants**

TALLAHASSEE—The Office of Compassionate Use with the Florida Department of Health today released the names of participants to take part in the Negotiated Rulemaking Session scheduled for February 4 and 5 in Tallahassee.

This is a continuation of the department's efforts to implement the Compassionate Medical Cannabis Act. The department remains committed to getting this product to children with intractable epilepsy and people with advanced cancer as safely and quickly as possible. This rulemaking negotiation is part of the department's commitment to working with all stakeholders to arrive at a rule and start providing the product to those who need it.

After carefully reviewing all submissions, the Office of Compassionate Use selected participants who will work together to finalize a complete set of rules

during the two-day meeting. All members represent groups as outlined in the Notice of Negotiated Rulemaking.

The committee is comprised of the following participants:

- George Hackney, Hackney Nursery Company
- Robert Wallace, Chestnut Hill Nursery and Orchards
- Bruce Knox, Knox Nurseries
- John Tipton, Plants of Ruskin
- Pedro Freyre, Costa Farms
- Holley Moseley
- Jill Lamoureux, CannLabs, Inc.
- Donna Blanton
- Darrin Potter
- Dr. Jeffrey Block
- Joel Stanley
- Patricia Nelson

The meeting notice and the draft rule are available at [www.FloridaHealth.gov/OCU](http://www.FloridaHealth.gov/OCU).

The department works to protect, promote and improve the health of all people in Florida through integrated state, county and community efforts. Follow us on Twitter at [@HealthyFla](https://twitter.com/HealthyFla) and on [Facebook](https://www.facebook.com/HealthyFla). For more information about the Florida Department of Health please visit [www.floridahealth.gov](http://www.floridahealth.gov).

###

[Click here to unsubscribe from future mailings.](#)



**Bist, Kevin**

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**From:** Tom Terwilliger <tomterwilliger@hotmail.com>  
**Sent:** Saturday, January 17, 2015 11:41 AM  
**To:** Nelson, Patricia A; Bist, Kevin  
**Subject:** NEGOTIATED RULEMAKING COMMITTEE MEETING  
**Attachments:** Rulemaking Committee Letter Jan 14 2015.docx

Hello Patty and Kevin,  
On the 14<sup>th</sup> I sent you my resume for consideration as a member to the negotiated rulemaking committee. In reviewing that transmittal I see that my attached letter somehow was not included. Please append the following to my resume.

Best,  
Tom Terwilliger  
Citizen State of Florida.  
Copy of Letter follows:

\*\*\*\*\*

RE: NEGOTIATED RULEMAKING COMMITTEE MEETING

Dear Patty and Kevin,  
The structure of the Negotiated Rulemaking Committee excludes a representative of one major group or class, Non-Patient Taxpayer Citizens.  
Non-Patient Taxpayer Citizens of the great State of Florida are a stake-holder in this process. Issues such as County and City zoning and permitted areas of operation, proximity to residences, churches, schools, halfway houses and others will affect everyday citizens of the State.  
It would appear not only to be fair and prudent but imperative to include Non-Patient Taxpayer Citizens so that this group / class participates in how their taxpayer dollars will be spent both on a Statewide basis as well as relative to costs and obligations this committee will mandated them to pay on a local (community) basis. County and City governmental bodies will be involved in the oversight of medical marijuana. Since taxpayer citizens will be paying to oversee the rules created by this committee I would ask that they have a "seat at the table" for in the end they will bear part of the cost of administration and police enforcement of this committee's rules and regulations.  
I would like to offer my services as the representative of this group / class and to negotiate in good faith on their behalf. I have already been attending your meetings and if selected would continue to attend scheduled meetings.  
I look forward to seeing you on February 4<sup>th</sup> and 5<sup>th</sup>.  
Sincerely,

Tom Terwilliger  
Citizen Taxpayer (Non-Patient)  
3160 NW 1<sup>st</sup> Avenue  
Pompano Beach, Florida 33064  
786 267 7444

Tom Terwilliger  
Citizen Taxpayer (Non-Patient)  
3160 NW 1<sup>st</sup> Avenue  
Pompano Beach, Florida 33064  
786 267 7444  
January 14, 2015

Patricia Nelson  
And/or  
Kevin Bisk  
State of Florida  
Florida Department of Health  
4052 Bald Cypress Way  
Bin A-2  
Tallahassee, Florida 32399  
[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)  
[Kevin.Bisk@flhealth.gov](mailto:Kevin.Bisk@flhealth.gov)

RE: NEGOTIATED RULEMAKING COMMITTEE MEETING

Dear Patty and Kevin,

The structure of the Negotiated Rulemaking Committee excludes a representative of one major group or class, Non-Patient Taxpayer Citizens.

Non-Patient Taxpayer Citizens of the great State of Florida are a stake-holder in this process. Issues such as County and City zoning and permitted areas of operation, proximity to residences, churches, schools, halfway houses and others will affect everyday citizens of the State.

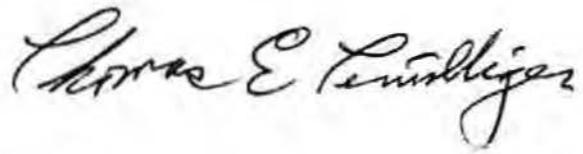
It would appear not only to be fair and prudent but imperative to include Non-Patient Taxpayer Citizens so that this group / class participates in how their taxpayer dollars will be spent both on a Statewide basis as well as relative to costs and obligations this committee will mandated them to pay on a local (community) basis.

County and City governmental bodies will be involved in the oversight of medical marijuana. Since taxpayer citizens will be paying to oversee the rules created by this committee I would ask that they have a "seat at the table" for in the end they will bear part of the cost of administration and police enforcement of this committee's rules and regulations.

I would like to offer my services as the representative of this group / class and to negotiate in good faith on their behalf. I have already been attending your meetings and if selected would continue to attend scheduled meetings.

I look forward to seeing you on February 4<sup>th</sup> and 5<sup>th</sup>.

Sincerely,

A handwritten signature in black ink that reads "Tom Terwilliger". The signature is written in a cursive style with a large, prominent initial "T".

Tom Terwilliger  
Citizen Taxpayer (Non-Patient)  
3160 NW 1<sup>st</sup> Avenue  
Pompano Beach, Florida 33064  
786 267 7444

## Bist, Kevin

---

**From:** Kostas Stoilas <stoilas@yahoo.com>  
**Sent:** Sunday, January 18, 2015 2:21 PM  
**To:** Nelson, Patricia A  
**Subject:** Re: Low-THC Cannabis Rulemaking

Patty - hope you're having a good weekend. I heard some members of the committee were notified. Have you selected the entire committee or are you notifying those as they apply?

Thank you.

Sent via mobile device...please excuse abbreviated responses & grammar.

Kostas Stoilas  
239.822.7816 cell

[www.CauseToFund.com](http://www.CauseToFund.com)

[www.WarehouseRealEstateBlog.com](http://www.WarehouseRealEstateBlog.com)

[www.Linkedin.com/in/stoilas](http://www.Linkedin.com/in/stoilas)

On Jan 5, 2015, at 5:11 PM, "Nelson, Patricia A" <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Dear Interested Parties,  
Please see the attached Notice of Negotiated Rulemaking (on page 1 of the attached document) scheduled for February 4 and 5, 2015, in Tallahassee.  
Sincerely,  
Patty  
Patricia Nelson  
Director  
Office of Compassionate Use

**Bist, Kevin**

---

**From:** Steven McCall <isighttech@gmail.com>  
**Sent:** Sunday, January 18, 2015 4:24 PM  
**To:** Nelson, Patricia A  
**Subject:** Office of Compassionate Use Rulemaking Committee  
**Attachments:** Notice of Development of Rulemaking.doc

Dear Ms. Nelson,

I'm writing to apply for a position on the Negotiated RuleMaking Committee.

My contribution would come under #7 of the representative groups - An individual with demonstrated experience navigating regulatory structure for cannabis in other jurisdiction.

I am a private investor in a number of businesses. I have been doing due diligence in the cannabis space including edibles manufacturing, commercial properties leased for cultivation and retail properties for use as dispensaries.

I am gaining large amounts of on the ground experience with regulatory agencies in CA, OR and WA. In doing so I've built up a network of people in those states with whom I could ask questions.

I believe in the value of learning from other people's experience. I think Florida is doing the right thing by having a position on the committee slotted for such a task.

I am able to make the meeting dates.

Respectfully,  
Steven McCall  
Orlando, FL  
407.923.5530

## NOTICE OF DEVELOPMENT OF RULEMAKING

### DEPARTMENT OF HEALTH

#### Office of Compassionate Use

##### RULE NOS.: RULE TITLES:

64-4.001	Regulatory Structure Rule 1
64-4.002	Regulatory Structure Rule 2
64-4.003	Regulatory Structure Rule 3
64-4.004	Regulatory Structure Rule 4
64-4.005	Regulatory Structure Rule 5
64-4.006	Regulatory Structure Rule 6
64-4.007	Regulatory Structure Rule 7
64-4.008	Regulatory Structure Rule 8
64-4.009	Compassionate Use Registry

**PURPOSE AND EFFECT:** The Department of Health announces the convening of a negotiated rulemaking proceeding to address the regulatory structure for dispensing organizations of low-THC cannabis. The purpose of the negotiated rulemaking is to draft mutually acceptable proposed rules.

**SUBJECT TO BE ADDRESSED:** The subject and scope of the rules to be developed through negotiated rulemaking will be the regulatory structure for dispensing organizations of low-THC cannabis.

**RULEMAKING AUTHORITY:** 381.986 FS.

**LAW IMPLEMENTED:** 381.986 FS.

**NEGOTIATED RULEMAKING COMMITTEE:** The negotiated rulemaking committee members will be selected from the following representative groups:

1. A nursery that meets the criteria in Section 381.986(5)(b)1., Florida Statutes;
2. A qualified patient or patient representative;
3. A testing laboratory;
4. A member of the Florida Bar experienced in administrative law;
5. An individual with demonstrated experience in sound agricultural practices and necessary regulation;
6. A physician authorized to order low-THC Cannabis products for qualified patients;
7. An individual with demonstrated experience establishing or navigating regulatory structures for cannabis in other jurisdictions; and
8. Representatives of the Department of Health.

If you believe that your interests are not adequately represented by the committee members listed above, you may apply to participate within 30 days of the date of publication of this notice. Your application must contain the following information: your name, business address, and telephone number; the name of any organization you are representing; a description of the organization or the members of the organization; a description of how the proposed rulemaking proceedings will affect you or the parties that you represent; a statement identifying the reasons why you believe the representative groups listed above will not adequately represent your interests; and a statement that you are willing to negotiate in good faith and can attend the scheduled meeting. Please submit your application to Patricia Nelson, Department of Health, 4052 Bald Cypress Way, Bin A-02, Tallahassee, Florida 32399, email address: [Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov).

##### NEGOTIATED RULEMAKING COMMITTEE MEETING:

The committee will meet at the following date, time, and place to discuss rule development: February 4, 2015, 8:00 a.m. - 10:00 p.m. and February 5, 2015, 8:00 a.m. until concluded, Department of Health, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399.

Pursuant to provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 72 hours before the meeting by contacting Sophia Flowers, Department of Health, (850)245-4005, [Sophia.Flowers@flhealth.gov](mailto:Sophia.Flowers@flhealth.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1 (800)955-8771 (TDD) or 1 (800)955-9770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE IS: Patricia Nelson, Department of Health, 4052 Bald Cypress Way, Bin A-02, Tallahassee, Florida 32399, Email address: Patricia.Nelson@flhealth.gov  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**Bist, Kevin**

---

**From:** AEDMEDDIRECT@aol.com  
**Sent:** Sunday, January 18, 2015 9:14 PM  
**To:** zzzz Feedback, Compassionate Use  
**Subject:** Rules Meeting

It has recently been advertised on the News that there will be a meeting in reference to the Chapter 64-4 rules. We would like to be considered as one of the representatives for this meeting. Dewar Nursery is one of the oldest nurseries in the State of Florida and is planning to apply for the Central Florida region dispensary.

This was the only option open to apply for a seat as a representative grower.

Thank-you

Dewar Nursery

**Bist, Kevin**

---

**From:** Lyttleton Stewart <lstewart@amexpharmacy.com>  
**Sent:** Monday, January 19, 2015 3:37 PM  
**To:** Nelson, Patricia A  
**Subject:** \*\*\*IMPORTANT\*\*\*.....FW: APPLICATION TO REPRESENT- NEGOTIATED RULEMAKING COMMITTEE  
**Attachments:** Negotiated Rulemaking Committee- Request for Inclusion.docx

Hi Patricia!

I have heard that you are receiving an overwhelming number of applications. I would ask that mine be reviewed. I believe that it's very important to include all relevant professionals in this rulemaking session. Currently, the listed representation fails to include a professional with my background and expertise.

I am a pharmacist by trade, but have been in executive level operations for years, and also own my own company.

I am NOT of the mindset that we must operate these vertical organizations as "manufacturers." This does NOT protect and serve our patient population. I view this as a seed to sale, patient-specific, medical processing and dispensing event which preserves patient safety and ensures that a superior, medical grade product is delivered, per patient.

I have a tremendous amount of experience in workflow dynamics and process controls. There are a lot of internal logistics, work flow protocols, QA/QC processes, compounding procedures and general "dispensing" parameters involved in this cannabis business- that mirror pharmacy operations. Accuracy in the way these rules are written, will be best preserved if you have someone that understands all of that. I can help you.

Please see doc attached.

I hope that you are at least able to review this information.

Thanks!

---

**From:** Lyttleton Stewart  
**Sent:** Monday, January 12, 2015 4:19 PM  
**To:** 'patricia.nelson@flhealth.gov'  
**Subject:** APPLICATION TO REPRESENT- NEGOTIATED RULEMAKING COMMITTEE

Hi Patricia,

My name is Lyttleton Stewart. I am a multi-state, board certified Pharmacist.

I am respectfully requesting that you consider my application to be a representative on your Negotiated Rulemaking Committee ( Feb 4<sup>th</sup> and 5<sup>th</sup>)

Please see attached.

**Lyttleton Stewart**  
**Registered Pharmacist**  
**Senior Director- Product Development & Strategy**  
**AMEX Pharmacy Group**  
**Office: 800.644.9431 EXT. 600**  
**Cell: 863.409.5414**

Date: 1.12.15

To: Patricia Nelson  
Committee Chair- Negotiated Rulemaking Committee  
Department of Health- Office of Compassionate Use

From: Lyttleton Stewart  
State of Florida- *Registered Pharmacist*  
Senior Executive

RE: **Application to Request Inclusion as a Committee Member**

### Application

- (1) Name: Lyttleton Stewart
- (2) Business Address/Leadership Title:  
Senior Director- Product Development and Strategy  
AmEx Pharma Group  
1515 Elizabeth Street Ste J  
Melbourne, FL 32901  
Office phone: 321-872-0723 EXT 600  
Mobile phone: 863-409-5414
- (3) Representing an independent organization; official name not yet announced
- (4) This organization will be a comprehensive, multi-channel and vertically integrated conglomerate with total control of the process from seed to sale. This ensures 100% tracking and accountability through the supply chain to protect patients, people and process. QA and QC protocols are strictly measured and executed with total control by internal operations executives, above and beyond external audit. This ensures that we will preserve CAPA- should it become necessary- and the highest standards across all channels.
- (5) The members/executives of this organization include seasoned professionals practicing in their respective industries for an average of 20 plus years. We have put together an executive/operations team that includes physicians, pharmacists, manufacturing execs, nursery owners/agricultural experts, retail operations executives, chemists, lab specialists, R&D scientists, internal auditors, MBA Finance execs, inventory managers, risk management specialists, patient care advocates, security experts, production line engineers and corporate professionals.
- (6) We believe that all business protocols and rule language relevant to this new medical industry must be reverse engineered from one outcome: compassionate, medically relevant and effective- patient care. This outcome reflects the product from a structured system (vertical medical organization) of medicine that is securely dispensed to a defined patient population. Built into that end to end supply chain are multiple points of audit, security, quality control and quality assurance. We believe that we must make this medicine

available at multiple points of 'infrastructure reasonably located' or multiple dispensaries. This ensures cost containment, elevates security and equally important- increases availability and patient access. All of the protocols and processes that lead up to this outcome must be carefully and methodically presented discussed and qualified through diversified thought leaders across relevant industries. We, as medical and industry professionals who seek to protect and serve this delicate patient population, believe that the language finalized in this rulemaking committee must reflect efficient and effective processes, procedures and general directives that dictate how we arrive at the best product for these patients. Therefore, the actions and rulemaking of this committee directly affects our ability to serve this patient population.

- (7) The represented groups, as currently stated, are necessary to arrive at the most relevant and appropriate rule language. However, perhaps one of the most important representatives from the medical community- is missing. I think it is imperative that you include a Florida Board Registered Pharmacist. There are many instances in the current language that refer to "dispensing." The reason is that we will be "dispensing" a medical drug. The medical industry authorities on dispensing are Pharmacists. They understand QA, QC, CQI (Continuous Quality Improvement), inventory controls, pharmaceutical care (holistic patient care), medical drug counseling, MTM (med therapy management), patient outcomes, drug interactions, biochemistry and pharmacokinetics. All of the aforementioned core competencies serve as a necessary knowledge base to drive processes, procedures and directives generated from this rulemaking session. While the current representatives listed possess necessary competencies relevant to this agenda, they are not experts in comprehensive dispensing processes- that start as soon as the oil is extracted in the production line and extend all the way through dispensing the drug at dispensaries and finally to counseling the patient. This includes one of the largest parts to this operation- the compounding lab....which is staffed by pharmacists. This committee needs to include an experienced pharmacist.

- (8) I am willing to negotiate in good faith and can attend the scheduled meetings.

**Comment:**

I am Board Certified/Registered as a Pharmacist in 11 states including Florida, with a 12th state in process. This means that I have taken and successfully passed 12 state regulatory law exams. I believe that this serves a strong reference point as we engage the framework for this rule. I have 22 years of experience in the profession of pharmacy and have been in executive operations that include both retail field and corporate operations. I currently lead a multi-million dollar pharma conglomerate comprised of multiple business verticals including both the sterile and non-sterile platforms coupled with pharmacogenomics and toxicology platforms. I founded and grew a successful nutrition company ( [www.pocketprotein.com](http://www.pocketprotein.com)) that involved start-up company dynamics, product development, R&D, vendor contracting, executive leadership placement, market analyses, retail penetration, chemistry and science initiatives for formula development, corporate financials, physician relations, FDA regulation adherence and interface, investor relations and legal representation.

I hope that you may see the above as a benefit to be involved in this rulemaking committee on February 4<sup>th</sup> and 5<sup>th</sup>.

If you have any questions, please do not hesitate to contact me.

Professionally,

*Lyttleton Stewart*

Lyttleton Stewart  
863.409.5414

**Bist, Kevin**

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**From:** eileen <eileen@olives-branch.com>  
**Sent:** Monday, January 19, 2015 8:24 PM  
**To:** Nelson, Patricia A  
**Subject:** Rule making committee submission  
**Attachments:** EileenKonicznyRN.FLMMJ2015.pdf; eileenkoniczny, rn.pdf

Dear Ms. Nelson,

Please find the attach documents in response to the Notice of Development of Rulemaking. I feel I am uniquely qualified as an individual with demonstrated experience establishing and navigating regulatory structures for cannabis in other jurisdictions. Thank you for your consideration.

*Namaste,  
eileen*

*Everything is possible. The impossible just takes longer.*

*This message contains information which may be privileged and confidential unless you are the addressee (or authorized to receive correspondence for the addressee), you may not use, copy or disclose to anyone the message or any information contained in the message (including attachments). If you have received the message in error, please advise me by reply e-mail and delete the message. Thank you.*

January 19, 2015

Patricia Nelson

Department of Health

4052 Bald Cypress Way, Bin A-02

Tallahassee, FL 32399

Dear Ms. Nelson:

I would like to be considered to join the Rulemaking Committee for the Florida Department of Health's Office of Compassionate Use. I believe that my background in advocacy and policy making as well as being an experience clinician in medicinal cannabis, makes me uniquely qualified to participate in the rules making in Florida.

My professional nursing career began 20 years ago in hospital based adult medical surgical nursing. I quickly found my heart and expertise best utilized caring for patients diagnosed with cancer. I have held an ONC Certification while actively engaged with patients in the hospital setting.

Nurses, the healthcare professionals with the most interpersonal contact with patients, I believe are in the best position to act as the liaison for the rights of patients and the politics of creating legislation. Nurses have been voted the most ethical and honest profession in America in Gallup's annual survey for 15 of the past 16 years. We are organically responsible for educating patients and the public about medicine, health and healthcare policy. The American Nurses Association (ANA) defines nursing as "the protection, promotion, and optimization of health and abilities, prevention of illness and injury, alleviation of suffering through the diagnosis and treatment of human response and advocacy in the care of individuals, families, communities, and populations.

Since 2008 I have stepped out as a patient advocate on behalf of patients. I have played an integral role in the passage of two of the strictest medical cannabis legislations in the nation, Connecticut (2012) and New York (2014), securing current and future safe access of medicine for over 23 million people.

I have been working within the leadership of the American Cannabis Nurses Association since 2013, taking on the position of President-elect in 2014. The American Cannabis Nurses Association's mission is to advance excellence in cannabis nursing practice through advocacy, collaboration, education, research and policy development.

As a nurse, my experiences and expertise know no state boundary or zip code. I am concerned about the health and safety of communities, families and individual patients. The law you are creating focus on providing medicine to patients. To perform this function properly this committee must be knowledgeable about and have input from all those involved with patient care. I believe that my experience in medical cannabis policy and advocacy should be considered a valuable resource for your committee in developing practical regulations for the dispensing of medical cannabis in Florida. Thank you for your consideration.

Sincerely,

*eileen konieczny*

Eileen Konieczny, RN

President-elect American Cannabis Nurses Association

[www.cannabisnurse.org](http://www.cannabisnurse.org) [eileen@olives-branch.com](mailto:eileen@olives-branch.com)

203-321-3727

# **eileen konieczny, rn**

President-elect at American Cannabis Nurses Association

olivemmj@gmail.com

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## Summary

With over 20 years of nursing experience, primarily in the field of oncology, I have cared for countless terminally ill patients. Since 2008, I have focused on learning about alternative therapies including medical cannabis that may assist patients in the alleviation of dis-ease. I believe that cannabis should be available for physicians to recommend as an effective form of treatment to patients. Areas of Expertise: Medical Cannabis Cannabis Education & Advocacy Professional Registered Nurse Patient Advocacy

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## Experience

### **President-elect at American Cannabis Nurses Association**

June 2014 - Present (8 months)

The Mission of the ACNA is to advance the understanding of the endocannabinoid system and the application of herbal cannabis through education, patient advocacy, research, collaboration, and social policy development.

### **Strategic Planning Consultant at Olive's Branch**

January 2013 - Present (2 years 1 month)

Olive's Branch is a patient advocacy organization home based in New York whose mission is centered on educating patients, their healthcare providers and society about the medicinal benefit of cannabis. We believe that through education and advocacy, Olive's Branch can fosters relationships between the stakeholders of the medical cannabis industry and healthcare. <http://olives-branch.com/services-patients.html>

### **Founder, President & Chief Visionary at Curaleaf**

January 2014 - August 2014 (8 months)

The Curaleaf mission is to produce pharmaceutical grade, standardized dose medical cannabis, for use by an educated medical and patient community to improve health, well-being and quality of life. Curaleaf will strive to unlock the full therapeutic potential of cannabis through scientific research and pharmaceutical grade production with a commitment to regulatory compliance and sustainability

### **Executive Director at Connecticut Cannabis Business Alliance**

January 2013 - June 2013 (6 months)

The Connecticut Cannabis Business Alliance is a professional trade organization created to educate patients, providers, policy makers and the public about the palliative and curative health benefits of medical cannabis, to develop industry standards and best practices to ensure quality products and distribution channels and to facilitate safe access to authorized and qualified cannabis-based remedies in Connecticut.

### **RN- Inpatient Medical Oncology at Greenwich Hospital**

July 2010 - January 2013 (2 years 7 months)

Greenwich Hospital is a 206-bed (including bassinets) regional hospital, serving Fairfield County, Connecticut and Westchester County, New York. It is a major academic affiliate of Yale University School of Medicine and a member of the Yale New Haven Health System. As part of the Yale New Haven Health System, Greenwich Hospital's oncology program is affiliated with the Yale Cancer Center and the Yale School of Medicine. This unique relationship with Yale gives patients at Greenwich Hospital access to a wide network of clinicians in addition to the cancer expertise offered locally. Smilow Cancer Hospital's Greenwich Hospital Campus offers a comprehensive range of services to help patients navigate the steps from diagnosis and treatment to recovery and survivorship.

*1 recommendation available upon request*

### **House Supervisor at Northern Dutchess Hospital**

September 2008 - July 2010 (1 year 11 months)

Northern Dutchess Hospital is a general medical and surgical hospital in Rhinebeck, NY, with 68 beds. It is also accredited by the Commission on Accreditation of Rehabilitation Facilities (CARF). Survey data for the latest year available shows that 14,828 patients visited the hospital's emergency room. The hospital had a total of 3,325 admissions. Its physicians performed 1,119 inpatient and 3,728 outpatient surgeries.

### **RN Inpatient Oncology at Vassar Brothers Medical Center**

September 2003 - September 2008 (5 years 1 month)

Accredited by the American College of Surgeons since 1984, Vassar Brothers Medical Center is one of only 21 accredited Comprehensive Cancer Centers in New York State and the first in the mid- Hudson Valley. Vassar Brothers Medical Center is a 365 bed facility that has been serving New York's Mid-Hudson Valley since 1887. Located on the banks of the Hudson River, Vassar Brothers has established centers of excellence in cardiac services, cancer care and women and children's health services.

### **RN Inpatient Oncology Unit ~ Bone Marrow/Peripheral Stem Cell Transplant/Research at Hackensack University Medical Center**

1993 - 2001 (8 years)

In a region that boasts more world-class hospitals per square mile than anywhere else, Hackensack University Medical Center is among its elite. U.S. News & World Report's new rankings of the nation's finest hospitals placed HackensackUMC third out of 179 hospitals ranked in the New York metropolitan area and, and #1 in New Jersey. HackensackUMC is pushing medicine further than ever before, receiving additional national rankings in nine specialties: Cancer, Cardiology & Heart Surgery, Ear, Nose & Throat, Gastroenterology & GI Services, Geriatrics, Neurology & Neurosurgery, Orthopedics, Pulmonary, and Urology.

### **Radioman Third Class/Verdin systems supervisor at United States Navy**

December 1983 - December 1988 (5 years 1 month)

Stationed @ Naval Base Guam, Guam and Naval Communications Station Harold E Holt, Exmouth AU  
Top Secret Security Clearance Honorable Discharge Good Conduct Award

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## Volunteer Experience

### **Leadership Team/ patient advocate at Compassionate Care NY**

January 2012 - September 2014 (2 years 9 months)

Compassionate Care NY is a group of patients, providers and organizations working together to pass a bill that would relieve the suffering of thousands of seriously ill New Yorkers by establishing a carefully regulated medical marijuana program in New York. <http://www.drugpolicy.org/news/2014/06/new-york-becomes-23rd-state-pass-medical-marijuana-bill> <http://www.compassionatecareny.org/stories/eileen/>

### **associate member at International Cannabinoid Research Society**

November 2013 - Present (1 year 3 months)

The ICRS is a non-political, non-religious organization dedicated to scientific research in all fields of the cannabinoids, ranging from biochemical, chemical and physiological studies of the endogenous cannabinoid system to studies of the abuse potential of recreational Cannabis

### **Board Member at American Cannabis Nurses Association**

September 2013 - June 2014 (10 months)

The Mission of the American Cannabis Nurses Association is to advance excellence in cannabis nursing practice through advocacy, collaboration, education, research and policy development.

### **speaker at The Silver Tour**

October 2011 - October 2011 (1 month)

Teaching seniors about the benefits of medical cannabis <http://youtu.be/ix08fz6F7P4>

### **speaker at NY Cannabis Alliance**

2012 - Present (3 years)

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## Skills & Expertise

<b>Nursing</b>	(Advanced, 20+ years experience)
<b>Oncology</b>	
<b>Treatment</b>	
<b>Healthcare</b>	
<b>Hospitals</b>	
<b>Public Speaking</b>	(Intermediate, 2 years experience)
<b>Clinical Research</b>	
<b>Healthcare Management</b>	
<b>Research</b>	
<b>Customer Service</b>	
<b>Medical Cannabis</b>	
<b>Cannabis</b>	
<b>Medicine</b>	

**BLS**  
**Mental Health**  
**Medical Terminology**  
**Coaching**  
**Alternative Medicine**  
**Patient Education**  
**Patient Advocacy**  
**Pain Management**  
**Policy**  
**Rehabilitation**  
**Patient Safety**  
**Social Services**  
**HIPAA**  
**Inpatient**  
**Leadership**  
**Health Education**  
**Clinical Trials**  
**Medical/Surgical**  
**Public Health**  
**Cancer**  
**Teaching**  
**Cpr Certified**  
**Community Outreach**  
**Medical Education**  
**Home Care**  
**Wellness**  
**Prevention**  
**Nutrition**  
**Wound Care**  
**Internal Medicine**  
**Physicians**  
**Chronic Illness**  
**Entrepreneurship**  
**Nursing Education**  
**EMR**  
**Civil Rights**  
**Human Rights**

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## Education

### **Oaksterdam University**

certificate, Medical Marijuana/ Basic and Advanced classes, 2010 - 2010

### **Felician College**

Associates, Nursing

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## Interests

Cannabis Organic Gardening Eating Local Alternative Energy

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**Bist, Kevin**

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**From:** Bist, Kevin  
**Sent:** Tuesday, January 20, 2015 7:40 AM  
**To:** TomT@NetOpCtr.com; Nelson, Patricia A  
**Subject:** RE: NEGOTIATED RULEMAKING COMMITTEE MEETING

Thank you Mr. Terwilliger.

Kevin

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**From:** Tom Terwilliger [<mailto:tomterwilliger@hotmail.com>]  
**Sent:** Saturday, January 17, 2015 11:41 AM  
**To:** Nelson, Patricia A; Bist, Kevin  
**Subject:** NEGOTIATED RULEMAKING COMMITTEE MEETING

Hello Patty and Kevin,  
On the 14<sup>th</sup> I sent you my resume for consideration as a member to the negotiated rulemaking committee. In reviewing that transmittal I see that my attached letter somehow was not included. Please append the following to my resume.  
Best,  
Tom Terwilliger  
Citizen State of Florida.

Copy of Letter follows:

\*\*\*\*\*

RE: NEGOTIATED RULEMAKING COMMITTEE MEETING

Dear Patty and Kevin,  
The structure of the Negotiated Rulemaking Committee excludes a representative of one major group or class, Non-Patient Taxpayer Citizens.  
Non-Patient Taxpayer Citizens of the great State of Florida are a stake-holder in this process. Issues such as County and City zoning and permitted areas of operation, proximity to residences, churches, schools, halfway houses and others will affect everyday citizens of the State.  
It would appear not only to be fair and prudent but imperative to include Non-Patient Taxpayer Citizens so that this group / class participates in how their taxpayer dollars will be spent both on a Statewide basis as well as relative to costs and obligations this committee will mandated them to pay on a local (community) basis. County and City governmental bodies will be involved in the oversight of medical marijuana. Since taxpayer citizens will be paying to oversee the rules created by this committee I would ask that they have a "seat at the table" for in the end they will bear part of the cost of administration and police enforcement of this committee's rules and regulations.  
I would like to offer my services as the representative of this group / class and to negotiate in good faith on their behalf. I have already been attending your meetings and if selected would continue to attend scheduled meetings.  
I look forward to seeing you on February 4<sup>th</sup> and 5<sup>th</sup>.  
Sincerely,

Tom Terwilliger  
Citizen Taxpayer (Non-Patient)  
3160 NW 1<sup>st</sup> Avenue  
Pompano Beach, Florida 33064  
786 267 7444

**Bist, Kevin**

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**From:** Paula Stein <pstein@dewarnurseries.com>  
**Sent:** Tuesday, January 20, 2015 8:49 AM  
**To:** Nelson, Patricia A  
**Subject:** Dewar Nurseries Inc

Good Morning Patricia

William Dewar, president of Dewar Nurseries, Inc. would like to be on the Rulemaking Committee.

Dewar Nurseries, Inc. has been in Apopka, Florida for over 50 years.

Thanks

Paula Stein  
Dewar Nurseries, Inc.

625 W Keene Rd  
Apopka, FL 32703  
T. 407-886-1188 F. 407-886-7989  
E. [pstein@dewarnurseries.com](mailto:pstein@dewarnurseries.com)



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## Bist, Kevin

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**From:** Nelson, Patricia A  
**Sent:** Tuesday, January 20, 2015 9:22 AM  
**To:** 'Michael Sjuggerud'  
**Subject:** RE: Application to serve on negotiated rulemaking committee to address the regulatory structure for dispensing organizations of low-THC cannabis

Mr. Sjuggerud,

The negotiating committee was named Friday. We had a lot of interest from many very qualified people. You were not chosen for the committee, but I encourage you to contact me with thoughts on the rules as I prepare drafts for the negotiation. I am happy to accept all the help I can get.

Thank you,  
Patty

Patricia Nelson  
Director  
Office of Compassionate Use  
Florida Department of Health



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**From:** Michael Sjuggerud [<mailto:Mike@cfqlawoffice.com>]  
**Sent:** Friday, January 16, 2015 4:34 PM  
**To:** Nelson, Patricia A  
**Subject:** FW: Application to serve on negotiated rulemaking committee to address the regulatory structure for dispensing organizations of low-THC cannabis

Ms. Nelson,

Regarding my application to serve on the negotiated rulemaking committee to address the regulatory structure for dispensing organizations of low-THC cannabis, would you please let me know when the Department intends to make its final decision with respect to applicants? I am trying to plan my work schedule for early February.

Regards,

Michael Sjuggerud, Esq.  
Cantwell & Goldman, P.A.

96 Willard Street, Suite 302  
Cocoa, Florida 32922

321-639-1320 x 108  
321-639-9950 (fax)  
[mike@cfqlawoffice.com](mailto:mike@cfqlawoffice.com)

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**From:** Michael Sjuggerud [<mailto:Mike@cfqlawoffice.com>]

**Sent:** Thursday, January 08, 2015 1:15 PM

**To:** 'Patricia.Nelson@flhealth.gov'

**Subject:** Application to serve on negotiated rulemaking committee to address the regulatory structure for dispensing organizations of low-THC cannabis

Dear Ms. Nelson,

Please consider this as my application to serve on the negotiated rulemaking committee to address the regulatory structure for dispensing organizations of low-THC cannabis pursuant to the attached Notice of Development of Rulemaking.

I understand that the negotiated rulemaking committee will be selected from a variety of representative groups. I am eligible to serve on the negotiated rulemaking committee because I satisfy the requirements of two of the representative groups:

- I am member of the Florida Bar with experience in administrative law, and
- I am an individual with experience navigating regulatory structures for cannabis in other jurisdictions inasmuch as my legal practice includes assisting Florida clients with cannabis-related laws in Washington state, California, Oregon, and Colorado.

Regarding my credentials, attached please find a copy of my resume (also available at the following link: [Bio for Michael Sjuggerud, Esq.](#))

Please let me know if you have any questions or further information about the negotiated rulemaking committee. I look forward to hearing from you.

Regards,

Michael Sjuggerud, Esq.  
Cantwell & Goldman, P.A.  
96 Willard Street, Suite 302  
Cocoa, Florida 32922

321-639-1320 x 108  
321-639-9950 (fax)  
[mike@cfqlawoffice.com](mailto:mike@cfqlawoffice.com)

**Bist, Kevin**

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**From:** roygdavis@verizon.net  
**Sent:** Tuesday, January 20, 2015 11:29 AM  
**To:** Nelson, Patricia A  
**Subject:** p to serve of committee

Patricia,  
Subsequent to my phone call, I attach my Application to serve on the committee.  
Roy

**Bist, Kevin**

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**From:** roygdavis@verizon.net  
**Sent:** Tuesday, January 20, 2015 11:38 AM  
**To:** Nelson, Patricia A  
**Cc:** rockygentile@bellsouth.net  
**Subject:** Request to serve of committee  
**Attachments:** Patricia Nelson-DOH-1-20-15.docx

Patricia,  
This time I enclose the actual letter.  
Roy Davis

## eileen konieczny, rn

President-elect at American Cannabis Nurses Association

olivemmj@gmail.com

---



### 1 person has recommended eileen

"In a recent Unfortunate stay in the Hospital, Eileen was My Nurse and really stood out, making what could have been a horrible experience, manageable. With her sensitivity to my specific case, and understanding of the situation I was in she professionally completed her tasks with humor, integrity an kindness. Just wish I could have had 2 more shifts of her :)"

— **Mitch Horn**, was eileen's client

Contact eileen on LinkedIn

Roy G. Davis  
3224 McIntosh Rd.  
Dover Fl. 33527

Monday January 20, 2015

Patricia Nelson

Florida Department of Health

Division of Compassionate Care

4052 Bald Cypress Way Bin A-O2

Tallahassee Fl. 32399

Ms. Nelson,

I would like my name entered for the proposed committee that is to negotiate the Draft rule 64-4. I am owner-operator of Tampa Wholesale Nursery, 3216 McIntosh Rd., Tampa Fl. My son, Steven W. Davis is co-owner of the Nursery. Tampa Wholesale Nursery is qualified as a potential licensee for the purpose of growing Cannabis.

I am a graduate of the University of Florida. I hold the degree of BSA 1953. I served as President of FNGA in 1985, and as Chairperson of their FNATS (statewide) Nursery tradeshow for two years ( 1988 and 1989) I was inducted into the FNGLA (Nurseryman) Hall of Fame several years ago. I started Tampa Wholesale Nursery in 1958, and have been continuously operating the nursery from that time. I can give you many other credits for my experience, but those should suffice.

I hope I can be of benefit to the committee.

Roy G. Davis

**Bist, Kevin**

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**From:** Nelson, Patricia A  
**Sent:** Tuesday, January 20, 2015 11:58 AM  
**To:** roygdavis@verizon.net  
**Subject:** RE: Request to serve of committee

Thank you!

**From:** [roygdavis@verizon.net](mailto:roygdavis@verizon.net) [<mailto:roygdavis@verizon.net>]  
**Sent:** Tuesday, January 20, 2015 11:38 AM  
**To:** Nelson, Patricia A  
**Cc:** [rockygentile@bellsouth.net](mailto:rockygentile@bellsouth.net)  
**Subject:** Request to serve of committee

Patricia,  
This time I enclose the actual letter.  
Roy Davis

## Bist, Kevin

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**From:** Rocky <rockygentile@bellsouth.net>  
**Sent:** Tuesday, January 20, 2015 3:17 PM  
**To:** Nelson, Patricia A  
**Cc:** 'Justin Clark'  
**Subject:** RE: Application To Serve On Your Committee

Hello Patricia,

My name is Rock Gentile, of Network Access Consultants, of Central Florida Inc., DBA: Cannabis National Coalition. We have had a successful seminar in Central Florida, at the Bob Carr Auditorium, where we were promoting the quest to see Medical Marijuana passed in Florida and have participated in several projects to promote awareness to the public, from participating on radio shows to passing out flyers all over Central Florida. A friend of ours, Mr. Roy Davis, is a person that we have a relationship with in order to assist in the cultivation/ dispensary on his property. He is a prestigious man with quite a few great accolades.

As a member of our team, we would like to Nominate **Justin Clarke**, a prominent Central Florida Attorney who is on our board of directors. His office address is: **500 Winderly Place, suite 100, Maitland, Florida, 32751. His phone number is 305-401-3310.**

He would like to apply for a position on this committee that is to negotiate the **Draft rule 64-4**. Our goal, is to work with Roy Davis on this project should he be awarded one of the 5 licenses. Here is Justin Clarkes background:

### **Justin Clark**

Justin Clark is the host of Behind the Law, and the sponsor of a number of charity events throughout Central Florida, but there's much more story behind Justin Clark. Justin was born in Tennessee the oldest of three brothers, Justin learned leadership at a young age. Although his family was not privileged financially they were very much privileged to have each other. However, this hardship was a valuable lesson and fueled the growth of Justin's career. He later went on to attend the University of Tennessee followed by the New England School of Law. During his law clerkship Justin went to a somewhat less conspicuous venue than his classmates. He went back to blue-collar America to 84 Lumber in South Carolina to work with his father.

The beginning of Justin's career took him just a little further south to famed South Beach in Miami, FL where he learned workers compensation litigation from attorney William E. Gregory. Shortly before the real estate bubble burst in 2006, Justin established Gregory & Clark, PLLC in Longwood, FL for the sole purpose of assisting the thousands of home owners who would soon be threatened with foreclosure and financial ruin. Six years later Justin Clark is still at work. His dedication to the troubled and threatened of all walks of life has guided his practice and professional focus, and will continue to do so as long as his clients permit. Justin was voted by Super Lawyers Magazine RISING STAR for 2014, an award reserved for no more than 2.5 percent of attorneys in the state.

### **Areas of Practice:**

- Real Estate Litigation
- Business Disputes

### **Bar Admissions:**

- Florida, 2004

- ❑ Massachusetts, 2004
- ❑ U.S. District Court Middle District of Florida

**Education:**

- ❑ New England School of Law, Boston, Massachusetts J.D. - 2004
- ❑ University of Tennessee B.S. - 2001
- ❑ Major: Broadcast Communications

**Honors & Awards:**

- ❑ "Rising Stars", Florida Legal Community

Sincerely,

Rocky Gentile  
Network Access Consultants  
President  
[rockygentile@bellsouth.net](mailto:rockygentile@bellsouth.net)  
407-322-9666



This email has been checked for viruses by Avast antivirus software.  
[www.avast.com](http://www.avast.com)

## Bist, Kevin

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**From:** Justin R. Clark <jclark@youhavepower.com>  
**Sent:** Tuesday, January 20, 2015 3:27 PM  
**To:** 'Rocky'; Nelson, Patricia A  
**Subject:** RE: Application To Serve On Your Committee

Thank you rocky.

Thanks,

Justin Clark

[www.youhavepower.com](http://www.youhavepower.com)

---

**From:** Rocky [<mailto:rockygentile@bellsouth.net>]  
**Sent:** Tuesday, January 20, 2015 3:17 PM  
**To:** [patricia.nelson@flhealth.gov](mailto:patricia.nelson@flhealth.gov)  
**Cc:** 'Justin Clark'  
**Subject:** RE: Application To Serve On Your Committee

Hello Patricia,

My name is Rock Gentile, of Network Access Consultants, of Central Florida Inc., DBA: Cannabis National Coalition. We have had a successful seminar in Central Florida, at the Bob Carr Auditorium, where we were promoting the quest to see Medical Marijuana passed in Florida and have participated in several projects to promote awareness to the public, from participating on radio shows to passing out flyers all over Central Florida. A friend of ours, Mr. Roy Davis, is a person that we have a relationship with in order to assist in the cultivation/ dispensary on his property. He is a prestigious man with quite a few great accolades.

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He would like to apply for a position on this committee that is to negotiate the **Draft rule 64-4**. Our goal, is to work with Roy Davis on this project should he be awarded one of the 5 licenses. Here is Justin Clarkes background:

### **Justin Clark**

Justin Clark is the host of Behind the Law, and the sponsor of a number of charity events throughout Central Florida, but there's much more story behind Justin Clark. Justin was born in Tennessee the oldest of three brothers, Justin learned leadership at a young age. Although his family was not privileged financially they were very much privileged to have each other. However, this hardship was a valuable lesson and fueled the growth of Justin's career. He later went on to attend the University of Tennessee followed by the New England School of Law. During his law clerkship Justin went to a somewhat less conspicuous venue than his classmates. He went back to blue-collar America to 84 Lumber in South Carolina to work with his father.

The beginning of Justin's career took him just a little further south to famed South Beach in Miami, FL where he learned workers compensation litigation from attorney William E. Gregory. Shortly before the real estate bubble burst in 2006, Justin established Gregory & Clark, PLLC in Longwood, FL for the sole purpose of assisting the thousands of home owners who would soon be threatened with foreclosure and financial ruin. Six years later Justin Clark is still at work. His dedication to the troubled and threatened of all walks of life has guided his practice and professional focus, and will continue to do so as long as his clients permit. Justin was voted by Super Lawyers Magazine RISING STAR for 2014, an award reserved for no more than 2.5 percent of attorneys in the state.

**Areas of Practice:**

- Real Estate Litigation
- Business Disputes

**Bar Admissions:**

- Florida, 2004
- Massachusetts, 2004
- U.S. District Court Middle District of Florida

**Education:**

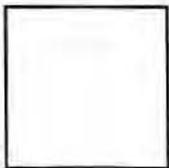
- New England School of Law, Boston, Massachusetts J.D. - 2004
- University of Tennessee B.S. - 2001
- Major: Broadcast Communications

**Honors & Awards:**

- "Rising Stars", Florida Legal Community

Sincerely,

Rocky Gentile  
Network Access Consultants  
President  
[rockygentile@bellsouth.net](mailto:rockygentile@bellsouth.net)  
407-322-9666



This email has been checked for viruses by Avast antivirus software.  
[www.avast.com](http://www.avast.com)

## **Bist, Kevin**

---

**From:** Ryan Padgett <RPadgett@flcities.com>  
**Sent:** Tuesday, January 20, 2015 4:36 PM  
**To:** Nelson, Patricia A  
**Subject:** Negotiated Rulemaking Application

Ms. Nelson,

Please accept this as an application to participate on the negotiated rulemaking committee. If there is a format or specific form which is required, please let me know and I will amend my application immediately. If any further information is required, I will be happy to provide such at your request.

**Name:** Ryan Padgett

**Business address:**

Florida League of Cities, Inc.  
PO Box 1757  
Tallahassee, FL 32302

**Business phone:** (850) 701-3616

**Organization:** Florida League of Cities, Inc.

**Description of organization:** The Florida League of Cities is the united voice for Florida's municipal governments. In addition to representing the legislative interests of all 410 cities Florida and promoting home rule, FLC provides numerous services to serve the needs of Florida's cities including consulting, insurance, and financial services.

**Impact of rulemaking:** Because of the lack of clarity in the low THC legislation, many cities have become concerned rules promulgated by DOH may impact traditional powers and functions of local governments such as land use, building code restrictions, and public safety. Florida's cities have both a constitutional and statutory grant of home rule authority and any rules which limit or preempt such powers would be of significant importance.

**Lack of Adequate Representation:** No member of the committee represents the interests of local governments. While we understand the primary difficulty in drafting the rule lies in the mechanics of implementing the legislation from the operational standpoint, the most basic question which needs to be addressed is where these dispensaries can be located and what local regulations will they be subject to. As any approved dispensary will be located within Florida, it will likewise be located within the jurisdiction of a local government. The lack of representation of local governments eliminates input on a key question on which the legislation was silent. In addition, the omission of a local government representative removes the potential for input on how the proposed rule will affect the vast majority of citizens who will not be using low THC cannabis. As stated above, in both the Constitution and statute, Florida has granted an extraordinary amount of authority to local governments. The lack of input from a representative of local government eliminates the possibility of input from a critical piece of Florida's government, the government closest to the people.

I am committed to negotiating in good faith and will attend all scheduled meetings. Please note our local governments are not uniformly opposed to this legislation and we are not seeking to restrict use of low THC cannabis or insert local

governments into the mechanics of regulating the low THC cannabis itself. I will be representing the interests of local governments who are interested in preserving their current home rule authority.

Ryan G. Padgett  
Assistant General Counsel  
Florida League of Cities  
Office: 850-701-3616  
Cell: 904-742-0360  
Fax: 850-222-3806  
**Web: [www.floridaleagueofcities.com](http://www.floridaleagueofcities.com)**



## Bist, Kevin

---

**From:** Manny Johnson <manny@mannyjohnson.net>  
**Sent:** Tuesday, January 20, 2015 4:49 PM  
**To:** Nelson, Patricia A  
**Subject:** My Request to Attend the February Low-THC Cannabis Rulemaking

**Importance:** High

Dear Ms. Nelson,

I sent the below email to try and attend the workshop. I am resending it in hopes to get a response. I did read the Draft 1.15.2015 and was very IMPRESSED! Please let me know!

Respectfully,

**E. Manson Johnson**

E. Manson Johnson  
127 W. Fairbanks Avenue, # 507  
Winter Park, FL 32789  
(813) 789-1300 cell  
[Manny@mannyjohnson.net](mailto:Manny@mannyjohnson.net)

---

**From:** Manny Johnson [<mailto:manny@mannyjohnson.net>]

**Sent:** Friday, January 09, 2015 4:02 AM

**To:** Nelson, Patricia A

**Subject:** Low-THC Cannabis Rulemaking

**Importance:** High

January 9, 2015

Dear Ms. Patty Nelson,

I hope the new year brings you and your family the best life has to offer! You add a wonderful, compassionate, professional persona to these difficult proceedings. Kudos to you and your staff.

I would like to apply to attend the Development of Proposed Rules and Negotiated Rulemaking on Feb 4-5 for the SB 1030 hearings.

My name is E. Manny Johnson, 127 West Fairbanks Avenue, #507, Winter Park, FL32789. (813) 789-1300.

My organization is the Compassionate Cannabis Community, LLC- we provide books, research/scientific information, interviews of noted individuals in the Medicinal Cannabis industry, and videos free of charge. We represent Veterans, Children, and patients who might benefit from this low-THC Cannabis oil. I have attended all of the hearings thus far and have always found that the interests of our members and of myself are not properly represented because the vast majority of individuals at the hearings have an ulterior motif; generally money of some kind. I will and always have negotiated through the hearings in good faith and shown everyone the utmost respect.

I have continued to provide your organization with a great deal of free knowledge that is not always in agreement with others. I am a 30 year Nurseryman and could apply for a license if I desired, but I do not desire to apply for a number of reasons. Four days out of high school I joined the U.S. Army to attend the USMA at West Point and Honorably served my Country. I started a nursery with my wife's and my hands and built it into one of the most respected family-owned specialty nurseries in the world. We had nurseries in the U.S., Germany and China. I am also a qualified patient suffering from colon cancer but hope to be off that list before the hearings. I have served as a consultant on the application process without any monetary gain for 3 dispensaries in Colorado, 1 in Oregon, 2 Washington, 1 Illinois, and ZERO in Florida. I am a writer and documentary film maker with an MFA in Film and Screenwriting from UCLA. I have visited Israel, Canada, California, Colorado, Oregon, Washington, Illinois to observe the various aspects of medicinal cannabis. I attended the first Continuing Medical Education Course on Medicinal Cannabis in Denver. I am a member of the Society of Cannabis Clinicians and passed their accreditation course with a 97%. I have vast experience in managing a real, working nursery in the state of Florida. I have a Pesticide license. As you might see I have a plethora of knowledge in a vast area that intersects essentially every area of the Negotiated Rulemaking Committee. I can serve as a true buffer in a

wide variety of areas because I know the truth based on experience and I have no money to gain or lose no matter who becomes the Dispensing Organizations. I do believe the best applicant is the one who can prove he/she has managed their nursery through a myriad of difficult economic climates and is partnered with citizens of good moral standing. I offer my skill-set in this matter because I am concerned that "smoke and mirrors and money" lurk around every corner. I receive calls at least once a week from investors who want to back me in this application endeavor. They offer more money than I have ever had. They inform me they do not mind losing money for a few years until the recreational cannabis is the norm. I will have no part of this. I am all about the VETS, KIDS and Patients-in-need! Also, please let me know if I am accepted to attend as I keep a very busy schedule!

Respectfully Submitted,

**E. Manson Johnson**

E. Manson Johnson  
127 W. Fairbanks Avenue, # 507  
Winter Park, FL 32789  
(813) 789-1300 cell  
[Manny@mannyjohnson.net](mailto:Manny@mannyjohnson.net)

---

**From:** Nelson, Patricia A [mailto:[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)]

**Sent:** Monday, January 05, 2015 5:11 PM

**To:** DL 64-4 Interested Parties; Dunn, Nathan P

**Subject:** Low-THC Cannabis Rulemaking

Dear Interested Parties,

Please see the attached Notice of Negotiated Rulemaking (on page 1 of the attached document) scheduled for February 4 and 5, 2015, in Tallahassee.

Sincerely,

Patty

Patricia Nelson

Director

Office of Compassionate Use

**Bist, Kevin**

---

**From:** Nelson, Patricia A  
**Sent:** Tuesday, January 20, 2015 4:58 PM  
**To:** manny@mannyjohnson.net  
**Subject:** RE: My Request to Attend the February Low-THC Cannabis Rulemaking

Mr. Johnson,

The negotiating committee was named Friday. We had a lot of interest from many very qualified people. You were not chosen for the committee, but I encourage you to contact me with thoughts on the rules as I prepare drafts for the negotiation. I am happy to accept all the help I can get.

If you have not seen the press release regarding the committee participants, you can view it on the OCU website:  
<http://www.floridahealth.gov/programs-and-services/office-of-compassionate-use/>

Sincerely,  
Patty

---

**From:** Manny Johnson [mailto:manny@mannyjohnson.net]  
**Sent:** Tuesday, January 20, 2015 4:49 PM  
**To:** Nelson, Patricia A  
**Subject:** My Request to Attend the February Low-THC Cannabis Rulemaking  
**Importance:** High

Dear Ms. Nelson,

I sent the below email to try and attend the workshop. I am resending it in hopes to get a response. I did read the Draft 1.15.2015 and was very IMPRESSED! Please let me know!

Respectfully,

*E. Manson Johnson*

E. Manson Johnson  
127 W. Fairbanks Avenue, # 507  
Winter Park, FL 32789  
(813) 789-1300 cell  
[Manny@mannyjohnson.net](mailto:Manny@mannyjohnson.net)

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**Importance:** High

January 9, 2015

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My name is E. Manny Johnson, 127 West Fairbanks Avenue, #507, Winter Park, FL32789. (813) 789-1300.

My organization is the Compassionate Cannabis Community, LLC- we provide books, research/scientific information, interviews of noted individuals in the Medicinal Cannabis industry, and videos free of charge. We represent Veterans, Children, and patients who might benefit from this low-THC Cannabis oil. I have attended all of the hearings thus far and have always found that the interests of our members and of myself are not properly represented because the vast majority of individuals at the hearings have an ulterior motif; generally money of some kind. I will and always have negotiated through the hearings in good faith and shown everyone the utmost respect.

I have continued to provide your organization with a great deal of free knowledge that is not always in agreement with others. I am a 30 year Nurseryman and could apply for a license if I desired, but I do not desire to apply for a number of reasons. Four days out of high school I joined the U.S. Army to attend the USMA at West Point and Honorably served my Country. I started a nursery with my wife's and my hands and built it into one of the most respected family-owned specialty nurseries in the world. We had nurseries in the U.S., Germany and China. I am also a qualified patient suffering from colon cancer but hope to be off that list before the hearings. I have served as a consultant on the application process without any monetary gain for 3 dispensaries in Colorado, 1 in Oregon, 2 Washington, 1 Illinois, and ZERO in Florida. I am a writer and documentary film maker with an MFA in Film and Screenwriting from UCLA. I have visited Israel, Canada, California, Colorado, Oregon, Washington, Illinois to observe the various aspects of medicinal cannabis. I attended the first Continuing Medical Education Course on Medicinal Cannabis in Denver. I am a member of the Society of Cannabis Clinicians and passed their accreditation course with a 97%. I have vast experience in managing a real, working nursery in the state of Florida. I have a Pesticide license. As you might see I have a plethora of knowledge in a vast area that intersects essentially every area of the Negotiated Rulemaking Committee. I can serve as a true buffer in a wide variety of areas because I know the truth based on experience and I have no money to gain or lose no matter who becomes the Dispensing Organizations. I do believe the best applicant is the one who can prove he/she has managed their nursery through a myriad of difficult economic climates and is partnered with citizens of good moral standing.

I offer my skill-set in this matter because I am concerned that "smoke and mirrors and money" lurk around every corner. I receive calls at least once a week from investors who want to back me in this application endeavor. They offer more money than I have ever had. They inform me they do not mind losing money for a few years until the recreational cannabis is the norm. I will have no part of this. I am all about the VETS, KIDS and Patients-in-need!

Also, please let me know if I am accepted to attend as I keep a very busy schedule!

Respectfully Submitted,

*E. Manson Johnson*

E. Manson Johnson  
127 W. Fairbanks Avenue, # 507  
Winter Park, FL 32789  
(813) 789-1300 cell  
[Manny@mannyjohnson.net](mailto:Manny@mannyjohnson.net)

---

**From:** Nelson, Patricia A [mailto:[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)]  
**Sent:** Monday, January 05, 2015 5:11 PM  
**To:** DL 64-4 Interested Parties; Dunn, Nathan P  
**Subject:** Low-THC Cannabis Rulemaking

Dear Interested Parties,

Please see the attached Notice of Negotiated Rulemaking (on page 1 of the attached document) scheduled for February 4 and 5, 2015, in Tallahassee.

Sincerely,  
Patty

Patricia Nelson  
Director  
Office of Compassionate Use

**Bist, Kevin**

---

**From:** Bist, Kevin  
**Sent:** Tuesday, January 20, 2015 6:24 PM  
**To:** Nelson, Patricia A  
**Subject:** FW: Advisory Committee  
**Attachments:** CV\_Marjorie D Robinson\_ASCRX\_10 2014 .pdf

FYI.

Kevin

---

**From:** Marjorie Robinson [<mailto:marjorie@ascpharmacy.com>]  
**Sent:** Tuesday, January 20, 2015 5:14 PM  
**To:** Bist, Kevin  
**Subject:** Advisory Committee

Hi Kevin

Great speaking with you today.

Please find attached my CV. I would like to be considered for a role on your Advisory Committee for Compassionate use. I am a pharmacist in corporate practice and retail ownership.

I am qualified in Compassionate understanding (years of HIV Practice) and I have a business that manages the handling, storage and dispensing of drugs.

Thank you for the consideration.

Cheers

Marje

*Marjorie D. Robinson, PharmD, AAHIVP*  
Pharmacist/Owner  
**ASC Pharmacy, Inc.**  
3416 W. 84th St., Ste. 108  
Hialeah, FL 33018  
Cell: [\(954\) 816 4344](tel:(954)8164344)  
Direct Line: [\(786\) 230 1233](tel:(786)2301233)  
Pharmacy Phone Number: [\(305\) 698-5411](tel:(305)698-5411)  
Fax: [\(305\) 698-5586](tel:(305)698-5586)

Your Total Pharmacy Solution

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**Bist, Kevin**

---

**From:** Ryan Cook <[ryan@thecliniccolorado.com](mailto:ryan@thecliniccolorado.com)>  
**Sent:** Tuesday, January 20, 2015 11:36 PM  
**To:** Nelson, Patricia A  
**Subject:** Proposed Rules and Negotiated Rulemaking

Patricia,

I am currently an executive for The Clinic, which is one of the largest medical marijuana companies in the United States. We currently have six retail locations and three cultivation facilities in Colorado, hold 70 state and local marijuana business licenses, and employ upwards of 115 people.

Over the past five years, I have been actively involved in all aspects of the marijuana rulemaking process in Colorado. I am interested in participating in this process in Florida.

The Clinic is not currently representing a qualifying Florida nursery. However, in the near future, we intend to select a qualifying group with which we can partner and apply for a medical marijuana license in Florida. Would applying to participate and/or participating on the Florida rulemaking committee prevent The Clinic from being eligible to apply for and receive a marijuana license in Florida in the future?

Thanks-

Ryan Cook | General Manager | The Clinic Medical Marijuana Center  
p: 303.525.9527 | o: 303.777.7429  
f: 303.758.1597 [ryan@thecliniccolorado.com](mailto:ryan@thecliniccolorado.com) | [thecliniccolorado.com](http://thecliniccolorado.com)

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## Bist, Kevin

---

**From:** Nelson, Patricia A  
**Sent:** Wednesday, January 21, 2015 9:17 AM  
**To:** 'Ryan Cook'  
**Subject:** RE: Proposed Rules and Negotiated Rulemaking

Mr. Cook,

I appreciate your interest in serving. Serving on the negotiated rulemaking committee would not likely pose a conflict of interests for you. However, the committee has been selected and announced on Friday, January 16, 2015. It is unlikely that anyone else will be added to the committee. If this changes, we would review your qualifications at that time.

Sincerely,  
Patty

Patricia Nelson  
Director  
Office of Compassionate Use  
Florida Department of Health



---

**From:** Ryan Cook [<mailto:ryan@thecliniccolorado.com>]  
**Sent:** Tuesday, January 20, 2015 11:36 PM  
**To:** Nelson, Patricia A  
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Thanks-

Ryan Cook | General Manager | The Clinic Medical Marijuana Center  
p: 303.525.9527 | o: 303.777.7429  
f: 303.758.1597 [ryan@thecliniccolorado.com](mailto:ryan@thecliniccolorado.com) | [thecliniccolorado.com](http://thecliniccolorado.com)

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**Bist, Kevin**

---

**From:** robert tornello <roberttornello@me.com>  
**Sent:** Wednesday, January 21, 2015 10:01 AM  
**To:** Nelson, Patricia A  
**Subject:** Few minutes of your time requested

Patty, I hope you are well.

I just wanted to say politely, you have an interesting panel of people, including several real experts.

While I was really sick when I got my info off to you, I professionally just wanted to understand the selection process,

and what I did not provide, or was it too much information, or its format.

Can you please advise me on what was good or bad, or otherwise.

I can tell you honestly, I have and will continue to Not talk to media, or share confidential information.

This is strictly internal and between us. I just would like to know, and continue to offer any help I can in any capacity needed.

If you feel more comfortable discussing this on the phone, understood.

Please advise best time to call and number, or my cell is 813 917 8550.

Looking forward to discussing this with you and I promise we can keep it very brief.

Thank you.

Robert

robert tornello  
[roberttornello@me.com](mailto:roberttornello@me.com)

## Bist, Kevin

---

**From:** Arianna Cabrera <arianna@costafarms.com>  
**Sent:** Wednesday, January 21, 2015 12:13 PM  
**To:** Nelson, Patricia A  
**Cc:** Arianna Cabrera  
**Subject:** Costa Farms

Hi, Patricia. I hope all is well! I was out of town for a few days but wanted to follow up with you now that I have returned.

Let me start by saying that we are very pleased that Pedro Freyre was included on the Committee. I am confident that you will be very happy with that choice. He is smart, practical and an overall pleasure to work with.

We were discussing the appointment this morning and have a few follow up questions. First of all, are there any restrictions as to whom he should speak with during the next few weeks leading up to the meeting in Tallahassee? People not on the committee have reached out to him as has at least one individual who was appointed as well. Second, would it be possible to meet in Tallahassee before the meeting? We would like to formally (in an informal setting) introduce ourselves and discuss how best to prepare for the meeting on February 4<sup>th</sup>.

Finally, I wanted to confirm that there would be no conflict with both serving on the committee and filing an application for licensure afterwards. If you could confirm that for me, I would greatly appreciate it.

I look forward to hearing back from you.

Thanks!

Arianna Cabrera, Esq.  
General Counsel



o: 786-866-5227 | f: 786-272-6137 | c: 305-608-6572  
21800 SW 162nd Avenue | Miami, FL 33170

## Bist, Kevin

---

**From:** zzzz Feedback, Health  
**Sent:** Wednesday, January 21, 2015 12:31 PM  
**To:** Nelson, Patricia A; Bist, Kevin  
**Subject:** FW: Contacts Feedback

Patricia / Kevin - can you please reply directly to the constituent with a copy to me? Thank you!

Victoria Parsons  
Correspondence Manager  
Florida Department of Health  
Office of Communications  
4052 Bald Cypress Way, BIN A04  
Tallahassee, Florida 32399-1705  
(850) 245-4090

### OUR MISSION

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.

### NOTE:

Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your email communication may therefore be subject to public disclosure.

-----Original Message-----

**From:** Contact Us [[mailto:no\\_reply@doh.state.fl.us](mailto:no_reply@doh.state.fl.us)]  
**Sent:** Friday, January 16, 2015 1:54 PM  
**To:** zzzz Feedback, Health  
**Subject:** Contacts Feedback

Department of Health Contacts / Feedback Feedback for: Office of Compassionate Use  
Sent to: [Health@doh.state.fl.us](mailto:Health@doh.state.fl.us)

### 1. Message Type: Suggestion

### 2. Comments: Good Afternoon,

I contacted the Office Of Compassionate Use before Patricia Nelson was in office about the timeline to implement lowTHC cannabis. Not only do I have a vested interest in the production of this oil, but so many families are depending on this to help their children.

You see, the child lying beside me right now that is napping [REDACTED]

[REDACTED] There are so many studies showing that an oil rich in CBD will help penetrate the blood brain barrier [REDACTED] I have a friend in California that her child is tumor free due to the use of cannabis, granted her oil did contain THC. I know that is another set of issues under debate.

My question today is, "How does someone get chosen to be on the rules panel that will meet in early February?" I am [REDACTED] caregiver and would not be able to be involved in something this lengthy, but my husband, Vincent Sica, is both an attorney and Hospital CEO in DeSoto County, FL and he would like to be involved. He has contacted our state lawmaker, Bill Galvano, but I felt it is important to be an advocate for out [REDACTED]. It seems the media only focuses on

children with epilepsy and I do realize that this will be a huge step for these children, but no one mentions children with tumors. I would be happy at anytime to bring [REDACTED] to a meeting or to meet lawmakers involved in passing any new rules involving cannabis. Thank you very much for your time.

Yvonne Sica

3. Rating: Excellent

4. Name: Yvonne Sica

5. Email: [sicavon@gmail.com](mailto:sicavon@gmail.com)

6. Telephone: (863)244-1677

7. Address: 10111 Kingfisher Rd E

8. City: Bradenton

9. State: Fl

10. Zip: 34209

11. Fax:

12. Contact Now: Yes

(User selected 'Please contact me as soon as possible regarding this matter.')

13. Contact: No

(User selected 'Mail me more information.')

## Bist, Kevin

---

**From:** Kostas Stoilas <stoilas@yahoo.com>  
**Sent:** Thursday, January 22, 2015 8:16 AM  
**To:** Nelson, Patricia A  
**Subject:** Re: Low-THC Cannabis Rulemaking

Patty - good morning. Just checking in after the holiday. Is the committee fully selected? A couple of the board members from the nurses association are curious and I believe they would be very worthwhile as committee members. Thank you.

Sent via mobile device...please excuse abbreviated responses & grammar.

Kostas Stoilas  
239.822.7816 cell

[www.CauseToFund.com](http://www.CauseToFund.com)

[www.WarehouseRealEstateBlog.com](http://www.WarehouseRealEstateBlog.com)

[www.Linkedin.com/in/stoilas](http://www.Linkedin.com/in/stoilas)

On Jan 5, 2015, at 5:11 PM, "Nelson, Patricia A" <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Dear Interested Parties,  
Please see the attached Notice of Negotiated Rulemaking (on page 1 of the attached document) scheduled for February 4 and 5, 2015, in Tallahassee.  
Sincerely,  
Patty  
Patricia Nelson  
Director  
Office of Compassionate Use

**Bist, Kevin**

---

**From:** Heather Geraci <hgeraci@cohenkotler.com>  
**Sent:** Thursday, January 22, 2015 10:25 AM  
**To:** Nelson, Patricia A  
**Subject:** Letter from David Kotler, Esquire  
**Attachments:** L-Patricia Nelson 1.21.15 - final.pdf

Good morning Ms. Nelson,

Please see the attached letter from David Kotler, Esquire.

Thank you,

**Heather Geraci**  
**Legal Assistant to**  
**David Kotler, Esquire**  
Cohen Kotler  
54 S.W. Boca Raton Boulevard  
Boca Raton, FL 33432  
(561)361-9600  
Fax (561)361-9770

# COHEN•KOTLER

Attorneys at Law

Established 1984

54 SW Boca Raton Boulevard • Boca Raton, Florida 33432 • 561-361-9600 • Fax: 561-361-9770

E-Mail: [dkotler@cohenkotler.com](mailto:dkotler@cohenkotler.com) • Web: [www.CohenKotler.com](http://www.CohenKotler.com)

Edward B. Cohen • David C. Kotler • Michael I. Kotler\*

\*Also admitted in District of Columbia and Pennsylvania

January 21, 2015

via email: [patricia.nelson@flhealth.gov](mailto:patricia.nelson@flhealth.gov)

Patricia Nelson

Department of Health

4052 Bold Cypress Way A-02

Tallahassee, FL 32399

Dear Ms. Nelson,

I write in regard to my client Ed Miller & Sons/Anthony Ardizzone, who collectively submitted for inclusion in the negotiated rule making committee under Fl. Stat. Sec. 381.986. It is my understanding that the committee members for all of the representative groups for the negotiated rule making committee have been selected. In reviewing the names on the committee that are supposed to be representative of nurseries that meet the criteria in section 381.986(5)(b)(1), we do not feel that the chosen nurseries adequately represent the broad spectrum of nurseries qualified to make application.

In particular, Costa Farms has shown through its representatives at the previous rule making sessions, as well as the testimony and pleadings in the litigation filed against the Department of Health, to be operating on grounds which further its own agenda and fail to adequately represent nurserymen as a whole. My client has expressed great concern that it and other smaller growers are not being adequately represented in the committee.

The previous rule making sessions and even testimony used within the administrative proceedings show that Anthony Ardizzone of Ed Miller & Sons has represented more than just itself, but the similarly situated nurseries as a whole. My client wishes to continue to be an advocate for other similarly situated growers and not just represent its own interests in attempting to monopolize this process for its own financial interests. My client indicates that it would continue to act in good faith and is able to attend the upcoming scheduled meeting. I formally request that Mr. Ardizzone of Ed Miller & Sons be added to the committee. I look forward to speaking with you soon, should you have any questions.

Very truly yours,



David Kotler

DK/hg

## **Bist, Kevin**

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**From:** Bist, Kevin  
**Sent:** Thursday, January 22, 2015 10:31 AM  
**To:** Nelson, Patricia A  
**Subject:** meeting site

Patty,

Beth Switzer, the Executive Director of the Florida Channel, called me this morning to request that we move the Negotiated Rule Committee meeting to a room in Betty Easley that has remote television cameras. Ms. Switzer mentioned that her staff has to cover other committee meetings the same days as the NRC meeting. Only one crew member would be required to operate the equipment in the larger Betty Easley conference room instead of three if it were held at the current location.

I have checked with Mary Barfield at DMS and Room 152 is available for both days. We will have to contact Brian Fienemann at maintenance to ensure that the lights and AC remain on during the evening hours.

Kevin

Kevin Bist  
Program Specialist  
Office of Compassionate Use  
Florida Department of Health  
850-245-4658

**Bist, Kevin**

---

**From:** Nelson, Patricia A  
**Sent:** Thursday, January 22, 2015 10:32 AM  
**To:** stoilas@yahoo.com  
**Subject:** RE: Low-THC Cannabis Rulemaking  
**Attachments:** DOH Release: The Florida Department of Health Announces Negotiated Rulemaking Participants

The committee has been selected. I have attached the Department's press release.

Patty

---

**From:** Kostas Stoilas [mailto:stoilas@yahoo.com]  
**Sent:** Thursday, January 22, 2015 8:16 AM  
**To:** Nelson, Patricia A  
**Subject:** Re: Low-THC Cannabis Rulemaking

Patty - good morning. Just checking in after the holiday. Is the committee fully selected? A couple of the board members from the nurses association are curious and I believe they would be very worthwhile as committee members. Thank you.

Sent via mobile device...please excuse abbreviated responses & grammar.

Kostas Stoilas  
239.822.7816 cell

[www.CauseToFund.com](http://www.CauseToFund.com)

[www.WarehouseRealEstateBlog.com](http://www.WarehouseRealEstateBlog.com)

[www.Linkedin.com/in/stoilas](http://www.Linkedin.com/in/stoilas)

On Jan 5, 2015, at 5:11 PM, "Nelson, Patricia A" <Patricia.Nelson@flhealth.gov> wrote:

Dear Interested Parties,

Please see the attached Notice of Negotiated Rulemaking (on page 1 of the attached document) scheduled for February 4 and 5, 2015, in Tallahassee.

Sincerely,  
Patty

Patricia Nelson  
Director  
Office of Compassionate Use

**Bist, Kevin**

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**From:** DOH Office of Communications <DOHcommunicationsoffice@flhealth.gov>  
**Sent:** Friday, January 16, 2015 3:04 PM  
**To:** Nelson, Patricia A  
**Subject:** DOH Release: The Florida Department of Health Announces Negotiated Rulemaking Participants

**FOR IMMEDIATE RELEASE**

January 16, 2015

**Contact:** Communications Office  
(850) 245-4111

**The Florida Department of Health Announces Negotiated Rulemaking Participants**

TALLAHASSEE—The Office of Compassionate Use with the Florida Department of Health today released the names of participants to take part in the Negotiated Rulemaking Session scheduled for February 4 and 5 in Tallahassee.

This is a continuation of the department's efforts to implement the Compassionate Medical Cannabis Act. The department remains committed to getting this product to children with intractable epilepsy and people with advanced cancer as safely and quickly as possible. This rulemaking negotiation is part of the department's commitment to working with all stakeholders to arrive at a rule and start providing the product to those who need it.

After carefully reviewing all submissions, the Office of Compassionate Use selected participants who will work together to finalize a complete set of rules during the two-day meeting. All members represent groups as outlined in the Notice of Negotiated Rulemaking.

The committee is comprised of the following participants:

- George Hackney, Hackney Nursery Company
- Robert Wallace, Chestnut Hill Nursery and Orchards
- Bruce Knox, Knox Nurseries
- John Tipton, Plants of Ruskin
- Pedro Freyre, Costa Farms
- Holley Moseley
- Jill Lamoureux, CannLabs, Inc.
- Donna Blanton
- Darrin Potter
- Dr. Jeffrey Block
- Joel Stanley
- Patricia Nelson

The meeting notice and the draft rule are available at [www.FloridaHealth.gov/OCU](http://www.FloridaHealth.gov/OCU).

The department works to protect, promote and improve the health of all people in Florida through integrated state, county and community efforts. Follow us on Twitter at [@HealthyFla](#) and on [Facebook](#). For more information about the Florida Department of Health please visit [www.floridahealth.gov](http://www.floridahealth.gov).

###

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**Bist, Kevin**

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**From:** Bist, Kevin  
**Sent:** Friday, January 23, 2015 4:25 PM  
**To:** Nelson, Patricia A  
**Subject:** phone message

Patty,

Mr. Sam Harris from U Grow called and requested you call him back as soon as possible at 813-510-0982 regarding the Negotiated Rule Committee.

Thank you,

Kevin

Kevin Bist  
Program Specialist  
Office of Compassionate Use  
Florida Department of Health  
850-245-4658

**Bist, Kevin**

---

**From:** Jeffrey Block <docblock@bellsouth.net>  
**Sent:** Friday, January 23, 2015 4:28 PM  
**To:** Ruiz, Judith  
**Cc:** Nelson, Patricia A  
**Subject:** Re: Jeffrey S. Block, MD  
**Attachments:** DOH RuleMakingAnnouncement.pdf; ATT00001.htm; UBBNNSMH.png; ATT00002.htm

Dear Representative Bileca,

Thank you for speaking with me yesterday afternoon.

Your administrative assistant Judith Ruiz has shared that you've requested more in details regarding the role of the Negotiated Rule-Making Committee.

We are set to convene all day on Wednesday and Thursday, February 4-5 at the DOH.

I'm attaching the original DOH notification I had received calling for interested individuals to submit their qualifications:

## NOTICE OF DEVELOPMENT OF RULEMAKING

### DEPARTMENT OF HEALTH

#### Office of Compassionate Use

RULE NOS.:	RULE TITLES:
64-4.001	Regulatory Structure Rule 1
64-4.002	Regulatory Structure Rule 2
64-4.003	Regulatory Structure Rule 3
64-4.004	Regulatory Structure Rule 4
64-4.005	Regulatory Structure Rule 5
64-4.006	Regulatory Structure Rule 6
64-4.007	Regulatory Structure Rule 7
64-4.008	Regulatory Structure Rule 8
64-4.009	Compassionate Use Registry

**PURPOSE AND EFFECT:** The Department of Health announces the convening of a negotiated rulemaking proceeding to address the regulatory structure for dispensing organizations of low-THC cannabis. The purpose of the negotiated rulemaking is to draft mutually acceptable proposed rules.

**SUBJECT TO BE ADDRESSED:** The subject and scope of the rules to be developed through negotiated rulemaking will be the regulatory structure for dispensing organizations of low-THC cannabis.

**RULEMAKING AUTHORITY:** 381.986 FS.

**LAW IMPLEMENTED:** 381.986 FS.

**NEGOTIATED RULEMAKING COMMITTEE:** The negotiated rulemaking committee members will be selected from the following representative groups:

1. A nursery that meets the criteria in Section 381.986(5)(b)1., Florida Statutes;
2. A qualified patient or patient representative;
3. A testing laboratory;
4. A member of the Florida Bar experienced in administrative law;
5. An individual with demonstrated experience in sound agricultural practices and necessary regulation;
6. A physician authorized to order low-THC Cannabis products for qualified patients;
7. An individual with demonstrated experience establishing or navigating regulatory structures for cannabis in other jurisdictions; and
8. Representatives of the Department of Health.

If you believe that your interests are not adequately represented by the committee members listed above, you may apply to participate within 30 days of the date of publication of this notice. Your application must contain the following information: your name, business address, and telephone number; the name of any organization you are representing; a description of the organization or the members of the organization; a description of how the proposed rulemaking proceedings will affect you or the parties that you represent; a statement identifying the reasons why you believe the representative groups listed above will not adequately represent your interests; and a statement that you are willing to negotiate in good faith and can attend the scheduled meeting. Please submit your application to Patricia Nelson, Department of Health, 4052 Bald Cypress Way, Bin A-02, Tallahassee, Florida 32399, email address: [Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov).

#### NEGOTIATED RULEMAKING COMMITTEE MEETING:

The committee will meet at the following date, time, and place to discuss rule development: February 4, 2015, 8:00 a.m. - 10:00 p.m. and February 5, 2015, 8:00 a.m. until concluded, Department of Health, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399.

Pursuant to provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 72 hours before the meeting by contacting Sophia Flowers, Department of Health, (850)245-4005, [Sophia.Flowers@flhealth.gov](mailto:Sophia.Flowers@flhealth.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1 (800)955-8771 (TDD) or 1 (800)955-9770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE IS: Patricia Nelson, Department of Health, 4052 Bald Cypress Way, Bin A-02, Tallahassee, Florida 32399, Email address: Patricia.Nelson@flhealth.gov  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**Bist, Kevin**

---

**From:** Sam Harris III <sam@ugrowflorida.com>  
**Sent:** Friday, January 23, 2015 4:51 PM  
**To:** Nelson, Patricia A  
**Subject:** RULEMAKING COMMITTEE

Dear Ms. Nelson,

As a professional I would like to know why UGrow, Inc was not selected to be apart of this very important panel. Their is lack of diversity on the panel and I'm more tune with the industry standard than 95% of your selected panel. I feel totally disrespected and disregarded. I've been at every meeting providing valuable incite and engagement with the State and my peers. I' m requesting a phone call please, I emailed you on 01/16/2015 with my submission at 11:00 AM. At the end of the day in order for the policies to have any positive outcome, you must have a strong foundation or infrastructure to build on, to protect the people, the industry, and the State. The selection was just as bias as the lottery rule that was defeated. I'm looking forwarded to hearing from you.

Best Regards,

--

**Sam Harris III,**

**CEO/President**

**UGrow, Inc.**

**10006 Cross Creek Blvd #,**

**Tampa, FL, 33647**

**O. 813-510-0982**

**[WWW.ugrowflorida.com](http://WWW.ugrowflorida.com)**

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**Bist, Kevin**

---

**From:** Donna Blanton <dblanton@radeylaw.com>  
**Sent:** Sunday, January 25, 2015 9:02 PM  
**To:** Nelson, Patricia A  
**Subject:** Sunshine law

Given our discussion Friday (where we discussed nothing but the applicability of chapter 286), perhaps the Department should consider advising negotiation team members that the Sunshine Law may apply and that all discussions among team members should be held only in noticed, public meetings. Just a suggestion.

Sent from my iPad

**Bist, Kevin**

---

**From:** Nelson, Patricia A  
**Sent:** Monday, January 26, 2015 8:38 AM  
**To:** Donna Blanton  
**Subject:** Re: Sunshine law

This is in the works. Thank you!

> On Jan 25, 2015, at 9:02 PM, Donna Blanton <[dblanton@radeylaw.com](mailto:dblanton@radeylaw.com)> wrote:

>

> Given our discussion Friday (where we discussed nothing but the applicability of chapter 286), perhaps the Department should consider advising negotiation team members that the Sunshine Law may apply and that all discussions among team members should be held only in noticed, public meetings. Just a suggestion.

>

> Sent from my iPad

**Bist, Kevin**

---

**From:** Nelson, Patricia A  
**Sent:** Monday, January 26, 2015 8:43 AM  
**To:** Tschetter, Jennifer  
**Subject:** Fwd: Sunshine law

FYI

Begin forwarded message:

**From:** "Nelson, Patricia A" <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)>  
**Date:** January 26, 2015 at 8:37:53 AM EST  
**To:** Donna Blanton <[dblanton@radeylaw.com](mailto:dblanton@radeylaw.com)>  
**Subject: Re: Sunshine law**

This is in the works. Thank you!

On Jan 25, 2015, at 9:02 PM, Donna Blanton <[dblanton@radeylaw.com](mailto:dblanton@radeylaw.com)> wrote:

Given our discussion Friday (where we discussed nothing but the applicability of chapter 286), perhaps the Department should consider advising negotiation team members that the Sunshine Law may apply and that all discussions among team members should be held only in noticed, public meetings. Just a suggestion.

Sent from my iPad

**Bist, Kevin**

---

**From:** Nelson, Patricia A  
**Sent:** Monday, January 26, 2015 12:42 PM  
**To:** 'arthur rosacker'  
**Subject:** Websites

<http://www.flsenate.gov/Senators/s22/?Tab=Bills>

<http://www.floridahealth.gov/programs-and-services/office-of-compassionate-use/>

Patricia Nelson  
Director  
Office of Compassionate Use  
Florida Department of Health



**Bist, Kevin**

---

**From:** mikeb@fukso.com  
**Sent:** Monday, January 26, 2015 1:11 PM  
**To:** Nelson, Patricia A  
**Subject:** Florida Committee Meeting and Team For CBD/Med. Marijuana

Hello Patricia,

I am writing in regards to joining the committee as well as the meeting Feb. 4th in Tallahassee. I was also at the meeting Dec. 30 that took place in Orlando.

Based on the meeting and reports that I have seen, there seems to be a huge component missing in order to make CBD/Med. Marijuana legally compliant with the state rules, growers, patients, dispensaries and doctors.

A little bit about our Company, Team and myself to help give a better idea about who we are and what we do. In 2007/2008 a friend of mine and I started a textbook trading company at UNF. This company was a free marketplace where users were able to buy/sell and trade textbooks. The main focus was connecting buyers to sellers through ISBN #s on books. We then expanded into goods like daily deals, tickets for show and other consumer goods. We shut [FUKSO.com](http://FUKSO.com) down, rebuilt and now are getting ready to open [Socialbodega.com](http://Socialbodega.com) which is a decentralized peer-to-peer marketplace. It is like Amazon, Facebook/instagram, Ebay/Paypal, and Craigslist into one seamless process. We had to shut FUKSO down and open SocialBodega due to scale. SocialBodega or SOBO scales itself, allows users to pay as they like and post/follow/friend directly to your contacts the the SOBO community.

[Socialbodega.com](http://Socialbodega.com) focuses on connecting buyers to sellers via hyper local and social connections with the ability to pay as users (sellers please). Everything is recorded on the users' end to manage sales, purchases and social marketing.

We all have seen the huge boom in the marijuana business. Since then we have had a great opportunity present itself to us. Since people in the marijuana space (mainly outside of FL as well as some in FL) would like to use our SocialBodega type systems to help sell and manage their product and revenue lines. We have listened and now we are delivering. While both platforms are still in stealth mode in line to beta, LetsPiff, our marijuana platform is a simple solution.

LetsPiff places a Point of Sale system ontop of the SocialBodega platform. Allowing users to custom build a social POS system for a fraction of the cost of the POS systems out there today. Further more, we work directly with the state/compliant enforcement parties/government officials or whom ever is responsible for oversight and regulation to monetize (multiple revenue streams), regulate, patient/doctor care and more.

I have some questions for you and would like to give as much time needed to answer your questions about our patent pending processes.

How do you recommend we proceed?

Thank you for your time! Please also respond to [mikeb@fukso.com](mailto:mikeb@fukso.com)

Bests,

Michael Beaulieu  
CEO [SocialBodega.com](http://SocialBodega.com)

**Bist, Kevin**

---

**From:** Nelson, Patricia A  
**Sent:** Monday, January 26, 2015 1:23 PM  
**To:** 'arthur rosacker'  
**Subject:** This was just filed.  
**Attachments:** SB528.pdf

Patricia Nelson  
Director  
Office of Compassionate Use  
Florida Department of Health



By Senator Brandes

22-00645A-15

2015528

1                                   A bill to be entitled  
2           An act relating to the medical use of marijuana;  
3           creating s. 381.99, F.S.; providing a short title;  
4           creating s. 381.991, F.S.; defining terms; creating s.  
5           381.992, F.S.; allowing registered patients and  
6           designated caregivers to purchase, acquire, and  
7           possess medical-grade marijuana subject to specified  
8           requirements; allowing a cultivation and processing  
9           licensee, employee, or contractor to acquire,  
10          cultivate, transport, and sell marijuana under certain  
11          circumstances; allowing a retail licensee to purchase,  
12          receive, possess, store, dispense, and deliver  
13          marijuana under certain circumstances; allowing a  
14          licensed laboratory to receive marijuana for  
15          certification purposes; prohibiting certain actions  
16          regarding the acquisition, possession, transfer, use,  
17          and administration of marijuana; clarifying that a  
18          person is prohibited from driving under the influence  
19          of marijuana; creating s. 381.993, F.S.; specifying  
20          registration requirements for a patient identification  
21          card; allowing a qualified patient to designate a  
22          caregiver subject to certain requirements; requiring  
23          notification by the Department of Health of the denial  
24          of a designated caregiver's registration; requiring  
25          the department to create certain patient registration  
26          and certification forms for availability by a  
27          specified date; requiring the department to update a  
28          patient registry and issue an identification card  
29          under certain circumstances within a specified

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30           timeframe; specifying the requirements of the  
31           identification card, including expiration and renewal  
32           requirements; providing notification and return  
33           requirements if the department removes the patient or  
34           caregiver from the registry; creating s. 381.994,  
35           F.S.; requiring the department to create an online  
36           patient registry by a specified date subject to  
37           certain requirements; creating s. 381.995, F.S.;  
38           requiring the department to establish standards and  
39           develop and accept licensure application forms for the  
40           cultivation, processing, and sale of marijuana by a  
41           specified date subject to certain requirements;  
42           providing for an initial application fee, a licensure  
43           fee, and a renewal fee for specified licenses;  
44           requiring the department to issue certain licenses by  
45           specified dates; specifying requirements for a  
46           cultivation and processing license, including  
47           expiration and renewal requirements; specifying  
48           facility requirements for a cultivation and processing  
49           licensee, including inspections and the issuance of  
50           cultivation and processing facility licenses; allowing  
51           a dispensing organization to use a contractor to  
52           cultivate and process marijuana subject to certain  
53           requirements; directing a dispensing organization or  
54           contractor to destroy all marijuana byproducts under  
55           certain conditions within a specified timeframe;  
56           allowing a cultivation and processing licensee to  
57           sell, transport, and deliver marijuana products under  
58           certain circumstances; prohibiting the Department of

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59 Health from licensing retail facilities in a county  
60 unless the board of county commissioners for that  
61 county determines by ordinance the number and location  
62 of retail facilities subject to certain limitations;  
63 specifying the application requirements for a retail  
64 license; requiring the department to consider certain  
65 factors when issuing retail licenses to encourage a  
66 competitive marketplace; providing expiration and  
67 renewal requirements for a retail license; requiring  
68 inspection of a retail facility before dispensing  
69 marijuana; providing dispensing requirements; allowing  
70 retail licensees to contract with certain types of  
71 carriers to deliver marijuana under certain  
72 circumstances; prohibiting a licensee from advertising  
73 marijuana products; specifying inspection, license,  
74 and testing requirements for certain facilities;  
75 requiring the department to create standards and  
76 impose penalties for a dispensing organization subject  
77 to certain restrictions; requiring the department to  
78 maintain a public, online list of all licensed retail  
79 facilities; creating s. 381.996, F.S.; providing  
80 patient certification requirements relating to  
81 qualified patients; requiring a physician to transfer  
82 an order and update the registry subject to certain  
83 requirements and time restraints; requiring physician  
84 education; creating s. 381.997, F.S.; requiring  
85 testing, certification, and reporting of results by an  
86 independent laboratory before distribution or sale of  
87 marijuana or marijuana products; providing package and

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88 label requirements; requiring the department to  
89 establish quality standards and testing procedures by  
90 a certain date; creating s. 381.998, F.S.; providing  
91 criminal penalties; creating s. 381.999, F.S.;  
92 establishing that this act does not require or  
93 restrict health insurance coverage for the purchase of  
94 medical-grade marijuana; creating s. 381.9991, F.S.;  
95 providing rulemaking authority; providing an effective  
96 date.

97

98 Be It Enacted by the Legislature of the State of Florida:

99

100 Section 1. Section 381.99, Florida Statutes, is created to  
101 read:

102 381.99 Short title.—Sections 381.99–381.9991 may be cited  
103 as “The Florida Medical Marijuana Act.”

104 Section 2. Section 381.991, Florida Statutes, is created to  
105 read:

106 381.991 Definitions.—As used in ss. 381.991–381.9991 the  
107 term:

108 (1) “Allowed amount of medical-grade marijuana” means the  
109 amount of medical-grade marijuana, or the equivalent amount in  
110 processed form, which a physician may determine is necessary to  
111 treat a registered patient’s qualifying condition or qualifying  
112 symptom or symptoms for 30 days.

113 (2) “Batch” means a specifically identified quantity of  
114 processed marijuana that is uniform in strain; cultivated using  
115 the same herbicides, pesticides, and fungicides; and harvested  
116 at the same time from a single licensed cultivation and

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117 processing facility.

118 (3) "Cultivation and processing facility" means a facility  
119 licensed by the department for the cultivation of marijuana, the  
120 processing of marijuana, or both.

121 (4) "Cultivation and processing license" means a license  
122 issued by the department which authorizes the licensee to  
123 cultivate or process, or to both cultivate and process,  
124 marijuana at one or more cultivation and processing facilities.

125 (5) "Department" means the Department of Health.

126 (6) "Designated caregiver" means a person who is registered  
127 with the department as the caregiver for one or more registered  
128 patients.

129 (7) "Dispense" means the transfer or sale at a retail  
130 facility of the allowed amount of medical-grade marijuana from a  
131 dispensing organization to a registered patient or the patient's  
132 designated caregiver.

133 (8) "Dispensing organization" means an organization that  
134 holds a cultivation and processing license, a retail license, or  
135 both.

136 (9) "Identification card" means a card issued by the  
137 department only to registered patients and designated  
138 caregivers.

139 (10) "Marijuana" has the same meaning as the term  
140 "cannabis" in s. 893.02.

141 (11) "Medical-grade marijuana" means marijuana that has  
142 been tested in accordance with s. 381.997; meets the standards  
143 established by the department for sale to registered patients;  
144 and is packaged, labeled, and ready to be dispensed.

145 (12) "Medical marijuana patient registry" means an online

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146 electronic registry created and maintained by the department to  
147 store identifying information for all registered patients and  
148 designated caregivers.

149 (13) "Medical use" means the acquisition, possession,  
150 transportation, use, and administration of the allowed amount of  
151 medical-grade marijuana.

152 (14) "Physician" means a physician who is licensed under  
153 chapter 458 or chapter 459 and meets the requirements of s.  
154 381.996(4).

155 (15) "Qualified patient" means a resident of this state who  
156 has been certified by a physician and diagnosed as suffering  
157 from:

158 (a) Cancer;  
159 (b) Positive status for human immunodeficiency virus (HIV);  
160 (c) Acquired immune deficiency syndrome (AIDS);  
161 (d) Epilepsy;  
162 (e) Amyotrophic lateral sclerosis (ALS);  
163 (f) Multiple sclerosis;  
164 (g) Crohn's disease;  
165 (h) Parkinson's disease; or  
166 (i) Any physical medical condition or treatment for a  
167 medical condition that chronically produces one or more  
168 qualifying symptoms.

169 (16) "Qualifying symptom" means:  
170 (a) Cachexia or wasting syndrome;  
171 (b) Severe and persistent pain;  
172 (c) Severe and persistent nausea;  
173 (d) Persistent seizures; or  
174 (e) Severe and persistent muscle spasms.

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175       (17) "Registered patient" means a qualified patient who has  
176 registered with the department and has been issued a medical  
177 marijuana registry identification card.

178       (18) "Retail facility" means a facility licensed by the  
179 department to dispense medical-grade marijuana to registered  
180 patients and caregivers.

181       (19) "Retail license" means a license issued by the  
182 department which authorizes the licensee to dispense medical-  
183 grade marijuana to registered patients and caregivers from a  
184 retail facility.

185       Section 3. Section 381.992, Florida Statutes, is created to  
186 read:

187       381.992 Medical-grade marijuana.—

188       (1) Notwithstanding s. 893.13, s. 893.135, s. 893.147, or  
189 any other law, but subject to the requirements in ss. 381.991-  
190 381.9991, a registered patient or his or her designated  
191 caregiver may purchase, acquire, and possess up to the allowed  
192 amount of medical-grade marijuana, including paraphernalia, for  
193 that patient's medical use. In order to maintain the protections  
194 under this section, a registered patient or his or her  
195 designated caregiver must demonstrate that:

196       (a) He or she is legally in possession of the medical-grade  
197 marijuana, by producing his or her medical marijuana  
198 identification card; and

199       (b) Any marijuana in his or her possession is within the  
200 registered patient's allowed amount of marijuana, by producing a  
201 receipt from the dispensing organization.

202       (2) Notwithstanding s. 893.13, s. 893.135, s. 893.147, or  
203 any other law, but subject to the requirements in ss. 381.991-

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204 381.9991, a cultivation and processing licensee and an employee  
205 or contractor of a cultivation and processing licensee may  
206 acquire, cultivate, and possess marijuana while on the property  
207 of a cultivation and processing facility; may transport  
208 marijuana between licensed facilities owned by the licensee; may  
209 transport marijuana to independent laboratories for  
210 certification as medical-grade marijuana; and may transport and  
211 sell medical-grade marijuana to retail facilities.

212 (3) Notwithstanding s. 893.13, s. 893.135, s. 893.147, or  
213 any other law, but subject to the requirements in ss. 381.991-  
214 381.9991, a retail licensee and an employee of a retail licensee  
215 may purchase and receive medical-grade marijuana from a  
216 cultivation and processing licensee or its employee or  
217 contractor; may possess, store, and hold medical-grade marijuana  
218 for retail sale; and may dispense the allowed amount of medical-  
219 grade marijuana to a registered patient or designated caregiver  
220 at a retail facility. A retail licensee and an employee or  
221 contractor of a retail licensee may deliver medical-grade  
222 marijuana to the residence of a registered patient.

223 (4) Notwithstanding s. 893.13, s. 893.135, s. 893.147, or  
224 any other law, but subject to the requirements in ss. 381.991-  
225 381.9991, a licensed laboratory and an employee of an  
226 independent testing laboratory may receive and possess marijuana  
227 for the sole purpose of testing the marijuana for certification  
228 as medical-grade marijuana.

229 (5) This section does not authorize:

230 (a) The acquisition, purchase, transportation, use,  
231 possession, or administration of any type of marijuana other  
232 than medical-grade marijuana by a registered patient or

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233 designated caregiver.

234 (b) The use of medical-grade marijuana by anyone other than  
235 the registered patient for whom the medical-grade marijuana was  
236 ordered.

237 (c) The transfer or administration of medical-grade  
238 marijuana to anyone other than the registered patient for whom  
239 the medical-grade marijuana was ordered.

240 (d) The acquisition or purchase of medical-grade marijuana  
241 by a registered patient or designated caregiver from an entity  
242 other than a dispensing organization that has a retail license.

243 (e) A registered patient or designated caregiver to  
244 transfer medical-grade marijuana to a person other than the  
245 patient for whom the medical-grade marijuana was ordered or to  
246 any entity except for the purpose of returning unused medical-  
247 grade marijuana to a dispensing organization.

248 (f) The use or administration of medical-grade marijuana:  
249 1. On any form of public transportation.  
250 2. In any public place.  
251 3. In a registered patient's place of work, if restricted  
252 by his or her employer.

253 (g) The possession, use, or administration of medical-grade  
254 marijuana:

255 1. In a correctional facility;  
256 2. On the grounds of any preschool, primary school, or  
257 secondary school; or  
258 3. On a school bus.

259 (6) This section does not exempt any person from the  
260 prohibition against driving under the influence provided in s.  
261 316.193.

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262 Section 4. Section 381.993, Florida Statutes, is created to  
263 read:

264 381.993 Medical marijuana patient and designated caregiver  
265 registration.-

266 (1) In order to register for an identification card, a  
267 qualified patient must submit to the department:

268 (a) A patient registration form;

269 (b) Proof of Florida residency; and

270 (c) A passport-style photograph taken within the previous  
271 90 days.

272 (2) For a qualified patient to be registered and to receive  
273 an identification card, a physician must submit a patient-  
274 certification form directly to the department which includes:

275 (a) Certification by the physician that the patient suffers  
276 from one or more qualifying conditions or symptoms specified in  
277 s. 381.991(15); and

278 (b) Unless the patient suffers from a condition listed in  
279 s. 381.991(15)(a)-(i), certification that in that physician's  
280 good faith medical judgment the patient has exhausted all other  
281 reasonable medical treatments for those symptoms.

282 (3) If a qualified patient is under 21 years of age, a  
283 second physician must also submit a patient-certification form  
284 that meets the requirements of paragraphs (2)(a) and 2(b).

285 (4) The patient-certification form may be submitted through  
286 the department website.

287 (5) A qualified patient may, at initial registration or  
288 while a registered patient, designate a caregiver to assist him  
289 or her with the medical use of medical-grade marijuana. A  
290 designated caregiver must be at least 21 years of age and must

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291 meet the background screening requirements in s. 408.809 unless  
292 the caregiver is assisting only his or her own spouse, parents,  
293 children, or siblings. A designated caregiver may not be  
294 registered to assist more than one patient at any given time  
295 unless:

296 (a) All of the caregiver's registered patients are the  
297 caregiver's parents, siblings, or children;

298 (b) All of the caregiver's registered patients are first  
299 degree relations to each other who share a residence; and

300 (c) All of the caregiver's registered patients reside in an  
301 assisted living facility, nursing home, or other such facility  
302 and the caregiver is an employee of that facility.

303 (6) If the department determines, for any reason, that a  
304 caregiver designated by a registered patient may not assist that  
305 patient, the department must notify that patient of the denial  
306 of the designated caregiver's registration.

307 (7) The department must create a registration form and a  
308 patient-certification form and make the forms available to the  
309 public by January 1, 2016. The registration form must require  
310 the patient to include, at a minimum, the information required  
311 to be on the patient's identification card and on his or her  
312 designated caregiver's identification card if the patient is  
313 designating a caregiver.

314 (8) Beginning on July 1, 2016, when the department receives  
315 a registration form, the supporting patient-certification form,  
316 and proof of the patient's residency, the department must,  
317 within 14 days:

318 (a) Enter the qualified patient's and his or her designated  
319 caregiver's information into the medical marijuana patient

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320 registry; and

321 (b) Issue an identification card to the qualified patient  
 322 and to that patient's designated caregiver, if applicable. The  
 323 department is not required to issue an additional identification  
 324 card to a designated caregiver who already possesses a valid  
 325 identification card when that caregiver becomes registered as  
 326 the caregiver for additional registered patients unless the  
 327 required information has changed. The expiration date for a  
 328 designated caregiver's identification card must coincide with  
 329 the last occurring expiration date on the identification card of  
 330 the patient the caregiver is registered to assist.

331 (9) Identification cards issued to registered patients and  
 332 designated caregivers must be resistant to counterfeiting and  
 333 include, but not be limited to, all of the following  
 334 information:

- 335 (a) The person's full legal name.
- 336 (b) The person's photograph.
- 337 (c) A randomly assigned identification number.
- 338 (d) The expiration date of the identification card.

339 (10) Except as provided in paragraph (8) (b), patient and  
 340 caregiver identification cards expire 1 year after the date they  
 341 are issued. In order to renew an identification card, a  
 342 qualified patient must submit proof of continued residency and a  
 343 physician must certify to the department:

- 344 (a) That he or she has examined the patient during the  
 345 course of the patient's treatment with medical-grade marijuana;
- 346 (b) That the patient suffers from one or more qualifying  
 347 symptoms or conditions;
- 348 (c) That, except for patients suffering from the conditions

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349 listed in s. 381.991(15)(a)-(i), in the physician's good faith  
350 medical judgment, there are no reasonable alternative medical  
351 options for the relief of such symptom or symptoms;

352 (d) That, in the physician's good faith medical judgment,  
353 the use of medical-grade marijuana gives the patient some relief  
354 from his or her symptoms; and

355 (e) The allowed amount of medical-grade marijuana that the  
356 physician orders for the patient's use.

357 (11) Should the department become aware of information that  
358 would disqualify a patient or caregiver from being registered,  
359 the department must notify that person of the change in his or  
360 her status as follows:

361 (a) For registered patients, the department must give  
362 notice at least 30 days before removing that patient from the  
363 registry. The patient must return all medical-grade marijuana,  
364 medical-grade marijuana products, and his or her identification  
365 card to a retail facility within 30 days after receiving such  
366 notice. A dispensing organization must notify the department  
367 within 24 hours after it has received such a return. Such  
368 notification may be submitted electronically.

369 (b) For designated caregivers, the department must give  
370 notice to the registered patient and the designated caregiver at  
371 least 15 days before removing a caregiver from the registry. The  
372 caregiver must return his or her identification card to a retail  
373 facility within 15 days after receiving such notice. A  
374 dispensing organization must notify the department within 24  
375 hours after it has received such a return. Such notification may  
376 be submitted electronically.

377 Section 5. Section 381.994, Florida Statutes, is created to

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read:

381.994 Electronic medical marijuana patient registry.—

(1) By July 1, 2016, the department must create a secure, online, electronic medical marijuana patient registry containing a file for each registered patient and caregiver and for each certifying physician consisting of, but not limited to, all of the following:

(a) For patients and caregivers:

1. His or her full legal name;

2. His or her photograph;

3. The randomly assigned identification number on his or her identification card; and

4. The expiration date of the identification card.

(b) For physicians, the physician's full legal name and license number.

(c) For a registered patient:

1. The full legal name of his or her designated caregiver, if any;

2. His or her allowed amount of medical-grade marijuana;

and

3. The concentration ranges of specified cannabinoids, if any, ordered by the patient's certifying physician.

(d) For a designated caregiver:

1. The full legal name or names of all registered patients whom the caregiver is registered to assist;

2. The allowed amount of medical-grade marijuana for each patient the caregiver is registered to assist; and

3. The concentration ranges of specified cannabinoids, if any, ordered by the certifying physician for each respective

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407 patient the caregiver is registered to assist.

408 (e) The date and time of dispensing, and the allowed amount  
 409 of medical-grade marijuana dispensed, for each of that  
 410 registered patient's or caregiver's transactions with the  
 411 dispensing organization.

412 (2) The registry must be able to:

413 (a) Be accessed by a retail licensee or employee to verify  
 414 the authenticity of a patient identification card, to verify the  
 415 allowed amount and any specified type of medical-grade marijuana  
 416 ordered by his or her physician, and to determine the prior  
 417 dates on which and times at which medical-grade marijuana was  
 418 dispensed to the patient and the amount dispensed on each  
 419 occasion;

420 (b) Accept in real time the original and updated orders for  
 421 medical-grade marijuana from certifying physicians;

422 (c) Be accessed by law enforcement agencies in order to  
 423 verify patient or caregiver authorization for possession of an  
 424 allowed amount of medical-grade marijuana; and

425 (d) Accept and post initial and updated information to each  
 426 registered patient's file from the dispensing organization that  
 427 shows the date, time, and amount of medical-grade marijuana  
 428 dispensed to that patient at the point of sale.

429 Section 6. Section 381.995, Florida Statutes, is created to  
 430 read:

431 381.995 Dispensing organizations.-

432 (1) By January 1, 2016, the department shall establish  
 433 operating standards for the cultivation, processing, packaging,  
 434 and labeling of marijuana, establish standards for the sale of  
 435 medical-grade marijuana, develop licensure application forms for

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436 cultivation and processing licenses and retail licenses, make  
437 such forms available to the public, establish procedures and  
438 requirements for cultivation facility licenses and renewals and  
439 processing facility licenses and renewals, and begin accepting  
440 applications for licensure. The department may charge an initial  
441 application fee of up to \$100,000 for cultivation and processing  
442 licenses and up to \$10,000 for retail licenses, a licensure fee,  
443 and a license renewal fee as necessary to pay for all expenses  
444 incurred by the department in administering this section.

445 (2) The department must begin issuing cultivation and  
446 processing licenses by March 1, 2016, and retail licenses by  
447 July 1, 2016.

448 (3) The department may issue a cultivation and processing  
449 license to an applicant who provides:

450 (a) A completed cultivation and processing license  
451 application form;

452 (b) The initial application fee;

453 (c) The legal name of the applicant;

454 (d) The physical address of each location where marijuana  
455 will be cultivated and processed;

456 (e) The name, address, and date of birth of each principal  
457 officer and board member, if applicable;

458 (f) The name, address, and date of birth of each of the  
459 applicant's current employees who will participate in the  
460 operations of the dispensing organization;

461 (g) Proof that all principals and employees of the  
462 applicant have passed a level 2 background screening pursuant to  
463 chapter 435 within the prior year;

464 (h) Proof of an established infrastructure or the ability

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465 to establish an infrastructure in a reasonable amount of time  
466 designed to cultivate, process, test, package, and label  
467 marijuana and to deliver medical-grade marijuana to retail  
468 facilities throughout the state;

469 (i) Proof that the applicant possesses the technical and  
470 technological ability to cultivate and process medical-grade  
471 marijuana;

472 (j) Proof of operating procedures designed to secure and  
473 maintain accountability for all marijuana and marijuana-related  
474 byproducts it may possess;

475 (k) Proof of the financial ability to maintain operations  
476 for the duration of the license;

477 (l) Proof of at least \$1 million of hazard and liability  
478 insurance for each cultivation and processing facility; and

479 (m) A \$5 million performance and compliance bond, to be  
480 forfeited if the licensee fails to maintain its license for the  
481 duration of the licensure period or fails to comply with the  
482 substantive requirements of this subsection and applicable  
483 agency rules for the duration of the licensure period.

484 (4) A cultivation and processing license expires 2 years  
485 after the date it is issued. The licensee must apply for a  
486 renewed license before the expiration date. In order to receive  
487 a renewed license, a cultivation and processing licensee must  
488 demonstrate continued compliance with the requirements in  
489 subsection (3) and have no outstanding substantial violations of  
490 the standards established by the department for the cultivation,  
491 processing, packaging, and labeling of marijuana and medical-  
492 grade marijuana.

493 (5) A cultivation and processing licensee may cultivate

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494 marijuana at one or more facilities only if each facility used  
495 for cultivation has been inspected by the department and issued  
496 a cultivation facility license. A cultivation and processing  
497 licensee may process marijuana at one or more processing  
498 facilities only if each facility used for processing has been  
499 inspected by the department and issued a processing facility  
500 license. A cultivation and processing licensee may cultivate and  
501 process marijuana at the same facility only if that facility has  
502 been inspected by the department and issued both a cultivation  
503 facility license and a processing facility license. Each  
504 cultivation and processing facility must be secure and closed to  
505 the public and may not be located within 1,000 feet of an  
506 existing public or private elementary or secondary school, a  
507 child care facility licensed under s. 402.302, or a licensed  
508 service provider offering substance abuse services. The  
509 department may establish by rule additional security and zoning  
510 requirements for cultivation and processing facilities. All  
511 matters regarding the licensure and regulation of cultivation  
512 and processing facilities, including the location of such  
513 facilities, are preempted to the state.

514 (6) Before beginning cultivation or processing at a  
515 facility, that facility must be inspected and licensed as a  
516 cultivation facility, a processing facility, or both by the  
517 department. A cultivation and processing licensee may cultivate  
518 and process marijuana only for the purpose of producing medical-  
519 grade marijuana and may do so only at a licensed cultivation and  
520 processing facility. Such processing may include, but is not  
521 limited to, processing marijuana into medical-grade marijuana  
522 and processing medical-grade marijuana into various forms

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523 including, but not limited to, topical applications, oils, and  
524 food products for a registered patient's use. A dispensing  
525 organization may use a contractor to cultivate the marijuana, to  
526 process marijuana into medical-grade marijuana, or to process  
527 the medical-grade marijuana into other forms, but the dispensing  
528 organization is responsible for all of the operations performed  
529 by each contractor relating to the cultivation and processing of  
530 marijuana and the physical possession of all marijuana and  
531 medical-grade marijuana. All work done by a contractor must be  
532 performed at a licensed cultivation and processing facility. All  
533 marijuana byproducts that are unable to be processed or  
534 reprocessed into medical-grade marijuana must be destroyed by  
535 the dispensing organization or its contractor within 48 hours  
536 after processing is completed.

537 (7) A cultivation and processing licensee may transport, or  
538 contract to have transported, marijuana and marijuana products  
539 to independent testing laboratories to be tested and certified  
540 as medical-grade marijuana.

541 (8) A cultivation and processing licensee may sell,  
542 transport, and deliver medical-grade marijuana and medical-grade  
543 marijuana products to retail licensees throughout the state.

544 (9) The department may not license any retail facilities in  
545 a county unless the board of county commissioners for that  
546 county determines by ordinance the number and location of any  
547 retail facilities that may be located within that county. A  
548 retail facility may not be located on the same property as a  
549 facility licensed for cultivation or processing of marijuana or  
550 within 1,000 feet of an existing public or private elementary or  
551 secondary school, a child care facility licensed under s.

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552 402.302, or a licensed service provider that offers substance  
553 abuse services.

554 (10) An applicant for a retail license must provide the  
555 department with at least all of the following:

556 (a) A completed retail license application form.

557 (b) The initial application fee.

558 (c) The full legal name of the applicant.

559 (d) The physical address of the retail facility where  
560 marijuana will be dispensed.

561 (e) Identifying information for all other current or  
562 previous retail licenses held by the applicant.

563 (f) The name, address, and date of birth for each of the  
564 applicant's principal officers and board members.

565 (g) The name, address, and date of birth of each of the  
566 applicant's current employees who will participate in the  
567 operations of the dispensing organization.

568 (h) Proof that all principals and employees of the  
569 applicant have passed a level 2 background screening pursuant to  
570 chapter 435 within the prior year.

571 (i) Proof of an established infrastructure or the ability  
572 to establish an infrastructure in a reasonable amount of time  
573 which is designed to receive medical-grade marijuana from  
574 cultivation and processing facilities, the ability to maintain  
575 the security of the retail facility to prevent theft or  
576 diversion of any medical marijuana product received, the ability  
577 to correctly dispense the allowed amount and specified type of  
578 medical-grade marijuana to a registered patient or his or her  
579 designated caregiver pursuant to a physician's order, the  
580 ability to check the medical marijuana patient registry, and the

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581 ability to electronically update the medical marijuana patient  
582 registry with dispensing information.

583 (j) Proof of operating procedures designed to secure and  
584 maintain accountability for all medical-grade marijuana and  
585 products that it may receive and possess.

586 (k) Proof of the financial ability to maintain operations  
587 for the duration of the license.

588 (l) Proof of at least \$500,000 of hazard and liability  
589 insurance for each license.

590 (m) A \$1 million performance and compliance bond, for each  
591 license, to be forfeited if the licensee fails to maintain the  
592 license for the duration of the licensure period or fails to  
593 comply with the requirements of this subsection for the duration  
594 of the licensure period.

595 (11) The department may issue multiple retail licenses to a  
596 single qualified entity; however, to encourage a competitive  
597 marketplace, when multiple entities have applied for a license  
598 in the same county, in addition to the qualifications of each  
599 applicant, the department shall consider the number of retail  
600 licenses currently held by each applicant and the number of  
601 separate entities that hold retail licenses within the same  
602 geographic area.

603 (12) A retail license expires 2 years after the date it is  
604 issued. The retail licensee must reapply for renewed licensure  
605 before the expiration date. In order to qualify for a renewed  
606 license, a retail licensee must meet all the requirements for  
607 initial licensure and have no outstanding substantial violations  
608 of the applicable standards established by the department.

609 (13) Before beginning to dispense, each retail facility

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610 must be inspected by the department. Retail licensees may  
611 dispense the allowed amount of medical-grade marijuana to a  
612 registered patient or the patient's designated caregiver only if  
613 the dispensing organization's employee:

614 (a) Verifies the authenticity of the patient's or  
615 caregiver's identification card with the medical marijuana  
616 patient registry;

617 (b) Verifies the physician's order for medical-grade  
618 marijuana with the medical marijuana patient registry;

619 (c) Determines that the registered patient has not been  
620 dispensed the allowed amount of marijuana within the previous 30  
621 days;

622 (d) Issues the registered patient or the patient's  
623 caregiver a receipt that details the date and time of  
624 dispensing, the amount of medical-grade marijuana dispensed, and  
625 the person to whom the medical-grade marijuana was dispensed;  
626 and

627 (e) Updates the medical marijuana patient registry with the  
628 date and time of dispensing and the amount and type of medical-  
629 grade marijuana being dispensed to the registered patient before  
630 dispensing to that patient or that patient's designated  
631 caregiver.

632 (14) Retail licensees may contract with licensed and bonded  
633 carriers to transport medical-grade marijuana and medical-grade  
634 marijuana products between properties owned by the licensee and  
635 to deliver it to the residence of a registered patient.

636 (15) A licensee under the Florida Medical Marijuana Act may  
637 not advertise its marijuana products.

638 (16) The department must inspect and license each

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639 dispensing organization's cultivation and processing facilities  
640 and retail facilities before those facilities begin operations.  
641 The department must also inspect each licensed facility at least  
642 once every 2 years. The department may also conduct additional  
643 announced or unannounced inspections at reasonable hours in  
644 order to ensure that such facilities meet the standards set by  
645 the department. The department may test any marijuana, marijuana  
646 product, medical-grade marijuana, or medical-grade marijuana  
647 product in order to ensure that such marijuana, marijuana  
648 product, medical-grade marijuana, or medical-grade marijuana  
649 product meets the standards established by the department. The  
650 department may, by interagency agreement with the Department of  
651 Business and Professional Regulation or with the Department of  
652 Agriculture and Consumer Services, perform joint inspections of  
653 such facilities with those agencies.

654 (17) The department must create a schedule of violations in  
655 rule in order to impose reasonable fines not to exceed \$10,000  
656 on a dispensing organization. In determining the amount of the  
657 fine to be levied for a violation, the department shall  
658 consider:

659 (a) The severity of the violation;

660 (b) Any actions taken by the dispensing organization to  
661 correct the violation or to remedy complaints; and

662 (c) Any previous violations.

663 (18) The department may suspend, revoke, or refuse to renew  
664 the license of a dispensing organization or of an individual  
665 facility for violations of the standards established by the  
666 department.

667 (19) The department shall maintain a publicly available,

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668 easily accessible list on its website of all licensed retail  
669 facilities.

670 Section 7. Section 381.996, Florida Statutes, is created to  
671 read:

672 381.996 Patient certification.-

673 (1) A physician may certify a patient to the department as  
674 a qualified patient if:

675 (a) The physician has seen the patient on a regular basis  
676 for a period of at least 3 months;

677 (b) The physician certifies that, in his or her good faith  
678 medical judgment, the patient chronically suffers from one or  
679 more of the qualifying conditions or symptoms; and

680 (c) For patients who do not suffer from a condition listed  
681 in s. 381.991(15)(a)-(i), the physician certifies that in his or  
682 her good faith medical judgment the patient has exhausted all  
683 other reasonably available medical treatments for any of the  
684 patient's qualifying symptoms.

685 (2) After certifying a patient, the physician must  
686 electronically transfer an original order for medical-grade  
687 marijuana for that patient to the medical marijuana patient  
688 registry. Such order must include, at a minimum, the allowed  
689 amount of medical-grade marijuana and the concentration ranges  
690 for individual cannabinoids, if any. The physician must also  
691 update the registry with any changes in the specifications of  
692 his or her order for that patient within 7 days.

693 (3) If the physician becomes aware that alternative  
694 treatments are available, that the patient no longer suffers  
695 from his or her qualifying condition or symptom, or if the  
696 physician's order for the allowed amount of medical marijuana

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697 changes for that patient, the physician must update the registry  
698 with the new information within 7 days.

699 (4) In order to qualify to issue patient certifications for  
700 medical-grade marijuana, and before ordering medical-grade  
701 marijuana for any patient, a physician must successfully  
702 complete an 8-hour course and subsequent examination offered by  
703 the Florida Medical Association or the Florida Osteopathic  
704 Medical Association, as appropriate, which encompasses the  
705 clinical indications for the appropriate use of medical-grade  
706 marijuana, the appropriate delivery mechanisms, the  
707 contraindications of the use of medical-grade marijuana, and the  
708 relevant state and federal laws governing ordering, dispensing,  
709 and possession. The appropriate boards shall offer the first  
710 course and examination by October 1, 2015, and shall administer  
711 them at least annually thereafter. Successful completion of the  
712 course may be used by a physician to satisfy 8 hours of the  
713 continuing medical education requirements imposed by his or her  
714 respective board for licensure renewal. This course may be  
715 offered in a distance-learning format. Successful completion of  
716 the course and examination is required for every physician who  
717 orders medical-grade marijuana each time such physician renews  
718 his or her license.

719 Section 8. Section 381.997, Florida Statutes, is created to  
720 read:

721 381.997 Medical-grade marijuana testing and labeling.-

722 (1) A cultivation and processing licensee may not  
723 distribute or sell medical-grade marijuana or product to a  
724 retail licensee unless the batch of origin of that marijuana or  
725 product has been tested by an independent testing laboratory and

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726 the cultivation and processing licensee has received test  
727 results from that laboratory which certify that the batch meets  
728 the quality standards established by the department.

729 (2) When testing a batch of marijuana or product a testing  
730 laboratory must, at a minimum, test for unsafe contaminants and  
731 for presence and concentration of individual cannabinoids.

732 (3) Each testing laboratory must report its findings for  
733 each batch tested to the cultivation and processing licensee  
734 from which the batch originated and to the department. Such  
735 findings must include, at a minimum, the license number or  
736 numbers of the processing and cultivation facility from which  
737 the batch originated, the size and batch number of the batch  
738 tested, the types of tests performed on the batch, and the  
739 results of each test.

740 (4) Before distribution or sale to a retail licensee, any  
741 medical-grade marijuana that meets department testing standards  
742 must be packaged in a child-resistant container and labeled with  
743 at least the name and license number of the cultivation and  
744 processing licensee, the license number of the facility or  
745 facilities where the batch was harvested and processed, the  
746 harvest or production batch number, the concentration range of  
747 each individual cannabinoid present at testing, and any other  
748 labeling requirements established in Florida or federal law or  
749 rules for that form of the product. For the purposes of this  
750 subsection, any oil-based extraction meant for direct  
751 consumption in small quantities as a supplement need not be  
752 labeled as a food product.

753 (5) Before sale to a registered patient or caregiver, a  
754 retail licensee must affix an additional label to each product

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755 that includes the licensee's name and license number.

756 (6) By January 1, 2016, the department must establish  
757 standards for quality and testing procedures and for maximum  
758 levels of unsafe contaminants. The department must also create a  
759 list of individual cannabinoids that must be tested for,  
760 concentrations that are considered significant for those  
761 cannabinoids, and varying ranges of concentrations for each  
762 cannabinoid upon which a physician may base his or her order for  
763 a patient's use of a specific strain of medical-grade marijuana.

764 Section 9. Section 381.998, Florida Statutes, is created to  
765 read:

766 381.998 Penalties.—

767 (1) A physician commits a misdemeanor of the first degree,  
768 punishable as provided in s. 775.082 or s. 775.083, if he or she  
769 orders medical-grade marijuana for a patient without a  
770 reasonable belief that the patient is suffering from a condition  
771 or symptom listed in s. 381.991(15) or s. 381.991(16).

772 (2) A person who fraudulently represents that he or she has  
773 a medical condition or symptom listed in s. 381.991(15) or s.  
774 381.991(16) for the purpose of being ordered medical-grade  
775 marijuana by such physician commits a misdemeanor of the first  
776 degree, punishable as provided in s. 775.082 or s. 775.083.

777 Section 10. Section 381.999, Florida Statutes, is created  
778 to read:

779 381.999 Insurance.—The Florida Medical Marijuana Act does  
780 not require a governmental, private, or other health insurance  
781 provider or health care services plan to cover a claim for  
782 reimbursement for the purchase of medical-grade marijuana nor  
783 does it restrict such coverage.

22-00645A-15

2015528\_\_

784 Section 11. Section 381.9991, Florida Statutes, is created  
785 to read:

786 381.9991 Rulemaking Authority.-The department may adopt  
787 rules related to health, safety, and welfare as necessary to  
788 implement this act.

789 Section 12. This act shall take effect July 1, 2015.

## Bist, Kevin

---

**From:** Nelson, Patricia A  
**Sent:** Tuesday, January 27, 2015 9:06 AM  
**To:** 'Arianna Cabrera'  
**Subject:** RE: Costa Farms

Arianna,

I'm sorry it has taken me so long to get back to you. There should be no conflict of interest problem because rulemaking always involves people that will later be regulated by the rules. Regarding conversations about the negotiated rulemaking, I think Mr. Freyre can talk to whomever he wants with one major exception. I think the Sunshine Law will apply to the negotiating committee. I anticipate a formal opinion from our Office of General Counsel soon, and I will be sure to forward it to all committee participants. In the meantime, you may want to counsel Mr. Freyre to avoid conversations about the rules with other members of the committee. Finally, in light of the sunshine issue, it would probably be inappropriate to have a pre-meeting meeting. I will send any information that I think committee members should review prior to the negotiation.

Let me know if you have any further questions.

Patty

---

**From:** Arianna Cabrera [<mailto:arianna@costafarms.com>]  
**Sent:** Wednesday, January 21, 2015 12:13 PM  
**To:** Nelson, Patricia A  
**Cc:** Arianna Cabrera  
**Subject:** Costa Farms

Hi, Patricia. I hope all is well! I was out of town for a few days but wanted to follow up with you now that I have returned.

Let me start by saying that we are very pleased that Pedro Freyre was included on the Committee. I am confident that you will be very happy with that choice. He is smart, practical and an overall pleasure to work with.

We were discussing the appointment this morning and have a few follow up questions. First of all, are there any restrictions as to whom he should speak with during the next few weeks leading up to the meeting in Tallahassee? People not on the committee have reached out to him as has at least one individual who was appointed as well. Second, would it be possible to meet in Tallahassee before the meeting? We would like to formally (in an informal setting) introduce ourselves and discuss how best to prepare for the meeting on February 4<sup>th</sup>.

Finally, I wanted to confirm that there would be no conflict with both serving on the committee and filing an application for licensure afterwards. If you could confirm that for me, I would greatly appreciate it.

I look forward to hearing back from you.

Thanks!

Arianna Cabrera, Esq.  
General Counsel

*Costa*  
Farms

o: 786-866-5227 | f: 786-272-6137 | c: 305-608-6572  
21800 SW 162nd Avenue | Miami, FL 33170

## **Bist, Kevin**

---

**From:** David Kotler <dkotler@cohenkotler.com>  
**Sent:** Tuesday, January 27, 2015 10:57 AM  
**To:** Nelson, Patricia A  
**Subject:** FW: Letter from David Kotler, Esquire  
**Attachments:** L-Patricia Nelson 1.21.15 - final.pdf

Good Morning, Ms. Nelson. I have been asked by my client to follow up with you in regard to a response to the above correspondence. I believe they are looking for a yes, no, or other communication in some form. Thank you. Regards.

**David C. Kotler, Esq.**  
**CohenKotler, P.A.**  
54 SW Boca Raton Boulevard  
Boca Raton, FL 33432  
561/361-9600  
561/361-9770 (fax)  
[www.cohenkotler.com](http://www.cohenkotler.com)



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---

**From:** Heather Geraci  
**Sent:** Tuesday, January 27, 2015 10:55 AM  
**To:** David Kotler  
**Subject:** FW: Letter from David Kotler, Esquire

**Heather Geraci**  
**Legal Assistant to**  
**David Kotler, Esquire**  
Cohen Kotler  
54 S.W. Boca Raton Boulevard  
Boca Raton, FL 33432  
(561)361-9600  
Fax (561)361-9770

---

**From:** Heather Geraci  
**Sent:** Thursday, January 22, 2015 10:25 AM  
**To:** 'patricia.nelson@flhealth.gov'  
**Subject:** Letter from David Kotler, Esquire

Good morning Ms. Nelson,

Please see the attached letter from David Kotler, Esquire.

Thank you,

**Heather Geraci**  
**Legal Assistant to**  
**David Kotler, Esquire**  
Cohen Kotler  
54 S.W. Boca Raton Boulevard  
Boca Raton, FL 33432  
(561)361-9600  
Fax (561)361-9770

# COHEN•KOTLER

Attorneys at Law

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E-Mail: [dkotler@cohenkotler.com](mailto:dkotler@cohenkotler.com) • Web: [www.CohenKotler.com](http://www.CohenKotler.com)

Edward B. Cohen • David C. Kotler • Michael I. Kotler\*

\*Also admitted in District of Columbia and Pennsylvania

January 21, 2015

*via email: [patricia.nelson@flhealth.gov](mailto:patricia.nelson@flhealth.gov)*

Patricia Nelson

Department of Health

4052 Bold Cypress Way A-02

Tallahassee, FL 32399

Dear Ms. Nelson,

I write in regard to my client Ed Miller & Sons/Anthony Ardizzone, who collectively submitted for inclusion in the negotiated rule making committee under Fl. Stat. Sec. 381.986. It is my understanding that the committee members for all of the representative groups for the negotiated rule making committee have been selected. In reviewing the names on the committee that are supposed to be representative of nurseries that meet the criteria in section 381.986(5)(b)(1), we do not feel that the chosen nurseries adequately represent the broad spectrum of nurseries qualified to make application.

In particular, Costa Farms has shown through its representatives at the previous rule making sessions, as well as the testimony and pleadings in the litigation filed against the Department of Health, to be operating on grounds which further its own agenda and fail to adequately represent nurserymen as a whole. My client has expressed great concern that it and other smaller growers are not being adequately represented in the committee.

The previous rule making sessions and even testimony used within the administrative proceedings show that Anthony Ardizzone of Ed Miller & Sons has represented more than just itself, but the similarly situated nurseries as a whole. My client wishes to continue to be an advocate for other similarly situated growers and not just represent its own interests in attempting to monopolize this process for its own financial interests. My client indicates that it would continue to act in good faith and is able to attend the upcoming scheduled meeting. I formally request that Mr. Ardizzone of Ed Miller & Sons be added to the committee. I look forward to speaking with you soon, should you have any questions.

Very truly yours,



David Kotler

DK/hg

## **Bist, Kevin**

---

**From:** Bist, Kevin  
**Sent:** Tuesday, January 27, 2015 11:04 AM  
**To:** Lehrmann, Kevin M  
**Cc:** Nelson, Patricia A  
**Subject:** Negotiated Rulemaking Meeting

Hi Mr. Lehrmann,

Patty Nelson asked that I contact you to request name badges for members and blank name stickers for observers at next week's Negotiated Rulemaking meeting on February 4<sup>th</sup> and 5<sup>th</sup>. Please see the list below for name badges:

- George Hackney, Hackney Nursery Company
- Robert Wallace, Chestnut Hill Nursery and Orchards
- Bruce Knox, Knox Nurseries
- John Tipton, Plants of Ruskin
- Pedro Freyre, Costa Farms
- Holley Moseley
- Jill Lamoureux, CannLabs, Inc.
- Donna Blanton
- Darrin Potter
- Dr. Jeffrey Block
- Joel Stanley
- Patricia Nelson (OCU)
- Taylor Sachs (OCU)
- Kevin Bist (OCU)

We'll probably need about 50 blank name stickers for the attendees. Would you also be able to provide markers for writing on the blank name stickers?

Please let me know if you have any questions.

Thank you,

Kevin  
Kevin Bist  
Program Specialist  
Office of Compassionate Use  
Florida Department of Health  
850-245-4658

## Bist, Kevin

---

**From:** Bist, Kevin  
**Sent:** Tuesday, January 27, 2015 11:13 AM  
**To:** Nelson Jimenez  
**Cc:** Michele Ferioli  
**Subject:** RE: CO2 Meter Ormond Beach, FL

Dear Mr. Jimenez,

Thank you for your interest in assisting the Office of Compassionate Use (OCU).

As a clarification, the Negotiated Rulemaking meeting on February 4<sup>th</sup> and 5<sup>th</sup> will not be selecting the five nurseries, but instead will be developing the criteria for the selection process. The individual dispensaries will not be selected until a later date. You may wish to follow the meeting by streaming the Florida Channel online.

Regards,

Kevin Bist  
Program Specialist  
Office of Compassionate Use  
850-245-4658

---

**From:** Nelson Jimenez [<mailto:Nelson.Jimenez@co2meter.com>]  
**Sent:** Wednesday, January 21, 2015 3:00 PM  
**To:** zzzz Feedback, Compassionate Use  
**Cc:** Michele Ferioli  
**Subject:** CO2 Meter Ormond Beach, FL  
**Importance:** High

Hello & Good Day Compassionate Use Office,

CO2Meter, Inc., is an Ormond Beach, FL based designer and manufacturer of gas detection and monitoring devices. The majority of our work is for scientific organizations and medical companies. That intelligence finds its way into devices for agriculture, hospitality, and HVAC.

We are aware you have put together a council who will pick five nurseries to grow, process & dispense medical marijuana under the revamped rule released recently by the Florida Department of Health.

As the leading manufacturer of CO2 monitoring equipment in the US, we would like the opportunity to introduce ourselves to not only your division but to the growers who will be selected. We work with grow houses in various states providing them with the necessary equipment to safely monitor for CO2. As you know, CO2 is used in grow houses for the enhancement of the plants. Introduction of CO2 into the environment needs to be carefully monitored not only for the growth process but for the safety of those working in the area.

Some municipalities including Denver, Colorado have adopted regulations for the enhancement systems & the storage of CO2 which provides direction to the grow houses to ensure safety.

We would be happy to set up a conference call with your team to answer any questions you may have & provide you with any additional information.

Looking forward to working with you, your team & the growers as this process unfolds.

Thank you & have a safe day!

Nelson Jiménez Rosado  
Sales and Marketing Assistant  
English/Spanish Sales  
CO2Meter, Inc.  
131 Business Center Drive  
Ormond Beach, FL 32174  
Office Hours: M-F 8:30am-5:00pm EST  
[nelson.jimenez@co2meter.com](mailto:nelson.jimenez@co2meter.com)  
Office: 386-872-7667  
Fax: 866-422-2356



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Follow us on Twitter: [www.twitter.com/co2meter](http://www.twitter.com/co2meter)

Follow us on YouTube: <http://www.youtube.com/CO2Meter>

## Bist, Kevin

---

**From:** Arianna Cabrera <arianna@costafarms.com>  
**Sent:** Tuesday, January 27, 2015 2:13 PM  
**To:** Nelson, Patricia A  
**Cc:** Arianna Cabrera  
**Subject:** RE: Costa Farms

Hi, Patty. Thank you for your response. Would it be possible for you and I to chat on the phone for a few minutes?

Thanks!

Arianna

---

**From:** Nelson, Patricia A [<mailto:Patricia.Nelson@flhealth.gov>]  
**Sent:** Tuesday, January 27, 2015 9:06 AM  
**To:** Arianna Cabrera  
**Subject:** RE: Costa Farms

Arianna,

I'm sorry it has taken me so long to get back to you. There should be no conflict of interest problem because rulemaking always involves people that will later be regulated by the rules. Regarding conversations about the negotiated rulemaking, I think Mr. Freyre can talk to whomever he wants with one major exception. I think the Sunshine Law will apply to the negotiating committee. I anticipate a formal opinion from our Office of General Counsel soon, and I will be sure to forward it to all committee participants. In the meantime, you may want to counsel Mr. Freyre to avoid conversations about the rules with other members of the committee. Finally, in light of the sunshine issue, it would probably be inappropriate to have a pre-meeting meeting. I will send any information that I think committee members should review prior to the negotiation.

Let me know if you have any further questions.

Patty

---

**From:** Arianna Cabrera [<mailto:arianna@costafarms.com>]  
**Sent:** Wednesday, January 21, 2015 12:13 PM  
**To:** Nelson, Patricia A  
**Cc:** Arianna Cabrera  
**Subject:** Costa Farms

Hi, Patricia. I hope all is well! I was out of town for a few days but wanted to follow up with you now that I have returned.

Let me start by saying that we are very pleased that Pedro Freyre was included on the Committee. I am confident that you will be very happy with that choice. He is smart, practical and an overall pleasure to work with.

We were discussing the appointment this morning and have a few follow up questions. First of all, are there any restrictions as to whom he should speak with during the next few weeks leading up to the meeting in Tallahassee? People not on the committee have reached out to him as has at least one individual who was appointed as well. Second,

would it be possible to meet in Tallahassee before the meeting? We would like to formally (in an informal setting) introduce ourselves and discuss how best to prepare for the meeting on February 4<sup>th</sup>.

Finally, I wanted to confirm that there would be no conflict with both serving on the committee and filing an application for licensure afterwards. If you could confirm that for me, I would greatly appreciate it.

I look forward to hearing back from you.

Thanks!

Arianna Cabrera, Esq.  
General Counsel



o: 786-866-5227 | f: 786-272-6137 | c: 305-608-6572  
21800 SW 162nd Avenue | Miami, FL 33170

**Bist, Kevin**

---

**From:** Desiree Mufson <desireemufson@gmail.com>  
**Sent:** Tuesday, January 27, 2015 3:15 PM  
**To:** Nelson, Patricia A  
**Subject:** Laboratory

Hello Ms. Nelson;

I sent a letter to introduce myself 3 weeks back with a request to be part of the panel to create guidelines for the State of Florida with regards to Medical Marijuana.

Since I have not heard back and the date for the meeting is coming up, I thought I would reach out to check the status of me being part of the group.

I would also like to know if you received the information that I sent.

Best,

--

*Desiree Ardito Mufson*  
*Coastal Cannalabs*

72-260-8636

**Bist, Kevin**

---

**From:** Desiree Mufson <desireemufson@gmail.com>  
**Sent:** Tuesday, January 27, 2015 3:17 PM  
**To:** Nelson, Patricia A  
**Subject:** Fwd: Low-THC Cannabis Rulemaking  
**Attachments:** Coastal Cannalabs Jan 2015.docx

-

Hello Ms. Nelson;

I wish to be considered as one of the committee members to represent the laboratory portion for the Medical Marijuana Rule Revision to be held on February 4-5 in Tallahassee.

Please see enclosed on why I feel I can make a difference.

Best,

Desiree Ardito Mufson  
Coastal Cannalabs  
772-260-8636  
Desireemufson@gmail.com

On Mon, Jan 5, 2015 at 5:11 PM, Nelson, Patricia A <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Dear Interested Parties,

Please see the attached Notice of Negotiated Rulemaking (on page 1 of the attached document) scheduled for February 4 and 5, 2015, in Tallahassee.

Sincerely,

Patty

Patricia Nelson

Director

Office of Compassionate Use

--

*Desiree Ardito Mufson*  
*New Vision Productions, Inc.*

Stuart, Fl  
772-219-0140

--  
*Desiree Ardito Mufson*  
*New Vision Productions, Inc.*  
Stuart, Fl  
772-219-0140



January 7, 2015

Dear Ms. Nelson;

I am writing to you to be considered as a participant on the committee to draft mutually acceptable proposed rules for Medical Marijuana.

My name is Desiree Ardito Mufson and I am the owner of Coastal Cannalabs here in Florida. Although the bill was crushed in November, I still recognize the need for labs to analyze low THC and would like to be counted among those that are interested in pursuit of this business. Since the last session in September, I have affiliated with people that could strengthen my knowledge in the MMJ Laboratory Business resulting with

safe products patients can trust. Besides experts in the business, I am also associated with two major investing firms that place money into new and upcoming medical marijuana businesses. The software company, Biotech THC is one that I just recently introduced to my investors to allow them to go public.

Who is Desiree Ardito Mufson, MT (ASCP), MBA

My background has been honed to basically fit into any area of the new Cannabis Industry.

As a young teenager, I started out by working on my family's 2 acre farm and then I graduated with honors in 1985 from Thomas Jefferson University only to move on to study marketing at Wharton's School of Business.

I worked in hospital laboratories for 20 years holding various positions from Blood Bank Supervisor to Head of the Laboratory here at Palm Beach Gardens Medical Center. In 1987 I was one of the pioneers in autologous donation procedure whereas a surgical patient self donates their blood prior to the surgery in case of need for transfusion. I wrote the standards and procedure for that hospital and gained their accreditation through the College of American Pathologists.

I am licensed by American Society of Clinical Pathologists and is an inspector for CAP, AABB, and OSHA.

My work in quality control have been published in multiple journals.

I started my own clinical laboratory consulting firm: DA Laboratory Consultants, and was a consultants to laboratories that wished to become accredited or to meet compliance standards.

Seminars I attended:

In June, I attended the Medical Cannabis Symposium and toured various facilities.

This past October, I attended the Infused Product and Extraction Symposium in Denver this to gain knowledge in new product development and regulation with regards to edibles. At this symposium I had the pleasure and good fortune to meet some of the industry's leaders in MMJ regulation and gained valuable information and alliances with them.

### Slow and Low Program

One of the principal speakers that I met was, Meg Collins, Executive Director of the Cannabis Business Alliance. She is instrumental in the development of the legislative and regulatory framework implementing Colorado's retail marijuana market and is one of the creators of the new "Slow and Low" campaign to urge newcomers to edibles to consume a small quantity at lower doses. The new low dose is 5 mg which is being marketed throughout the State. The awareness of this campaign has a direct correlation in lowering the number of individuals entering the Emergency Room due to overdose. They want a first timers experience to be healthy and pleasant and not toxic requiring an Emergency Room Visit. Although I realize that it is still a bit early for us to discuss different campaigns for Medical Marijuana in Florida, I wanted you to know that Ms. Collins offered to help us to work on a similar project for our state. If Coastal Cannalabs is chosen as a laboratory for the state, I wish to chair or be part of the committee for the same type of campaign for the State of Florida. Their marketing campaign is an excellent way of creating awareness and educating the patient population to start with a nibble to stay safe.

## Contacts

During my time in Denver, I was introduced to Christian Sederberg from the Attorneys of Vincente Sederberg LLC, one of the leading firms whose primary focus is on the regulatory compliance and government affairs relating to the legalization of marijuana. Christian and I discussed MMJ in Florida and he offered to assist me in any way possible. Other speakers that I was introduced to were: Danica Lee, Food Safety Section Manager of the Denver Department of Environmental Health, the agency that regulates food businesses in the City and County of Denver; Tripp Keber, Chief Executive Officer, Dixie Brands, Inc.; Joshua Kappel, Partner of Vincente Sederberg LLC; Chris Hudalla, Chief Scientific Officer ProVerde Laboratories, Ata Gonzalez, Founder and CEO of G FarmaLabs; Mike Elliott, Executive Director, Marijuana Industry group (MIG) besides many more.

In addition to attending the seminar, I have been contacted by Jeannine M Machon, the Business Director of CMT Laboratories in Denver Colorado to help set up Coastal Cannalabs to meet and exceed compliance regulations. She wishes to be part of my board to help see Coastal succeed here in Florida. I am fortunate to affiliate with Jennine as not only she offers expertise in working with MMJ but she is coming aboard with full respect that this is a Florida based company and will offer consultation to streamline the start-up process.

## Coastal Cannalabs

**Mission Statement:** Coastal Cannalabs objective is to provide accurate marijuana testing utilizing cutting edge technology to growers, extractors, and concentrate makers to analyze marijuana's quality, purity, potency and cannabinoid effects

in order to ensure the safety and quality to their patient base.

The law in Colorado, and in all states, describes that Cannabis must be tested for purity and concentration. Patient safety is of paramount concern and Coastal Cannalabs will be offering purity as well as concentration levels in order to ensure the safety and quality of medicinal plant materials. The laboratory will provide data to patients so they can better predict how marijuana will help them and so they know their marijuana is free of harmful pathogens, residue, pesticides and debris. Growers will use the lab data to monitor and upgrade their cultivation techniques. Our clients will consist of growers, extractors, dispensaries, edibles and concentrate makers.

Patients and doctors must have an accurate cannabinoid profile of each flower, edible or concentrate to select the proper strain and dosage for treating any number of symptoms. Additionally, growing cannabis creates conditions that allow for the germination of harmful bacteria. Coastal Cannalabs will provide technology to screen for the many contaminants that could affect a user's health and well-being. Concentrates, like hash oil, are made using a solvent-based extraction process to strip the cannabinoids and terpenoids from the plant material. Common solvents are butane, propane, carbon dioxide, isopropyl alcohol, acetone and ethanol. Coastal Cannalabs will provide the technology for residual solvent testing to guarantee the highest quality concentrates are being created and free of impurities and odorants.

I have created a website: [Coastal Cannalabs](#) to offer patients and clients more information about our

company. My web person is also a web designer for Wells Fargo and is in the process of creating proprietary software for the laboratory that offers real time information to patients and physicians.

In addition, Coastal would like to be part of the Biotek world and is investigating start up on this project.

I feel in order for the State of Florida to perform due diligence in creating protocol for safe and effective methods of handling and distribution of medical marijuana the laboratory testing is the MOST Important step in the process. The laboratory must be operated by knowledgeable personnel with experience in analytical and microbiology type testing. The laboratory MUST be a stand alone and independent laboratory with no ties to a grow. We at Coastal Cannalabs are prepared to take on the challenge set by the state to offer safe and reliable testing of product. Accuracy that Patients and Physicians Can Depend Upon to help with their particular disease. We are the only laboratory offering a Pharmaceutical Analytical Chemist and Microbiologist as well as a Medical Director (Dr. Anne Morgan) who is committed to researching the best way of delivering safe products. Best of all we are Florida Based Company utilizing medical and pharmaceutical experience coupled with gained knowledge from known Cannabis laboratory experts to create a quality laboratory. We have the knowledge and the financial backing to make it happen in multiple areas of the state. We at Coastal Cannalabs are committed to offer Testing You Can Count On.

I feel blessed to have investors and associations with the top people who care about patient care and have the expertise to guide and fund me through this venture.

Please know that I am always willing to share the information and contacts that I have collected throughout this educational process in order for Florida to be on the

cutting edge of patient care when the time is right.

Best,

Desiree Ardito Mufson  
Founder/Director  
Coastal Cannalabs LLC  
Desireemufson@gmail.com  
Stuart, FL  
772-260-8636

## Bist, Kevin

---

**From:** Nelson, Patricia A  
**Sent:** Tuesday, January 27, 2015 5:10 PM  
**To:** desireemufson@gmail.com  
**Subject:** RE: Low-THC Cannabis Rulemaking

Ms. Mufson,

The negotiating committee has already been chosen. We chose CannLabs out of Colorado as the laboratory representative. Although your lab was not chosen for the committee, that does not mean you will not be part of the process. In fact, as a laboratory that will be operating in Florida, I think you can help me a lot. As I am drafting the rules to use as a starting point for the negotiation, I find that I need some information in the laboratory area. It would be great if you could help me understand some of the best laboratory practices you have learned, including methods, standards, equipment, etc. If I receive your information prior to the negotiation, I will be able to draw from it for the draft rules, and the group can use it during the negotiation process. Please let me know if you can offer this type of assistance.

Thank you,  
Patty

Patricia Nelson  
Director  
Office of Compassionate Use  
Florida Department of Health



**From:** Desiree Mufson [<mailto:desireemufson@gmail.com>]  
**Sent:** Tuesday, January 27, 2015 3:17 PM  
**To:** Nelson, Patricia A  
**Subject:** Fwd: Low-THC Cannabis Rulemaking

-

Hello Ms. Nelson;

I wish to be considered as one of the committee members to represent the laboratory portion for the Medical Marijuana Rule Revision to be held on February 4-5 in Tallahassee.

Please see enclosed on why I feel I can make a difference.

Best,

Desiree Ardito Mufson  
Coastal Cannalabs  
772-260-8636  
Desireemufson@gmail.com

On Mon, Jan 5, 2015 at 5:11 PM, Nelson, Patricia A <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Dear Interested Parties,

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Sincerely,

Patty

Patricia Nelson

Director

Office of Compassionate Use

--

*Desiree Ardito Mufson*  
*New Vision Productions, Inc.*  
Stuart, Fl  
772-219-0140

--

*Desiree Ardito Mufson*  
*New Vision Productions, Inc.*

Stuart, Fl  
772-219-0140

## Bist, Kevin

---

**From:** Jerry Chesler <jerry.chesler@gmail.com>  
**Sent:** Wednesday, January 28, 2015 12:57 AM  
**To:** Nelson, Patricia A  
**Subject:** Re: Negotiated Rulemaking Committee  
**Attachments:** 1-20-15 JSC Bio.docx

Ms. Nelson:

I do not know if there still is an opportunity, but I remain interested in the committee. Attached is my bio. My CV is not current.

I have much experience in these fields and would be happy to assist your state in figuring it out.

Jerry Chesler

On Tue, Jan 13, 2015 at 6:53 AM, Nelson, Patricia A <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Mr. Chesler,

You can be considered for the committee. There are no automatic disqualifiers. Forward your resume, and I will add your name to my ever-growing list. I appreciate your time trying to help us with this important job.

Patty

Patricia Nelson

Director

Office of Compassionate Use

Florida Department of Health



**From:** Jerry Chesler [<mailto:jerry.chesler@gmail.com>]  
**Sent:** Tuesday, January 13, 2015 1:58 AM  
**To:** Nelson, Patricia A  
**Cc:** jerry chesler  
**Subject:** Negotiated Rulemaking Committee

Ms. Nelson:

I am interested in participating in the Negotiated Rulemaking Committee for the regulatory structure for dispensing organizations for low THC cannabis. I am qualified under Group 7.

I am an Arizona attorney and national cannabis business consultant. I have been actively involved in the Arizona MMJ program since its inception. I recently closed my law practice to focus on national consulting.

Through my consulting business, I serve as general counsel for a publicly traded company (American Green, Inc. OTC: ERBB) that focuses on development and distribution of CBD medications from both hemp and cannabis sources.

I have been deeply involved in all aspects of the highly regulated, Arizona medical marijuana program. I am a speaker, lecturer and instructor in medical marijuana issues, and have provided accredited continuing medical education courses for naturopathic and other physicians.

As an attorney, I navigated Arizona's regulatory system to acquire licenses for and successfully operate numerous medical marijuana dispensaries for clients. I have testified to the Arizona Department of Health Services on MMJ related veterans' issues and PTSD.

Please advise whether I can be considered for this committee. If so, I am happy to provide a CV or any other information you require.

Jerry Chesler

Chesler Consulting

480-235-3368

6137 East Quail Track Drive

Scottsdale, AZ 85266

**Jerald S. "Jerry" Chesler,**  
Cannabis Business Law and Investments  
Born June 25, 1956, New York, NY

Founder Chesler Consulting; Founder, Law Offices of Jerald S. Chesler, P.C.; Founder, Chesler Capital Management; Manager, Carefree Psychological Services, PLLC.

7100 East Cave Creek Road, Suite 124  
Cave Creek, AZ 85331  
480-488-7875

Mr. Chesler has been one of the leading medical marijuana (MMJ) business attorneys in Arizona. He recently shuttered his successful Arizona law practice in order to use his national reputation and contacts to focus on national cannabis business issues. His cannabis consulting business allows him to function as General Counsel and VP of Cannabis Operations for a publicly traded company (American Green, Inc. OTC: ERBB), advising on cannabis regulatory and business issues. Mr. Chesler advises a number of private equity ventures that focus on the cannabis sector. He continues to advise operating cannabis businesses, as well as those trying to enter the Industry.

As a top Arizona MMJ business attorney, Mr. Chesler has been involved in every aspect of a brand new, highly regulated medical marijuana program. This experience spans from conceptualizing business models with aspiring cannabis entrepreneurs to running operating dispensaries. In addition dealing with state regulators to gain and maintain MMJ licenses for applicants, Mr. Chesler has put together numerous financing and development deals involving outside parties gaining the right to operate, finance or help operate nonprofit medical marijuana dispensaries. Mr. Chesler currently is using this experience to develop a legally compliant investment vehicle for the MMJ industry.

Until the passage of Arizona's medical marijuana law (the AMMA), Mr. Chesler was a general practice attorney in Carefree, Arizona. In addition to business matters and wills, he assisted and counseled numerous startup ventures and dealt with a variety of issues for ongoing businesses. Over the past 10 years he moved away from all litigation issues and into IRS controversy work.

In addition to running his law practice, Mr. Chesler manages a successful, insurance reimbursed, psychology practice. Prior to relocating to Arizona in 1991, Mr. Chesler spent nearly a decade as an attorney in the self-regulatory body of the national advertising industry in New York.

Mr. Chesler is a well-respected cannabis rights advocate who believes in the medical properties of cannabis. He is married to a transplant patient who uses MMJ to manage chronic pain and nausea, so he has an intimate understanding of the needs of the MMJ patient community.

**Bist, Kevin**

---

**From:** Tschetter, Jennifer  
**Sent:** Wednesday, January 28, 2015 11:40 AM  
**To:** Nelson, Patricia A  
**Subject:** Negotiated Rulemaking Committee Discussions

Director Nelson:

I write to answer your inquiry regarding the propriety of discussions between members of the rule negotiation committee members outside of the rulemaking negotiation scheduled for next Wednesday and Thursday. The Office of the General Counsel has reviewed the applicable statutes and recommends that you not have communication on any substantive issues related to the pending cannabis rule with other individual committee members outside of the noticed meeting. Section 120.54(2)(d)2., Florida Statutes, indicates that all meetings of the negotiation committee shall be noticed and open to the public.

If it would be helpful to forward this advice to other members of the negotiation committee, I do not have objection, but it should be noted that I serve only as counsel to the agency. Others should conduct themselves pursuant to the advice of their own counsel. If you have questions or concerns, please just let me know.

Best regards,  
jat

Jennifer A. Tschetter  
General Counsel  
Florida Department of Health  
Office of the General Counsel  
4052 Bald Cypress Way, Bin A02  
Tallahassee, Florida 32399-1703  
850-245-4353 -- direct dial  
850-491-8687 -- mobile  
[jennifer.tschetter@flhealth.gov](mailto:jennifer.tschetter@flhealth.gov)

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## **Bist, Kevin**

---

**From:** Nelson, Patricia A  
**Sent:** Wednesday, January 28, 2015 11:40 AM  
**To:** Tschetter, Jennifer  
**Subject:** RE: Negotiated Rulemaking Committee Discussions

Thank you!

---

**From:** Tschetter, Jennifer  
**Sent:** Wednesday, January 28, 2015 11:40 AM  
**To:** Nelson, Patricia A  
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## Bist, Kevin

---

**From:** Nelson, Patricia A  
**Sent:** Wednesday, January 28, 2015 12:02 PM  
**To:** Bruce Knox; Darrin Potter; Donna Blanton; Dr. Jeffrey Block; George Hackney; Holley Moseley; Jill Lamoureux; joelstanley@msn.com; John Tipton; Pedro Freyre; Robert Wallace  
**Cc:** 'arianna@costafarms.com'  
**Subject:** FW: Negotiated Rulemaking Committee Discussions

Hello, All!

The negotiation is quickly approaching. I will distribute a new version of text very soon, but I wanted to get this information out to you as soon as possible. Please see the email from Jennifer Tschetter, General Counsel to the Department of Health. If you have any questions, please contact me.

Thank you,  
Patty

Patricia Nelson  
Director  
Office of Compassionate Use  
Florida Department of Health



---

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**Sent:** Wednesday, January 28, 2015 11:40 AM  
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**Subject:** Negotiated Rulemaking Committee Discussions

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## Bist, Kevin

---

**From:** Jeffrey Block <docblock@bellsouth.net>  
**Sent:** Wednesday, January 28, 2015 12:07 PM  
**To:** Nelson, Patricia A  
**Subject:** Re: Negotiated Rulemaking Committee Discussions

Thank you.

Jeffrey S. Block, M.D. '82  
DocBlock@bellsouth.net  
President, University of Miami Medical Alumni Association  
Director, Block Botanical Gardens  
President, Nurturing Nature , LLC  
Direct: 305-793-9222



On Jan 28, 2015, at 12:01 PM, Nelson, Patricia A <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Hello, All!

The negotiation is quickly approaching. I will distribute a new version of text very soon, but I wanted to get this information out to you as soon as possible. Please see the email from Jennifer Tschetter, General Counsel to the Department of Health. If you have any questions, please contact me.

Thank you,

Patty

Patricia Nelson

Director

Office of Compassionate Use

Florida Department of Health

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**From:** Tschetter, Jennifer

**Sent:** Wednesday, January 28, 2015 11:40 AM

**To:** Nelson, Patricia A

**Subject:** Negotiated Rulemaking Committee Discussions

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Best regards,

jat

Jennifer A. Tschetter

General Counsel

Florida Department of Health

Office of the General Counsel

4052 Bald Cypress Way, Bin A02

Tallahassee, Florida 32399-1703

850-245-4353 – direct dial

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## Bist, Kevin

---

**From:** John <jotipton@tampabay.rr.com>  
**Sent:** Wednesday, January 28, 2015 1:07 PM  
**To:** Nelson, Patricia A  
**Subject:** RE: Negotiated Rulemaking Committee Discussions

See you next week. Thanks; John

---

**From:** Nelson, Patricia A [<mailto:Patricia.Nelson@flhealth.gov>]  
**Sent:** Wednesday, January 28, 2015 12:02 PM  
**To:** [bruce@knoxnursery.com](mailto:bruce@knoxnursery.com); Darrin Potter; Donna Blanton; Dr. Jeffrey Block; George Hackney; [holleybythesea41@yahoo.com](mailto:holleybythesea41@yahoo.com); Jill Lamoureux; [joelstanley@msn.com](mailto:joelstanley@msn.com); [jotipton@tampabay.rr.com](mailto:jotipton@tampabay.rr.com); Pedro Freyre; [chnuts@gmail.com](mailto:chnuts@gmail.com)  
**Cc:** 'arianna@costafarms.com'  
**Subject:** FW: Negotiated Rulemaking Committee Discussions

Hello, All!

The negotiation is quickly approaching. I will distribute a new version of text very soon, but I wanted to get this information out to you as soon as possible. Please see the email from Jennifer Tschetter, General Counsel to the Department of Health. If you have any questions, please contact me.

Thank you,  
Patty

Patricia Nelson  
Director  
Office of Compassionate Use  
Florida Department of Health



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**Bist, Kevin**

---

**From:** anthony ardizzone <tvanursery@yahoo.com>  
**Sent:** Wednesday, January 28, 2015 1:52 PM  
**To:** Nelson, Patricia A  
**Subject:** Rules

Patty,

Thank you for taking my call, and one again it was a pleasure.

I believe an Applicant is exactly what SB1030 calls it a Nursery.

Definitions 64-4001 1 Applicant

I believe the definition of an Applicant should read: A nursery that meets the requirements. Not an organization

Also be cautious when using the word Experience. I had this conversation with Linda McMullen. Sb1030 does not call for experience it says an applicant must demonstrate the technical and technological ability to grow low the cannabis, not experience. However I do believe experience should have bonus points given to an applicant

Lastly I would like to make the request again as per FDOH notice of rule making development (posted below) and my statement below falls within the parameters of the notice giving me the right to apply by the FDOH notice and the right to be on the committee

If you believe that your interests are not adequately represented by the committee members listed above, you may apply to participate within 30 days of the date of publication of this notice. Your application must contain the following information: your name, business address, and telephone number; the name of any organization you are representing; a description of the organization or the members of the organization; a description of how the proposed rulemaking proceedings will affect you or the parties that you represent; a statement identifying the reasons why you believe the representative groups listed above will not adequately represent your interests; and a statement that you are willing to negotiate in good faith and can attend the scheduled meeting. Please submit your application to Patricia Nelson, Department of Health, 4052 Bald Cypress Way, Bin A-02, Tallahassee, Florida 32399, email address: [Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov).

In my opinion based on past statements, and actions of Costa Farms, Costa Farms has only their self interest in rule development. Costa Farms does not adequately represent Ed Miller & Sons, and many other nurseries interests.

I am willing to negotiate in good faith, and I am able to attend all meetings.

I will stand by this statement publicly.

Therefore I respectfully request to be appointed to the committee

You will not be disappointed we will get this right!

Anthony Ardizzone  
Ed Miller & Son  
772-201-3065

Sent from Yahoo Mail on Android

## Bist, Kevin

---

**From:** Nelson, Patricia A  
**Sent:** Wednesday, January 28, 2015 4:37 PM  
**To:** 'David Kotler'  
**Cc:** tvanursery@yahoo.com  
**Subject:** RE: Letter from David Kotler, Esquire

Mr. Kotler,

I spoke to your client today. I think I answered all of his questions.

Sincerely,  
Patty

Patricia Nelson  
Director  
Office of Compassionate Use  
Florida Department of Health



---

**From:** David Kotler [<mailto:dkotler@cohenkotler.com>]  
**Sent:** Tuesday, January 27, 2015 10:57 AM  
**To:** Nelson, Patricia A  
**Subject:** FW: Letter from David Kotler, Esquire

Good Morning, Ms. Nelson. I have been asked by my client to follow up with you in regard to a response to the above correspondence. I believe they are looking for a yes, no, or other communication in some form. Thank you. Regards.

**David C. Kotler, Esq.**  
**CohenKotler, P.A.**  
54 SW Boca Raton Boulevard  
Boca Raton, FL 33432  
561/361-9600  
561/361-9770 (fax)  
[www.cohenkotler.com](http://www.cohenkotler.com)



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---

**From:** Heather Geraci  
**Sent:** Tuesday, January 27, 2015 10:55 AM  
**To:** David Kotler  
**Subject:** FW: Letter from David Kotler, Esquire

Heather Geraci  
Legal Assistant to  
David Kotler, Esquire  
Cohen Kotler  
54 S.W. Boca Raton Boulevard  
Boca Raton, FL 33432  
(561)361-9600  
Fax (561)361-9770

---

**From:** Heather Geraci  
**Sent:** Thursday, January 22, 2015 10:25 AM  
**To:** 'patricia.nelson@flhealth.gov'  
**Subject:** Letter from David Kotler, Esquire

Good morning Ms. Nelson,

Please see the attached letter from David Kotler, Esquire.

Thank you,

Heather Geraci  
Legal Assistant to  
David Kotler, Esquire  
Cohen Kotler  
54 S.W. Boca Raton Boulevard  
Boca Raton, FL 33432  
(561)361-9600  
Fax (561)361-9770

**Bist, Kevin**

---

**From:** David Kotler <dkotler@cohenkotler.com>  
**Sent:** Wednesday, January 28, 2015 4:41 PM  
**To:** Nelson, Patricia A  
**Subject:** RE: Letter from David Kotler, Esquire

I heard. Thank you.

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

**From:** "Nelson, Patricia A"  
**Date:** 01/28/2015 4:36 PM (GMT-05:00)  
**To:** David Kotler  
**Cc:** [tvanursery@yahoo.com](mailto:tvanursery@yahoo.com)  
**Subject:** RE: Letter from David Kotler, Esquire

Mr. Kotler,

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Sincerely,

Patty

Patricia Nelson

Director

Office of Compassionate Use

Florida Department of Health



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54 S.W. Boca Raton Boulevard

Boca Raton, FL 33432

(561)361-9600

Fax (561)361-9770

## Bist, Kevin

---

**From:** Holley Heller <holleybythesea41@yahoo.com>  
**Sent:** Thursday, January 29, 2015 12:46 PM  
**To:** Nelson, Patricia A  
**Subject:** Re: Negotiated Rulemaking Committee Discussions

Good Morning!

I got your message. Thank you for the email.

I look forward to next week.

Holley Moseley, RN

Founder

Realm of Caring Florida

P.O. Box 154

Gulf Breeze, FL 32562

(cell) 850-232-0004

e-mail: [holley@caring4florida.org](mailto:holley@caring4florida.org)

[www.theroc.us](http://www.theroc.us)

---

**From:** "Nelson, Patricia A"  
**To:** "bruce@knoxnursery.com"; Darrin Potter; Donna Blanton; Dr. Jeffrey Block; George Hackney; "holleybythesea41@yahoo.com"; Jill Lamoureux; "joelstanley@msn.com"; "jotipton@tampabay.rr.com"; Pedro Freyre; "chnuts@gmail.com"  
**Cc:** "arianna@costafarms.com"  
**Sent:** Wednesday, January 28, 2015 11:01 AM  
**Subject:** FW: Negotiated Rulemaking Committee Discussions

Hello, All!

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Thank you,

Patty

Patricia Nelson

Director

Office of Compassionate Use

Florida Department of Health



STATE & FEDERAL  
GOVERNMENT &  
ADMINISTRATIVE  
PRACTICE

---

**From:** Tschetter, Jennifer  
**Sent:** Wednesday, January 28, 2015 11:40 AM

To: Nelson, Patricia A

Subject: Negotiated Rulemaking Committee Discussions

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**Bist, Kevin**

---

**From:** anthony ardizzone <tvanursery@yahoo.com>  
**Sent:** Friday, January 30, 2015 8:56 AM  
**To:** Nelson, Patricia A  
**Subject:** Re: Rules

Patty,

Below is the e mail I sent after I spoke to you with a second request. I would like a yes or no to it. If your answer is no I would appreciate an explanation why it is denied. I believe I can be appointed based on what I described, and have the rights to be appointed based on the option given by FDOH as copied below. I have always had positive input at all meetings, and I am sure there would not be a problem in selecting me to be on the committee. I am deeply concerned as I stated earlier, and my only motive is to make this fair and avoid challenges with any merit. I respectfully expect an answer by the end of the day 1/30/15 so I can make travel arrangements.

Anthony Ardizzone  
Ed Miller & Son  
772-201-3065

Sent from Yahoo Mail on Android

From:"anthony ardizzone"  
Date:Wed, Jan 28, 2015 at 1:52 pm  
Subject:Rules

Patty,

Thank you for taking my call, and one again it was a pleasure.

I believe an Applicant is exactly what SB1030 calls it a Nursery.

Definitions 64-4001 1 Applicant

I believe the definition of an Applicant should read: A nursery that meets the requirements. Not an organization

Also be cautious when using the word Experience. I had this conversation with Linda McMullen. Sb1030 does not call for experience it says an applicant must demonstrate the technical and technological ability to grow low the cannabis, not experience. However I do believe experience should have bonus points given to an applicant

Lastly I would like to make the request again as per FDOH notice of rule making development

(posted below) and my statment below falls within the parameters of the notice giving me the right to apply by the FDOH notice and the right to be on the committee

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Therefore I respectfully request to be appointed to the committee

You will not be disappointed we will get this right!

Anthony Ardizzone  
Ed Miller & Son  
772-201-3065

[Sent from Yahoo Mail on Android](#)

**Bist, Kevin**

---

**From:** Desiree Mufson <desireemufson@gmail.com>  
**Sent:** Friday, January 30, 2015 2:50 PM  
**To:** Nelson, Patricia A  
**Subject:** Re: Low-THC Cannabis Rulemaking

Hello Ms. Nelson;

Thank you for replying to my email. I would be delighted to participate by offering any additional information that you may need.

I am quite impressed that you are gathering a committee of well versed individuals to aid you in drafting the proposed rules for Medical Marijuana. I am quite familiar with CannLabs out of Denver as I have met Genifer Murray several times and know that she will be an asset to the committee.

I am available to help you anytime.

Best,  
Desiree Ardito Mufson  
Coastal Cannalabs  
772-260-8636

On Tue, Jan 27, 2015 at 5:09 PM, Nelson, Patricia A <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Ms. Mufson,

The negotiating committee has already been chosen. We chose CannLabs out of Colorado as the laboratory representative. Although your lab was not chosen for the committee, that does not mean you will not be part of the process. In fact, as a laboratory that will be operating in Florida, I think you can help me a lot. As I am drafting the rules to use as a starting point for the negotiation, I find that I need some information in the laboratory area. It would be great if you could help me understand some of the best laboratory practices you have learned, including methods, standards, equipment, etc. If I receive your information prior to the negotiation, I will be able to draw from it for the draft rules, and the group can use it during the negotiation process. Please let me know if you can offer this type of assistance.

Thank you,

Patty

Patricia Nelson

Director

Office of Compassionate Use

Florida Department of Health



**From:** Desiree Mufson [mailto:[desireemufson@gmail.com](mailto:desireemufson@gmail.com)]  
**Sent:** Tuesday, January 27, 2015 3:17 PM  
**To:** Nelson, Patricia A  
**Subject:** Fwd: Low-THC Cannabis Rulemaking

-

Hello Ms. Nelson;

I wish to be considered as one of the committee members to represent the laboratory portion for the Medical Marijuana Rule Revision to be held on February 4-5 in Tallahassee.

Please see enclosed on why I feel I can make a difference.

Best,

Desiree Ardito Mufson

Coastal Cannalabs

772-260-8636

[Desireemufson@gmail.com](mailto:Desireemufson@gmail.com)

On Mon, Jan 5, 2015 at 5:11 PM, Nelson, Patricia A <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Dear Interested Parties,

Please see the attached Notice of Negotiated Rulemaking (on page 1 of the attached document) scheduled for February 4 and 5, 2015, in Tallahassee.

Sincerely,

Patty

Patricia Nelson

Director

Office of Compassionate Use

--  
*Desiree Ardito Mufson*

*New Vision Productions, Inc.*

Stuart, Fl

772-219-0140

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772-219-0140

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*Desiree Ardito Mufson*

*New Vision Productions, Inc.*

Stuart, Fl

772-219-0140

## Bist, Kevin

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**From:** Nelson, Patricia A  
**Sent:** Friday, January 30, 2015 3:34 PM  
**To:** desireemufson@gmail.com  
**Subject:** RE: Low-THC Cannabis Rulemaking

Thank you, Desiree. Do you have time for a quick call on Monday?

Patty

**From:** Desiree Mufson [<mailto:desireemufson@gmail.com>]  
**Sent:** Friday, January 30, 2015 2:50 PM  
**To:** Nelson, Patricia A  
**Subject:** Re: Low-THC Cannabis Rulemaking

Hello Ms. Nelson;

Thank you for replying to my email. I would be delighted to participate by offering any additional information that you may need.

I am quite impressed that you are gathering a committee of well versed individuals to aid you in drafting the proposed rules for Medical Marijuana. I am quite familiar with CannLabs out of Denver as I have met Genifer Murray several times and know that she will be an asset to the committee.

I am available to help you anytime.

Best,  
Desiree Ardito Mufson  
Coastal Cannalabs  
772-260-8636

On Tue, Jan 27, 2015 at 5:09 PM, Nelson, Patricia A <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Ms. Mufson,

The negotiating committee has already been chosen. We chose CannLabs out of Colorado as the laboratory representative. Although your lab was not chosen for the committee, that does not mean you will not be part of the process. In fact, as a laboratory that will be operating in Florida, I think you can help me a lot. As I am drafting the rules to use as a starting point for the negotiation, I find that I need some information in the laboratory area. It would be great if you could help me understand some of the best laboratory practices you have learned, including methods, standards, equipment, etc. If I receive your information prior to the negotiation, I will be able to draw from it for the draft rules, and the group can use it during the negotiation process. Please let me know if you can offer this type of assistance.

Thank you,

Patty

Patricia Nelson

Director

Office of Compassionate Use

Florida Department of Health



**From:** Desiree Mufson [mailto:[desireemufson@gmail.com](mailto:desireemufson@gmail.com)]

**Sent:** Tuesday, January 27, 2015 3:17 PM

**To:** Nelson, Patricia A

**Subject:** Fwd: Low-THC Cannabis Rulemaking

-

Hello Ms. Nelson;

I wish to be considered as one of the committee members to represent the laboratory portion for the Medical Marijuana Rule Revision to be held on February 4-5 in Tallahassee.

Please see enclosed on why I feel I can make a difference.

Best,

Desiree Ardito Mufson

Coastal Cannalabs

772-260-8636

Desireemufson@gmail.com

On Mon, Jan 5, 2015 at 5:11 PM, Nelson, Patricia A <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Dear Interested Parties,

Please see the attached Notice of Negotiated Rulemaking (on page 1 of the attached document) scheduled for February 4 and 5, 2015, in Tallahassee.

Sincerely,

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*Desiree Ardito Mufson*

*New Vision Productions, Inc.*

Stuart, FL

772-219-0140

## Bist, Kevin

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**From:** Pritesh K <kpritesh2@gmail.com>  
**Sent:** Friday, January 30, 2015 10:49 PM  
**To:** Nelson, Patricia A  
**Subject:** Re: CBD Questions  
**Attachments:** Marjorie\_Robinson\_CV.pdf

Hi,

Attached is the CV for a committee candidate.

Best, PK

On Tue, Jan 20, 2015 at 12:07 PM, Nelson, Patricia A <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

I will give you a call, I'm not sure where I will be at the time. That way you don't have to search for me.

**From:** Pritesh K [<mailto:kpritesh2@gmail.com>]  
**Sent:** Tuesday, January 20, 2015 12:04 PM  
**To:** Nelson, Patricia A  
**Subject:** RE: CBD Questions

What is the best number to reach you at? I understand if you wish to not provide a phone number - my personal cell is [7164005274](tel:7164005274). If you prefer, you can call me at the scheduled time.

On Jan 20, 2015 12:00 PM, "Nelson, Patricia A" <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Yes.

**From:** Pritesh K [<mailto:kpritesh2@gmail.com>]  
**Sent:** Tuesday, January 20, 2015 11:58 AM  
**To:** Nelson, Patricia A  
**Subject:** RE: CBD Questions

Hi,

Does 330 PM EST on Friday work for you?

Best, PK

On Jan 20, 2015 11:52 AM, "Nelson, Patricia A" <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Friday afternoon works for me. Let me know a time so I can put it on my calendar.

**From:** Pritesh K [<mailto:kpritesh2@gmail.com>]  
**Sent:** Tuesday, January 20, 2015 11:04 AM  
**To:** Nelson, Patricia A  
**Subject:** RE: CBD Questions

Hi Patricia,

Thanks for your response. I am available this Friday for a phone call if that works for you.

Best, PK

On Jan 20, 2015 9:18 AM, "Nelson, Patricia A" <[Patricia.Nelson@flhealth.gov](mailto:Patricia.Nelson@flhealth.gov)> wrote:

Dr. Kumar,

First, I appreciate your concern for our process. I would be happy to discuss these issues with you, especially if you have something positive to contribute to process. Please let me know when you would be available.

Patty

Patricia Nelson

Director

Office of Compassionate Use

Florida Department of Health



**From:** Pritesh K [<mailto:kpritesh2@gmail.com>]  
**Sent:** Sunday, January 18, 2015 8:07 PM  
**To:** Nelson, Patricia A  
**Subject:** CBD Questions

Hi,

I'd like to informally introduce myself. My name is Dr. Pritesh Kumar. I am a research scientist at the University of Louisville in KY and have been doing medicinal cannabis research for several years and have published widely in the field. On the private side, I run a small company ([www.phytosciences.com](http://www.phytosciences.com)) with my fellow scientists and colleagues from around the world. We focus on quality control, quality assurance, and the development of safe, effective, and pure medicinal cannabis-based therapeutics from a clinical research perspective. We have always stayed on the medical side of the industry as we are scientists and do not believe in the recreational use. We have for the last two years been involved in a number consulting projects pertaining to helping companies in various states set up manufacturing sites and follow best practices for quality control.

Please forgive me but I can't disclose who sent me your question list as I consult for several companies in FL who are competitors of each other. The reason for this email is primarily out of concern from a medical perspective as the questions are very basic and should be addressed by your pharmacologist on your committee.

I recently received a copy of your question (from a client of mine in FL) and had a number of concerns. It is concerning to me that these questions have not been answered as they are relatively simple questions and the right questions are not being asked. My concern as a cannabinoid pharmacologist and toxicologist is that you are forming a committee to discuss rule-making for the State of Florida and have concerns with the scientific knowledge (or lack thereof) of some of the members nominated to your committee. Since I honestly don't care about how your state rolls out the program, I do care about the science, medical, and patient side of things. The companies you brought on to your committee (something labs.. and or the Stanley brothers) have their own agendas and don't care about the science or patient safety or best practices. They don't know the first thing about cannabinoid science or pharmacology. That lab you put on your committee is involved in legal matters that are publicly available. In the industry, we know which are the good labs and which are not (We would be happy to recommend better options for you). Here's the point - you didn't do enough due diligence and put the wrong people on your committee on the science side of things. I'd be happy to recommend any number of cannabinoid scientists and pharmacologists that can actually answer your questions and more importantly, tell you which questions need to be asked.

I have no interest in FL in any way shape or form so I don't mind being 100 % honest with you. I consult for clients who are applying for licenses there on the medical side and I don't have any personal interest in the state. Attached are the ANSWERS the questions a client of mine asked me to answer on their behalf for your department. There is no conflict for me but I would like to offer some unbiased advice. You're looking in the wrong direction for advice on the medical side of things.

I work as a consultant with clients in multiple states, and have seen many regulatory models enacted to varying degrees of success. I do not have a business interest in any of the nursery or applicants seeking to become dispensing organizations, but I would like to provide consultation on the set up and best practices for cannabis testing services in Florida. Given my experience and expertise, I believe I am in an ideal position to help the Department of Health draft the best possible rules or at least help you select appropriate committee members.

Attached is your original list of questions with answers that were sent to me by a client who needed guidance. Please keep my email confidential. I never imagined I would interfere in the political side of things, but after seeing these questions I felt it was my duty as a scientist provide assistance. I'm available to answer any questions you may have.

Best, PK

## **Marjorie Doreen Robinson, Pharm.D., AAHIVP**

15757 Pines Boulevard, Ste 33 ♦ Pembroke Pines, FL 33027 ♦ 954-816-4344

**Corporate** : [marjorie@ascpharmacy.com](mailto:marjorie@ascpharmacy.com)

**Personal**: [marjorie.d.robinson@gmail.com](mailto:marjorie.d.robinson@gmail.com)

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### **Education**

- 1994 Pharm.D., Nova Southeastern University, Fort Lauderdale, Florida
- 1991 BS, St Johns University (cum laude), Queens, New York
- 1980 Science Degree in Pharmacology, University of Technology, Jamaica, WI (magna cum laude)

### **Postdoctoral Training**

- 1995 Infectious Diseases Fellow, University of California, San Francisco

### **Experience**

- 2006-present Pharmacist/Owner (2014) ASC Pharmacy
- 2004-present Senior Regional Medical Scientist II, HIV Division  
GlaxoSmithKline/ ViiV Healthcare, Research Triangle Park (RTP), NC
- 2003-2004 Medical Science Associate, HIV Division  
Bristol-Myers Squibb Virology, Princeton, New Jersey
- 2000-2003 Associate Clinical Research Scientist, HIV Franchise  
Abbott Laboratories, Abbott Park, Illinois
- 1995-2000 Assistant Professor of Pharmacy, Nova Southeastern University, FL  
Clinical Pharmacist, Infectious Diseases  
Jackson Memorial Hospital, Miami, FL

### **Professional Licensure and Credential**

Jamaica, West Indies Pharmacy License  
New York State Pharmacy License  
Florida State Pharmacy License  
Florida State Consultant License  
AAHIVP Credentialed 2012

### **ASC Pharmacy Inc.**

Licensed : Florida, New York, New Jersey, Kentucky, Pennsylvania, Ohio, Michigan, Colorado, Georgia, Maryland, Massachusetts, Oklahoma, Texas, & West Virginia.

Licensed Pending: Illinois, Alabama, North Carolina, South Carolina, Tennessee, Puerto Rico,

## Awards and Honors

2013	Red Ribbon Award for Outstanding Efforts & Contribution in Helping ViiV HC to Achieve it's Mission, Spirit & Strategic Intent.
2013	Red Ribbon Award for an Exceptional job leading and managing the medical content for the 15 <sup>th</sup> ViiV Healthcare Community Summit.
2012	Silver Star Award for RMS Leadership Support of the ViiV Healthcare Community Summit
2011	Silver Star Award for RMS Leadership Support of the ViiV Healthcare Community Summit
2010	Silver Star Award for Outstanding Effort & Contribution to ViiV HC Mission, Spirit & Strategic Intent.
2009	Star Award in Recognition of exceptional support from the FL ViiV HC Commercial Team
2008	Bronze Award in Recognition for contribution to the ASO Organization for GSK.
2006	Gold Award in Recognition for Contribution to GSK R&D
2004	Liasion Leadership on The Collaborative Institute of Virology, Bristol Myers Squibb
2003	Outstanding Achievement Award, Abbott Global Medical Affairs
2001	Outstanding Achievement Award, Abbott Global Medical Affairs
1998	Golden Apple Award for Teaching Excellence, Nova Southeastern, School of Pharmacy
1995	The Long Award for Teaching Excellence, University of California, School of Pharmacy

## Leadership, Major Committee Assignments

2006-Present	ASC Pharmacy Inc <ul style="list-style-type: none"><li>• Quality Assurance Committee Chair (2013)</li><li>• Strategic Business Development Committee (2013)</li><li>• Professional Personel Training Committee (2013)</li><li>• Executive Oversight of Pharmacy Operations (2014)</li><li>• Clinical Consultant of Clinical Trials Program (2014)</li></ul>
2004-Present	ViiV Healthcare Inc <ul style="list-style-type: none"><li>• Community Summit Medical Lead</li><li>• Telzir Brand Team Liaison (2010)</li><li>• AIDS Service Organization Liaison, Lead (2006)</li><li>• Multicultural Diversity Task Force Team Lead (2004-2006)</li></ul>
2009-2010	Florida Pharmacy Association (FPA) <ul style="list-style-type: none"><li>• Educational Affairs Council</li><li>• Professional Affairs Council</li></ul>
2003-2004	Bristol-Myers Squibb <ul style="list-style-type: none"><li>• The Collaborative Institute of Virology Clinical Epidemiology Committee (2004)</li><li>• The Collaborative Institute of Virology Clinical Pharmacology Committee (2003)</li><li>• The Collaborative Institute of Virology Clinical Challenges Committee (2003-2004)</li></ul>
2000-2003	Abbott Laboratories <ul style="list-style-type: none"><li>• Abbott Faculty, Post Conference Advisory, ARV Therapy Committee, (2000-2003)</li><li>• Scientific Consultant, HIV Special Population Advisory Committee, ( 2001-2003)</li><li>• Scientific Consultant, HIV DOC Advisory Committee, ( 2001-2003)</li></ul>
1996-1997	Core Member, HIV Task Force Committee, Ft Lauderdale, Florida (1996-1997)

## **Regional Medical Scientist, Research Facilitation**

### **ASC Pharmacy Observational Survey Study.**

Topical Analgesic Compound(s) for Musculoskeletal Pain Relief, An Observational Survey Based Study. Dr Jonathan Blum.

### **ViiV HealthCare Trials**

A Prospective, Randomized, Multicenter, Open-Label Study to Compare the Efficacy and Safety of Simplifying from a Regimen of Atazanavir + Ritonavir + Tenofovir/Emtricitabine to Atazanavir + Abacavir/Lamivudine Without Ritonavir for 48 Weeks in Virologically Suppressed, HIV-1 Infected, HLAB\*5701 Negative Subjects. 2009. (ViiV HC /Regional Medical Scientist Facilitator)

A Phase III, randomized, double blind study of the safety and efficacy of the selected dose GSK1349572 (Integrase Inhibitor) once daily to 400mg Raltegravir twice daily both administered with fixed-dose dual nucleoside reverse transcriptase inhibitor therapy over 96 weeks in HIV-1 infected antiretroviral therapy naïve adult subjects. 2010 (ViiV HC Phase III Registrational Trial/Regional Medical Scientist- RMS Facilitator)

A Phase III, randomized, study of the safety and efficacy of GSK1349572 (Integrase Inhibitor) plus abacavir/lamivudine fixed-dose combination therapy administered once daily compared to Atripla over 96 weeks in HIV-1 infected antiretroviral therapy naïve adult subjects. 2010. (ViiV HC Phase III Registrational Trial/Regional Medical Scientist Facilitator)

A Phase III Randomized, Double-blind Study of the Safety and Efficacy of GSK1349572 (Integrase Inhibitor) 50 mg Once Daily Versus Raltegravir 400 mg Twice Daily, Both Administered with an Investigator selected Background Regimen Over 48 Weeks in HIV-1 Infected, Integrase Inhibitor-Naïve, Antiretroviral Therapy-Experienced Adults. 2010. (ViiV HC Phase III Registrational Trial/RMS Facilitator)

### **Collaborated Clinical Trials**

Improved Triglycerides after reducing the ritonavir boosting dose from 200 mg to 100mg once daily in HIV positive patients stabilized on QD RTV Boosted Fosamprenavir 1400mg Abacavir 600mg Lamivudine. University of Miami Dushyantha Jayaweera MD principal investigator 2008

A Dedicated Minority Clinic for HIV Patients-a strategy to achieve HIV Treatment success. (University of Miami, Dushyantha Jayaweera, MD, principal investigator) 2006

Evaluating intensification of an NNRT-containing HAART regimen with Abacavir to improve CD4 recovery for HIV-1 infected individuals with sustained viral load suppression and low CD4 counts. (University of Miami, Dr Kolber, Principal Investigator) 2005

Induction/maintenance pilot study in ARV-naïve HIV positive patients initiating Fosamprenavir/ritonavir followed by unboosted fosamprenavir in combination with abacavir and lamivudine all given once daily. (University of Miami, Dushyantha Jayaweera, MD, principal investigator) 2005

Induction/maintenance pilot study in ARV-naïve HIV positive patients initiating atazanavir/ritonavir followed by unboosted atazanavir in combination with didanosine EC and lamivudine all given once daily. (University of Miami, Dushyantha Jayaweera, MD, principal investigator) 2003

A prospective open-label, single arm, single center pilot study to evaluate the safety and activity of EPZICOM and Fosamprenavir/ritonavir qd in treatment naïve HIV-Infected minority women, assessing QOL and Adherence (Leslie Diaz , MD, principal investigator) 2005

A prospective open-label, single arm, single center pilot study to evaluate the safety and activity of Kaletra (lopinavir 400/ritonavir 100mg) bid as maintenance therapy after successful induction therapy with Kaletra bid and Combivir bid in treatment naïve HIV-Infected patients. (University of Miami, Rafael Campo, MD, principal investigator) 2001

Once daily dosing of lopinavir/ritonavir in a simplified three-drug regimen administered as directly observed therapy (DOT) versus self-administered therapy (SAT) in HIV-infected subjects who are antiretroviral treatment naïve. (University of Miami, Margaret Fischl, MD, principal investigator) 2002

Quantifying the two-way drug interaction between lopinavir/ritonavir (Kaletra) and phenytoin under steady-state conditions in healthy human volunteers. (University of North Carolina, Chapel Hill, Angela Kasuba, PharmD, Joseph Eron, MD, principal investigator) 2000

Comparison of rates of treated diarrhea in patients on Kaletra versus nelfinavir. (Atlanta VAMC, Dr. Jodie Guest, principal investigator) 2001

Open Label pilot study to evaluate fenofibrate safety and efficacy with lopinavir/ritonavir therapy plus two NRTIs in HIV-infected patients. (Associate in Research; Robert Schwartz, MD, principal investigator)

A randomized, open-label study evaluating the tolerability of a Kaletra based versus an indinavir based post exposure prophylaxis (PEP) expanded regimens for high-risk occupational HIV exposures. (Tampa General Hospital, Jeffrey Nadler, MD, principal investigator) 2000

A pharmacokinetic study of indinavir, ritonavir, and efavirenz in persons infected with HIV. (Georgetown University Medical Center, Joseph Timpone, MD, principal investigator) 2000

## **Clinical Pharmacist, Research**

Epidemiology study evaluating the influence of antimicrobial selection on the incidence of *Clostridium difficile* colitis (CDC), University of California Research Department. (principal investigator) 1994

Pharmacokinetic and pharmacodynamic parameters associated with itraconazole in immunocompromised patients, Janssen Pharmaceuticals. (principal investigator) 1995

Pharmacoeconomic and medical outcomes. Community-acquired pneumonia study. Protocol number: NR15534/M44119, Roche Laboratories. (principal investigator) 1999

A ten-year retrospective case series of the treatment and medical outcome of patients with cryptococcal meningitis, University of Miami, Infectious Diseases Medical Fellowship funded. (co-investigator) 1999

A retrospective multi-center analysis of treatment trends in community-acquired pneumonia using a performance measure computer software program, Pfizer Laboratories. (principal investigator) 2000.

## Professional Publications and Authorship

Vishal Dahya MD, **Marjorie Robinson, Pharm D**, Moti Ramgopal MD,FACP. *Clostridium ramosum* Osteomyelitis in an Immunocompetent Patient Following Traumatic Injury. *Infectious Diseases in Clinical Practice* IDCP-14-53RI Lippincott Wilkens

Vishal Dahya MD, **Marjorie Robinson, Pharm D**, Moti Ramgopal MD,FACP. Mycobacterium Bovis Cervical Discitis as a Complication of Intravesicular BCG Irrigation Treatment. *Infectious Diseases in Clinical Practice* IDCP-14-53RI Lippincott Wilkens

Durkin ML, Marchese D, **Robinson MD**, Ramgopal M. Catastrophic antiphospholipid syndrome (CAPS) induced by influenza A virus, subtype H1N1. *BMJ Case Rep* 2013 doi:10.1136/bcr-2013-200474.

L. L. Ross, **M.D. Robinson**, G.Carosi , A. Lazzarin, H. Stellbrink, G. Moyle N. Givens, W. G. Nichols. Impact of HIV Subtype on Response and Resistance in Antiretroviral-Naïve Adults Comparing Treatment with Once Daily versus Twice Daily Ritonavir Boosted Fosamprenavir in Combination with Abacavir/Lamivudine. *Drugs and Therapy Studies*.2012;volume 2:e1.

M.L. Lim, S.S. Min, J.J. Eron, R. Bertz, **M. Robinson**, A. Gaedigk, A.D.M. Kashuba. Coadministration of Lopinavir/Ritonavir (LPV/r) and Phenytoin (PHT) results in a Two-Way Drug Interaction through Cytochrome P-450 Induction. *J Acquir Immune Defic Syndr* 2004;36:1034-1040.

Jayaweera DT, Scerpella E, **Robinson M**, Rode R, Campo R, et al. The Safety and Efficacy of Indinavir and Ritonavir (400/400 mg) in HIV-I infected Individuals from an Inner City Minority Population: A Pilot Study. *International J of STD and AIDS* 2003;14:D841.1-5

Luber A, Corelli R, Flaherty J, Kostiuk K, **Robinson M**, Guglielmo BJ. The Evolution of an Antimicrobial Review System at a University Hospital. *Journal of Infectious Disease Pharmacotherapy*. 1996 vol 2(2), pp. 65-85.

Ryan GM, **Robinson M**. Dyslipidemia. *U. S. Pharmacist*. 2000; 25:pp. HS39-50.

Hileman SJ, Luque CA, **Robinson M**. Gatifloxacin: a new fluoroquinolone antibiotic. *Pharmacy & Therapeutics*. 1999;Vol.24:pp. 515-21.

Daniel KP, **Robinson M**. Update on the treatment of Sexually Transmitted Diseases (STDs). *U.S. Pharmacist*. 1999; 24: pp. HS5-HS21.

Martinez RM, **Robinson MD**, Serrano J. The Role of Synercid in Gram-positive Resistance. *Pharmacy Practice News*.1998;2:2-4.

**Robinson M**. Hypertension, the Silent Killer, *Community Pharmacy Section Bronx News*, New York City. January 1992.

Kashuba A., **Robinson M**. Opportunistic Infections in HIV Patients In: *Applied Therapeutics: The Clinical Use of Drugs*. Eighth Edition. Edited by Koda Kimble MA, Young LY, Kradjan WA, Guglielmo BJ. Lippincott, Williams and Wilkins 2005.

**Robinson M**: Opportunistic Infections in HIV Patients. In: *Applied Therapeutics: The Clinical Use of Drugs*. Edited by Koda Kimble MA, Young LY. Lippincott, Williams and Wilkins 2001:68-1-48

**Robinson M**. Intraabdominal Infections. In: *Textbook of Therapeutics: Drug and Disease Management* (7th Edition). Edited by Herfindal ET, Gourly DR. Baltimore: Lippincott,Williams and Wilkins 2000:1467-1477.

Kapusnik-Uner JE, **Robinson M**, Sande MA. Antimicrobial Therapy in the Critical Care Setting. In: *Textbook of Critical Care*. (4th Edition). Edited by Lindon, PK. Philadelphia; WB Saunders Company; 1999:659-674.

**Robinson M.** Infectious Diseases: Human Immunodeficiency virus patient cases. *Workbook for Clinical Pharmacy and Therapeutics* (6th Edition). Edited by Schroeder DJ, Gourly DR, Herfindal ET. Baltimore: Williams and Wilkins 1996.

## Professional Abstracts

Moti N. Ramgopal, MD; Vishal Dahya, MD, **Marjorie Robinson, Pharm D**, Sharon Isem, Frank Teets and Scott Michael. The Origin of the Dengue Virus Outbreak in Marin County, Florida USA 2013. Programs and Abstracts of the Infectious Diseases Society of America, (IDSA) ID week, October 8-12, 2014. Pennsylvania, Philadelphia. Abstract: 48016

**V. Dahya**, K. Nandra, P. Chalasani, M. Ramgopal, **M. Robinson** Utilizing Computed Tomographic Angiography to Evaluate Coronary Artery Disc in Patients on Long Term Antiretroviral Therapy. Abstracts of the 54th Interscience Conference on Antimicrobial Agents and Chemotherapy (ICAAC). Washington, DC, September 5-9<sup>th</sup> 2014. Abstract # H-1646a.

D Jayaweera, **M Robinson** H Archer and H Riviera. A Dedicated Minority Clinic for HIV Patients- A Strategy to Achieve HIV Treatment Success. Programs and Abstracts of the 8th International Congress on Drug Therapy in HIV. Glasgow, UK, November 2006. Abstract # 950..

M.L. Lim, S.S. Min, J.J. Eron, R. Bertz, **M. Robinson**, A. Gaedigk, A.D.M. Kashuba. A Two-Way Drug Interaction Between Lopinavir/Ritonavir (LPV/r) and Phenytoin (PHT). Programs and Abstracts of 10th Conference on Retroviruses and Opportunistic Infections, Boston, Mass., February 2003. Abstract 535.

J.L. Guest, D. Rimland, J.M. Tschampa, K.E. DeSilva, **M.D. Robinson**. Comparison of Diarrhea in Patients on a Nelfinavir-Containing Regimen Followed by a Lopinavir/Ritonavir-Containing Regimen: Data from HAVACS Programs and Abstracts of DART, Naples, Florida, December 2002.

G Pierone Jr., J Mieras, C Kantor, D Bulgin-Coleman, J Shearer, R Moore, L Fontaine, **M Robinson**. Kaletra (LPV/r) Monotherapy for Treatment of HIV Infection. Programs and Abstracts of DART, Naples, Florida, December 2002.

Cruickshank F, **Robinson M**, Dowdy L. Retrospective Study of Cryptococcal Infections: Outcome using 5FU. Programs and Abstracts of the Infectious Diseases Society of America, (IDSA), San Francisco, California, 2001.

**Robinson M**, Gold T, Kiernan W, Alvarez M. A retrospective multi-center analysis of treatment trends in community-acquired pneumonia using a performance measure computer software program. Program and Abstracts of the American Society of Health-System Pharmacist Midyear Clinical Meeting. Las Vegas, Nevada. December 2000.

Alea-Barroso C, Cruickshank F, Dowdy L, Dickinson G, **Robinson M**. Aspergillus terreus treated with Itraconazole and terbinafine. A Pharmacokinetic evaluation. Programs and Abstracts of the Infectious Diseases Society of America, (IDSA) New Orleans, Louisiana, October 2000.

Cruickshank F, Chan J, **Robinson M**. Eradication of Multidrug-Resistant (MDR) Pseudomonas bacteremia in a severely immunocompromised HIV patient utilizing the pharmacodynamic parameters of continuous infusion piperacillin, Programs and Abstracts of the 5th International Congress on Drug Therapy in HIV. Glasgow, UK, October 2000.

Zalewski S, Lai L, **Robinson M**. Antiretroviral Trends in Pregnancy Podium Presentation at the 147th Annual Meeting and Exposition of the American Pharmaceutical Association (AphA), Washington, DC, March 10-14, 2000.

**Robinson M**, Lancaster T, Warren G. The Role of Infectious Diseases Ambulatory Care Pharmacist in the Care of the HIV Patient. Programs and Abstracts of the American College of Clinical Pharmacy (ACCP) Spring Practice and Research Forum. Panama City, Florida, April 6-9, 1997.

Guglielmo BJ, Corelli R, Flaherty J, Kostiuk K, Lubner A, **Robinson M**, Jacobs R. Antimicrobial Monitoring System, Improves Therapeutic Efficacy and Reduces Toxicity in Hospitalized Patients. Abstracts of the 36th Interscience Conference on Antimicrobial Agents and Chemotherapy (ICAAC). New Orleans, Louisiana, September 1996.

Guglielmo BJ, **Robinson M**. The Pharmacokinetics and Pharmacodynamics of Oral Itraconazole in Immunocompromised Patients. Programs and Abstracts of the 7th International Congress for Infectious Diseases. (ICID) Hong Kong, China, June 10-13, 1996.

**Robinson M**, Guglielmo BJ. The correlation of antimicrobial selection with the incidence of Clostridium difficile colitis (CDC). Programs and Abstracts of the American College of Clinical Pharmacy (ACCP) Winter Practice and Research Forum. Orlando, Florida, February 1995.

**Robinson M**. The Influence of antimicrobial selection with the incidence of Clostridium difficile colitis. Platform presentation at the 1995 Western states conference for Pharmacy residents, fellows and preceptors, Asilomar conference center Pacific Grove, California, May 21-24, 1995

Graham KK, Sutton EJ, Glaze D, Schwartz D, **Robinson M**. Pharmacist-Based *Pneumocystis carinii* Pneumonia Continuous Quality Improvement (CQI) Program. Program and Abstracts of the American Society of Health-System Pharmacist Midyear Clinical Meeting. Miami Beach, Florida, December 1994.

## Teaching Experience (1992 –2004)

Lecturer, Principles of Infectious Diseases, Bugs & Drugs; Clinical Pharmacology 111, School of Graduate Medical Sciences, Barry University, Florida (2004)

Lecturer, AIDS: Opportunistic Infections, Part I & II, Disease State Management & Advanced Therapeutics II, College of Pharmacy, Nova Southeastern University (1999-2001)

Lecturer, Respiratory Infections, Meningitis Immunocompromised, Host Infections, Skin and Soft tissue Infections, Fungal Infection, Urinary Tract Infections, Intra-abdominal Infections, and Endocarditis (1995-1999)

Advanced Pharmacology & Therapeutics II, College of Pharmacy, Nova Southeastern University (1995-1999)

Preceptor: Infectious Diseases and HIV Rotations, Imperial Point Medical Center, Jackson Memorial Hospital (1995-1999)

Lecturer, Antiretrovirals, Pharmacology 134, School of Pharmacy, University of California, San Francisco (1994-1995)

Lecturer, Fungal Infections in AIDS Patients, Clinical Pharmacy 131, School of Pharmacy, University of California, San Francisco (1994-1995)

Lecturer, Microorganisms Mechanism of Drug Resistance, Microbiology 121, School of Pharmacy, University of California, San Francisco (1994-1995)

Lecturer, BioPharmaceutics, College of Pharmacy, St. Johns University, Queens NY (1992-1993)

### **Professional Organizations**

American Academy of HIV Medicine (AAHIVM)  
Pharmaceutical Society of Jamaica (PSJ)  
American Society of Microbiology (ASM)  
Florida Pharmacy Association (FPA)  
Florida Society of Health-System Pharmacists (FSHP)  
Professional Compounding Centers of America (PCCA)  
Caribbean Association of Pharmacists (CAP)  
Commonwealth Pharmacists Association (CPA)  
International Academy of Compounding Pharmacist (IACP)

### **Board Memberships**

2009-2012	Dean's Advisory Board College of Pharmacy, Nova Southeastern University (NSU)
2008-2009	Factor Health Management group.
2006-2009	College of Pharmacy International Advisory Board, Nova Southeastern University (NSU)
2001-2005	Pharmacy Admissions Committee, Nova Southeastern University (NSU)
2000-2005	Dean's Advisory Board College of Pharmacy, Nova Southeastern University (NSU)
1999-2002	Advisory Board for People With AIDS Coalition (PWAC)

**Bist, Kevin**

---

**From:** Bist, Kevin  
**Sent:** Monday, February 02, 2015 11:17 AM  
**To:** Nelson, Patricia A  
**Subject:** FW: Negotiated rulemaking committee

Would you like me to reply to Mr. Padgett?

Kevin

---

**From:** Ryan Padgett [mailto:RPadgett@flcities.com]  
**Sent:** Monday, February 02, 2015 11:15 AM  
**To:** zzzz Feedback, Compassionate Use  
**Subject:** Negotiated rulemaking committee

Good morning Ms. Nelson,

On January 20, 2015, I submitted an application to participate on the negotiated rulemaking committee on behalf of local governments. I have not received a response to the application. I am highly interested on serving on the committee and would appreciate any information you may have.

Thank you in advance,

RGP

Ryan G. Padgett  
Assistant General Counsel  
Florida League of Cities  
Office: 850-701-3616  
Cell: 904-742-0360  
Fax: 850-222-3806  
**Web:** [www.floridaleagueofcities.com](http://www.floridaleagueofcities.com)



## Bist, Kevin

---

**From:** Nelson, Patricia A  
**Sent:** Monday, February 02, 2015 11:18 AM  
**To:** Bist, Kevin  
**Subject:** RE: Negotiated rulemaking committee

No, thank you. He will be getting a formal letter in the next 2-3 days.

---

**From:** Bist, Kevin  
**Sent:** Monday, February 02, 2015 11:17 AM  
**To:** Nelson, Patricia A  
**Subject:** FW: Negotiated rulemaking committee

Would you like me to reply to Mr. Padgett?

Kevin

---

**From:** Ryan Padgett [<mailto:RPadgett@flcities.com>]  
**Sent:** Monday, February 02, 2015 11:15 AM  
**To:** zzzz Feedback, Compassionate Use  
**Subject:** Negotiated rulemaking committee

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Thank you in advance,

RGP

Ryan G. Padgett  
Assistant General Counsel  
Florida League of Cities  
Office: 850-701-3616  
Cell: 904-742-0360  
Fax: 850-222-3806  
**Web:** [www.floridaleagueofcities.com](http://www.floridaleagueofcities.com)



**Mission:**

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.



**Rick Scott**  
Governor

**John H. Armstrong, MD, FACS**  
State Surgeon General & Secretary

**Vision:** To be the Healthiest State in the Nation

---

February 2, 2015

Ryan Padgett  
Florida League of Cities, Inc.  
PO Box 1757  
Tallahassee, Florida 32302

Re: Negotiated Rulemaking 64-4, F.A.C.

Dear Mr. Padgett:

Thank you for your application requesting participation as a panelist in the Department's negotiated rulemaking session set for Wednesday, February 4 and Thursday, February 5, 2015. Upon a careful review of your application and consideration of the goal to create a balanced committee of interested persons, the Department has determined that the interests you seek to represent are adequately represented by other panelists. Accordingly, your application to participate is denied.

Sincerely,

Patricia Nelson  
Director

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Governor

**John H. Armstrong, MD, FACS**  
State Surgeon General & Secretary

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---

February 2, 2015

Dr. Lyttleton Stewart  
Senior Director, Product Development and Strategy  
AmEx Pharmacy Group  
1515 Elizabeth Street  
Melbourne, Florida 32901

Re: Negotiated Rulemaking 64-4, F.A.C.

Dear Dr. Stewart:

Thank you for your application requesting participation as a panelist in the Department's negotiated rulemaking session set for Wednesday, February 4 and Thursday, February 5, 2015. Upon a careful review of your application and consideration of the goal to create a balanced committee of interested persons, the Department has determined that the interests you seek to represent are adequately represented by other panelists. Accordingly, your application to participate is denied.

Sincerely,

Patricia Nelson  
Director  
Office of Compassionate Use

---

**Florida Department of Health**

Office of Compassionate Use  
4025 Esplanade Way, Bin #A-06  
Tallahassee, FL 32399-1708  
PHONE: 850-245-4658

**www.FloridaHealth.gov**

TWITTER: HealthyFLA  
FACEBOOK: FLDepartmentofHealth  
YOUTUBE: fldoh  
FLICKR: HealthyFla  
PINTEREST: HealthyFla

**Mission:**

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Governor

**John H. Armstrong, MD, FACS**  
State Surgeon General & Secretary

**Vision:** To be the Healthiest State in the Nation

February 2, 2015

Mary Lynn Mathre  
President  
Patients Out of Time  
1472 Fish Pond Road  
Howardsville, VA 24562

Re: Negotiated Rulemaking 64-4, F.A.C.

Dear Ms. Mathre:

Thank you for your application requesting participation as a panelist in the Department's negotiated rulemaking session set for Wednesday, February 4 and Thursday, February 5, 2015. Upon a careful review of your application and consideration of the goal to create a balanced committee of interested persons, the Department has determined that the interests you seek to represent are adequately represented by other panelists. Accordingly, your application to participate is denied.

Sincerely,

Patricia Nelson  
Director

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Governor

**John H. Armstrong, MD, FACS**  
State Surgeon General & Secretary

**Vision:** To be the Healthiest State in the Nation

---

February 2, 2015

Tom Terwilliger  
3160 NW 1<sup>st</sup> Avenue  
Pompano Beach, Florida 33064

Re: Negotiated Rulemaking 64-4, F.A.C.

Dear Mr. Terwilliger:

Thank you for your application requesting participation as a panelist in the Department's negotiated rulemaking session set for Wednesday, February 4 and Thursday, February 5, 2015. Upon a careful review of your application and consideration of the goal to create a balanced committee of interested persons, the Department has determined that the interests you seek to represent are adequately represented by other panelists. Accordingly, your application to participate is denied.

Sincerely,

Patricia Nelson  
Director

---

**Florida Department of Health**

Office of Compassionate Use  
4025 Esplanade Way, Bin #A-06  
Tallahassee, FL 32399-1708  
PHONE: 850-245-4658

**www.FloridaHealth.gov**

TWITTER: HealthyFLA  
FACEBOOK: FLDepartmentofHealth  
YOUTUBE: fidoh  
FLICKR: HealthyFla  
PINTEREST: HealthyFla

## Bist, Kevin

---

**From:** darrin@growhealthy.com  
**Sent:** Tuesday, February 03, 2015 11:13 AM  
**To:** Sachs, Taylor  
**Cc:** Nelson, Patricia A  
**Subject:** Re: Rulemaking Hearing Information

Hello Taylor,

I hope you have received my email concerning Jason's Deli....I'm in. Let me know of how you would like me to pay for this service, cash?

Also, I have not received any direction as to where and what time the panel is meeting. I arrived in Tallahassee last night and am scheduled to be here through Friday. I am looking forward to meeting and getting to work. Please send location and time info.

Thank you,

Darrin Potter

863-514-8036

On 2015-01-30 16:11, Sachs, Taylor wrote:

Good afternoon Committee Members,

Patty is excited to see everyone and ready to get some work done.

In preparation for next week's negotiation, please review the following:

- 1.) There will be reserved parking for all committee members. Detailed instructions will be sent early next week.
- 2.) We intend to take very short breaks, even for breakfast and lunch (no more than 30 minutes for lunch). Please be aware that there are not many options for food in the immediate area; therefore, the Department would like to order catered lunch from Jason's Deli on BOTH days for any committee member who chooses this option. The Jason's Deli package includes both breakfast and lunch (with beverages) as well as afternoon snacks. The price will be approximately \$25.00 per person. The Department would like to pay for everyone's food but unfortunately cannot.
- 3.) We will discuss dinner options during the day.

If you would like to opt in to the Jason's Deli package, please let us know as soon as possible. We understand if you would rather not opt in, but it would help to ensure the hearing is as seamless as possible. If you do not opt in, make sure you make arrangements for meals given the short break times.

We will discuss ordering options once the Department knows how many members would like to participate.

Thank you and have a great weekend.

Taylor

Taylor G. Sachs, Gubernatorial Fellow  
Office of Compassionate Use  
Florida Department of Health  
W: 850-245-4634  
P: 561-901-0898

**Bist, Kevin**

---

**From:** Sachs, Taylor  
**Sent:** Tuesday, February 03, 2015 11:24 AM  
**To:** darrin@growhealthy.com  
**Cc:** Nelson, Patricia A  
**Subject:** RE: Rulemaking Hearing Information

Darrin,

Thank you for following-up. We have received your email confirmation for Jason's Deli. The best payment option will be cash, I will email you this morning with the final price.

Please see below for location and time information:

**NEGOTIATED RULEMAKING COMMITTEE MEETING:**

The committee will meet at the following date, time, and place to discuss rule development: February 4, 2015, 8:00 a.m. - 10:00 p.m. and February 5, 2015, 8:00 a.m. until concluded, **Department of Health, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399.**

Please let me know if you have additional questions or concerns.

Thank you,  
Taylor

---

**From:** [darrin@growhealthy.com](mailto:darrin@growhealthy.com) [<mailto:darrin@growhealthy.com>]  
**Sent:** Tuesday, February 03, 2015 11:13 AM  
**To:** Sachs, Taylor  
**Cc:** Nelson, Patricia A  
**Subject:** Re: Rulemaking Hearing Information

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Darrin Potter

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- 3.) We will discuss dinner options during the day.

If you would like to opt in to the Jason's Deli package, please let us know as soon as possible. We understand if you would rather not opt in, but it would help to ensure the hearing is as seamless as possible. If you do not opt in, make sure you make arrangements for meals given the short break times.

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Taylor

Taylor G. Sachs, Gubernatorial Fellow  
Office of Compassionate Use  
Florida Department of Health  
W: 850-245-4634  
P: 561-901-0898

**Bist, Kevin**

---

**From:** Sachs, Taylor  
**Sent:** Tuesday, February 03, 2015 12:03 PM  
**To:** Nelson, Patricia A  
**Subject:** RE: Rulemaking Hearing Information

Ok, on it now.

Let me know if you'd like me to send a final email to all the members that reiterates the details.

---

**From:** Nelson, Patricia A  
**Sent:** Tuesday, February 03, 2015 12:02 PM  
**To:** Sachs, Taylor  
**Subject:** RE: Rulemaking Hearing Information

You may want to let him know that when he gets here there will be parking reserved for committee members.

---

**From:** Sachs, Taylor  
**Sent:** Tuesday, February 03, 2015 11:24 AM  
**To:** [darrin@growhealthy.com](mailto:darrin@growhealthy.com)  
**Cc:** Nelson, Patricia A  
**Subject:** RE: Rulemaking Hearing Information

Darrin,

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Please let me know if you have additional questions or concerns.

Thank you,  
Taylor

---

**From:** [darrin@growhealthy.com](mailto:darrin@growhealthy.com) [<mailto:darrin@growhealthy.com>]  
**Sent:** Tuesday, February 03, 2015 11:13 AM  
**To:** Sachs, Taylor  
**Cc:** Nelson, Patricia A  
**Subject:** Re: Rulemaking Hearing Information

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- 3.) We will discuss dinner options during the day.

If you would like to opt in to the Jason's Deli package, please let us know as soon as possible. We understand if you would rather not opt in, but it would help to ensure the hearing is as seamless as possible. If you do not opt in, make sure you make arrangements for meals given the short break times.

We will discuss ordering options once the Department knows how many members would like to participate.

Thank you and have a great weekend.

Taylor

Taylor G. Sachs, Gubernatorial Fellow  
Office of Compassionate Use  
Florida Department of Health  
W: 850-245-4634  
P: 561-901-0898

**Bist, Kevin**

---

**From:** Sachs, Taylor  
**Sent:** Tuesday, February 03, 2015 2:35 PM  
**To:** bruce@knoxnursery.com  
**Cc:** Nelson, Patricia A  
**Subject:** RE: Rulemaking Hearing Information

Bruce,

Thank you for following-up. We have received your email confirmation for Jason's Deli. The best payment option will be cash, I will email you later today with the final price.

With regards to parking, there will be reserved spaces for each committee member in front of the building.

Please see below for location and time information:

**NEGOTIATED RULEMAKING COMMITTEE MEETING:**

The committee will meet at the following date, time, and place to discuss rule development: February 4, 2015, 8:00 a.m. - 10:00 p.m. and February 5, 2015, 8:00 a.m. until conclude:

**Department of Health, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399.**

We will send a follow-up email with more details this afternoon.

Thank you,  
Taylor

---

**From:** Bruce Knox [mailto:[bruce@knoxnursery.com](mailto:bruce@knoxnursery.com)]  
**Sent:** Tuesday, February 03, 2015 1:31 PM  
**To:** Sachs, Taylor  
**Subject:** RE: Rulemaking Hearing Information

Good afternoon Taylor.  
I would like to opt in for the lunch option from Jason's deli.

Thanks in advance,  
Bruce Knox  
407-948-9618



---

**From:** Sachs, Taylor [mailto:Taylor.Sachs@flhealth.gov]

**Sent:** Friday, January 30, 2015 4:12 PM

**Cc:** Nelson, Patricia A

**Subject:** Rulemaking Hearing Information

Good afternoon Committee Members,

Patty is excited to see everyone and ready to get some work done.

In preparation for next week's negotiation, please review the following:

- 1.) There will be reserved parking for all committee members. Detailed instructions will be sent early next week.
- 2.) We intend to take very short breaks, even for breakfast and lunch (no more than 30 minutes for lunch). Please be aware that there are not many options for food in the immediate area; therefore, the Department would like to order catered lunch from Jason's Deli on BOTH days for any committee member who chooses this option. The Jason's Deli package includes both breakfast and lunch (with beverages) as well as afternoon snacks. The price will be approximately \$25.00 per person. The Department would like to pay for everyone's food but unfortunately cannot.
- 3.) We will discuss dinner options during the day.

If you would like to opt in to the Jason's Deli package, please let us know as soon as possible. We understand if you would rather not opt in, but it would help to ensure the hearing is as seamless as possible. If you do not opt in, make sure you make arrangements for meals given the short break times.

We will discuss ordering options once the Department knows how many members would like to participate.

Thank you and have a great weekend.

Taylor

Taylor G. Sachs, Gubernatorial Fellow  
Office of Compassionate Use  
Florida Department of Health  
W: 850-245-4634  
P: 561-901-0898

**Bist, Kevin**

---

**From:** Bruce Knox <bruce@knoxnursery.com>  
**Sent:** Tuesday, February 03, 2015 2:39 PM  
**To:** Sachs, Taylor  
**Cc:** Nelson, Patricia A  
**Subject:** RE: Rulemaking Hearing Information

Taylor,

Thanks very much for the information.

Regards,  
Bruce Knox  
407-948-9618

---

**From:** Sachs, Taylor [<mailto:Taylor.Sachs@flhealth.gov>]  
**Sent:** Tuesday, February 03, 2015 2:35 PM  
**To:** Bruce Knox  
**Cc:** Nelson, Patricia A  
**Subject:** RE: Rulemaking Hearing Information

Bruce,

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**Department of Health, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399.**

We will send a follow-up email with more details this afternoon.

Thank you,  
Taylor

---

**From:** Bruce Knox [<mailto:bruce@knoxnursery.com>]  
**Sent:** Tuesday, February 03, 2015 1:31 PM  
**To:** Sachs, Taylor  
**Subject:** RE: Rulemaking Hearing Information

Good afternoon Taylor.  
I would like to opt in for the lunch option from Jason's deli.

Thanks in advance,  
Bruce Knox  
407-948-9618



---

**From:** Sachs, Taylor [<mailto:Taylor.Sachs@flhealth.gov>]  
**Sent:** Friday, January 30, 2015 4:12 PM  
**Cc:** Nelson, Patricia A  
**Subject:** Rulemaking Hearing Information

Good afternoon Committee Members,

Patty is excited to see everyone and ready to get some work done.

In preparation for next week's negotiation, please review the following:

- 1.) There will be reserved parking for all committee members. Detailed instructions will be sent early next week.
- 2.) We intend to take very short breaks, even for breakfast and lunch (no more than 30 minutes for lunch). Please be aware that there are not many options for food in the immediate area; therefore, the Department would like to order catered lunch from Jason's Deli on BOTH days for any committee member who chooses this option. The Jason's Deli package includes both breakfast and lunch (with beverages) as well as afternoon snacks. The price will be approximately \$25.00 per person. The Department would like to pay for everyone's food but unfortunately cannot.
- 3.) We will discuss dinner options during the day.

If you would like to opt in to the Jason's Deli package, please let us know as soon as possible. We understand if you would rather not opt in, but it would help to ensure the hearing is as seamless as possible. If you do not opt in, make sure you make arrangements for meals given the short break times.

We will discuss ordering options once the Department knows how many members would like to participate.

Thank you and have a great weekend.

Taylor

Taylor G. Sachs, Gubernatorial Fellow  
Office of Compassionate Use  
Florida Department of Health  
W: 850-245-4634  
P: 561-901-0898

## Bist, Kevin

---

**From:** Jeffrey Block <docblock@bellsouth.net>  
**Sent:** Tuesday, February 03, 2015 3:13 PM  
**To:** Nelson, Patricia A  
**Subject:** Dr. Block seating tomorrow.

Hi Patty.

Although Donna Blanton and I have never met or spoken, but would you please sit me next to Donna Blanton for the meeting?

I am looking to learn what I don't have meaningful experience with re: the legal process.

Between your input and hers, I will be more efficient in assisting the committee with that proximity.

Thanks, and see you in the morning.

Dr. Jeff Block

Jeffrey S. Block, M.D. '82  
DocBlock@bellsouth.net  
President, University of Miami Medical Alumni Association  
Director, Block Botanical Gardens  
President, Nurturing Nature, LLC  
Direct: 305-793-9222



## Bist, Kevin

---

**From:** Nelson, Patricia A  
**Sent:** Tuesday, February 03, 2015 3:16 PM  
**To:** 'Jeffrey Block'  
**Subject:** RE: Dr. Block seating tomorrow.

Sure!

---

**From:** Jeffrey Block [<mailto:docblock@bellsouth.net>]  
**Sent:** Tuesday, February 03, 2015 3:13 PM  
**To:** Nelson, Patricia A  
**Subject:** Dr. Block seating tomorrow.

Hi Patty.

Although Donna Blanton and I have never met or spoken, but would you please sit me next to Donna Blanton for the meeting?

I am looking to learn what I don't have meaningful experience with re: the legal process.

Between your input and hers, I will be more efficient in assisting the committee with that proximity.

Thanks, and see you in the morning.

Dr. Jeff Block

Jeffrey S. Block, M.D. '82  
DocBlock@bellsouth.net  
President, University of Miami Medical Alumni Association  
Director, Block Botanical Gardens  
President, Nurturing Nature, LLC  
Direct: 305-793-9222



**Bist, Kevin**

---

**From:** taylorgiuliano@googlemail.com on behalf of Taylor Sachs <Taylor@taylorsachs.com>  
**Sent:** Tuesday, February 03, 2015 5:16 PM  
**To:** Nelson, Patricia A  
**Subject:** Jason's Deli

Hey Patty,

Updated our Jason's Deli order for the three additional members. Let me know if any others emailed us since I left.

Thanks,  
Taylor

--

Taylor G. Sachs  
Cell: [561.901.0898](tel:561.901.0898)  
Direct: [202.684.9583](tel:202.684.9583)  
Email: [taylor@taylorsachs.com](mailto:taylor@taylorsachs.com)

## **Bist, Kevin**

---

**From:** Nelson, Patricia A  
**Sent:** Tuesday, February 03, 2015 6:39 PM  
**To:** Bruce Knox; Darrin Potter; Donna Blanton; Dr. Jeffrey Block; George Hackney; Holley Moseley; Jill Lamoureux; joelstanley@msn.com; John Tipton; Pedro Freyre; Robert Wallace  
**Cc:** Sachs, Taylor; Bist, Kevin  
**Subject:** Last Minute Information  
**Attachments:** Negotiated Rulemaking Agenda.docx; Directions&Parking.pdf

Hello, Everyone!

We are looking forward to seeing all of you tomorrow morning bright and early. The negotiation will start promptly at 8, so please give yourself enough travel time. I think there are still some people who have not opted into the group lunch. That is fine, just remember, we have 15 minute comfort breaks and 30 minute meal breaks. The agenda is attached for your reference. If you want to opt in but have not done so, feel free to let me know.

I have also attached a PDF that gives detailed directions and parking instructions. Please park in the spaces reserved for the negotiating committee.

Let me know if you have any questions.

Patty

Patricia Nelson  
Director  
Office of Compassionate Use  
Florida Department of Health



Office of Compassionate Use  
Negotiated Rulemaking  
February 4&5, 2015

February 4

8:00 a.m.	Take seats and come to order
8:05 a.m.	Opening statement of Jason O'Steen, Mediator
8:15 a.m.	Introduction of panel members
8:45a.m.	Begin negotiation
10:45 a.m.	Break
11:00 a.m.	Resume negotiation
1:00 p.m.	Break for lunch
1:30 p.m.	Resume negotiation
3:30 p.m.	Break
3:45 p.m.	Resume negotiation
6:00 p.m.	Break for dinner
6:30 p.m.	Resume negotiation
8:30 p.m.	Break
8:45 p.m.	Resume negotiation
9:45 p.m.	Wrap-up and plan for Thursday

To Apalachee Parkway

Merchants Row Boulevard

To Employee Parking

**Directions**

The Capital Circle Office Center is located Southeast of Tallahassee on State Highway 319 between the Apalachee Parkway and Tram Road.

**From Interstate 10**  
Exit the Interstate at the Thomasville Road intersection and drive South on Capital Circle for 8.5 miles. The Office Center will be on your left.

**From Highway 90 East & The Apalachee Parkway**  
Drive South on the Capital Circle. The Office Center is 2.9 miles south of the Apalachee Parkway. The Office Center will be on your left.

**From the Airport**  
Drive East on Capital Circle for 7.7 mile. The Office Center will be just past Tram Road on your right.

Capital Circle Southeast

Visitor Entrance

Traffic Light

Shumard Oak Boulevard

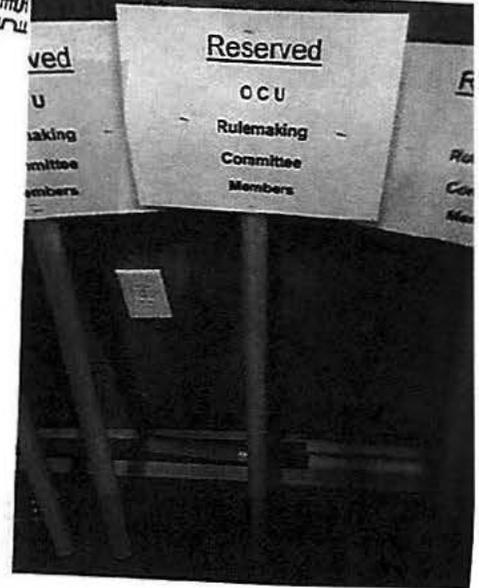
**Visitor Parking**

Visitor parking is available in front of buildings.

To Airport



Look for this sign



Parking for the Negotiating Comm. Members is reserved between Bldgs. 4042 + 4052. At the place marked above. Your parking places will be marked by this sign. You can access via Shumard Oak or Merchants Row.

## Bist, Kevin

---

**From:** Joel <joelstanley@msn.com>  
**Sent:** Tuesday, February 03, 2015 7:33 PM  
**To:** Nelson, Patricia A  
**Subject:** RE: Last Minute Information

Thanks Patricia,  
If it's still possible to opt in for lunch, I would like to. Sorry so late on this. I understand if it's too late.

Joel

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

**From:** "Nelson, Patricia A"  
**Date:** 02/03/2015 6:39 PM (GMT-05:00)  
**To:** [bruce@knoxnursery.com](mailto:bruce@knoxnursery.com), [darrin@growhealthy.com](mailto:darrin@growhealthy.com), Donna Blanton , "Dr. Jeffrey Block" , George Hackney , [holleybythesea41@yahoo.com](mailto:holleybythesea41@yahoo.com), Jill Lamoureux , [joelstanley@msn.com](mailto:joelstanley@msn.com), [jotipton@tampabay.rr.com](mailto:jotipton@tampabay.rr.com), Pedro Freyre , [chnuts@gmail.com](mailto:chnuts@gmail.com)  
**Cc:** "Sachs, Taylor" , "Bist, Kevin"  
**Subject:** Last Minute Information

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Patty

Patricia Nelson

Director

Office of Compassionate Use

Florida Department of Health



STATE & FEDERAL  
GOVERNMENT &  
ADMINISTRATIVE  
PRACTICE

## Bist, Kevin

---

**From:** Nelson, Patricia A  
**Sent:** Tuesday, February 03, 2015 8:01 PM  
**To:** Joel  
**Cc:** Taylor Sachs; Sachs, Taylor  
**Subject:** Re: Last Minute Information

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**Cc:** "Sachs, Taylor" <[Taylor.Sachs@flhealth.gov](mailto:Taylor.Sachs@flhealth.gov)>, "Bist, Kevin" <[Kevin.Bist@flhealth.gov](mailto:Kevin.Bist@flhealth.gov)>  
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STATE & FEDERAL  
GOVERNMENT &  
ADMINISTRATIVE  
PRACTICE

## Bist, Kevin

---

**From:** taylorgiuliano@googlemail.com on behalf of Taylor Sachs <Taylor@taylorsachs.com>  
**Sent:** Tuesday, February 03, 2015 10:42 PM  
**To:** Nelson, Patricia A  
**Subject:** Re: Last Minute Information

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See you soon!

Taylor

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**To:** bruce@knoxnursery.com, darrin@growhealthy.com, Donna Blanton <dblanton@radeylaw.com>, "Dr. Jeffrey Block" <docblock@bellsouth.net>, George Hackney <george@hackneynursery.com>, holleybythesea41@yahoo.com, Jill Lamoureux <jill.lamoureux@cannlabs.com>, joelstanley@msn.com, jotiption@tampabay.rr.com, Pedro Freyre <pedro@costafarms.com>, chnuts@gmail.com  
**Cc:** "Sachs, Taylor" <Taylor.Sachs@flhealth.gov>, "Bist, Kevin" <Kevin.Bist@flhealth.gov>  
**Subject:** Last Minute Information

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Florida Department of Health



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**Taylor G. Sachs**  
Cell: [561.901.0898](tel:561.901.0898)  
Direct: [202.684.9583](tel:202.684.9583)  
Email: [taylor@taylorsachs.com](mailto:taylor@taylorsachs.com)

## Bist, Kevin

---

**From:** Nelson, Patricia A  
**Sent:** Wednesday, February 04, 2015 5:33 AM  
**To:** Taylor Sachs; Sachs, Taylor  
**Subject:** Re: Last Minute Information

Thank you, Taylor. We also have more comments to put in the binders. I will put them in the comments folder. If you get there before me, please start printing and copying. Also, we now have 2 cost estimates. I think there is a folder for that in zzzz. If not, I'll print those as soon as I get there because we really need to include those for discussion as well.

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<[pedro@costafarms.com](mailto:pedro@costafarms.com)>, [chnuts@gmail.com](mailto:chnuts@gmail.com)  
Cc: "Sachs, Taylor" <[Taylor.Sachs@flhealth.gov](mailto:Taylor.Sachs@flhealth.gov)>, "Bist, Kevin"  
<[Kevin.Bist@flhealth.gov](mailto:Kevin.Bist@flhealth.gov)>  
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Patricia Nelson

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Florida Department of Health

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Direct: [202.684.9583](tel:202.684.9583)  
Email: [taylor@taylorsachs.com](mailto:taylor@taylorsachs.com)

## Bist, Kevin

---

**From:** taylorgiuliano@googlemail.com on behalf of Taylor Sachs <Taylor@taylorsachs.com>  
**Sent:** Wednesday, February 04, 2015 6:54 AM  
**To:** Nelson, Patricia A  
**Cc:** Sachs, Taylor  
**Subject:** Re: Last Minute Information

Ok, I'll go straight to our office to print these things and bring them over to the meeting.

On Wed, Feb 4, 2015 at 5:33 AM, Nelson, Patricia A <Patricia.Nelson@flhealth.gov> wrote:  
Thank you, Taylor. We also have more comments to put in the binders. I will put them in the comments folder. If you get there before me, please start printing and copying. Also, we now have 2 cost estimates. I think there is a folder for that in zzzz. If not, I'll print those as soon as I get there because we really need to include those for discussion as well.

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[holleybythesea41@yahoo.com](mailto:holleybythesea41@yahoo.com), Jill Lamoureux <[jill.lamoureux@cannlabs.com](mailto:jill.lamoureux@cannlabs.com)>,  
[joelstanley@msn.com](mailto:joelstanley@msn.com), [jotipton@tampabay.rr.com](mailto:jotipton@tampabay.rr.com), Pedro Freyre  
<[pedro@costafarms.com](mailto:pedro@costafarms.com)>, [chnuts@gmail.com](mailto:chnuts@gmail.com)  
Cc: "Sachs, Taylor" <[Taylor.Sachs@flhealth.gov](mailto:Taylor.Sachs@flhealth.gov)>, "Bist, Kevin"  
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**Bist, Kevin**

---

**From:** Taylor G. Sachs <taylorgiuliano@gmail.com>  
**Sent:** Wednesday, February 04, 2015 7:49 AM  
**To:** Nelson, Patricia A  
**Subject:** Re: Last Minute Information

Of course we've run out of black ink. Tracking down another printer ASAP.

Taylor G. Sachs  
(561)-901-0898

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**Bist, Kevin**

---

**From:** Nelson, Patricia A  
**Sent:** Wednesday, February 04, 2015 8:15 AM  
**To:** Taylor G. Sachs  
**Subject:** Re: Last Minute Information

Of course. We also need the rule text. I will follow up with it ASAP of course.

On Feb 4, 2015, at 7:49 AM, Taylor G. Sachs <[taylorgiuliano@googlemail.com](mailto:taylorgiuliano@googlemail.com)> wrote:

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<[dblanton@radeylaw.com](mailto:dblanton@radeylaw.com)>, "Dr. Jeffrey Block"  
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[holleybythesea41@yahoo.com](mailto:holleybythesea41@yahoo.com), Jill Lamoureux  
<[jill.lamoureux@cannlabs.com](mailto:jill.lamoureux@cannlabs.com)>,  
[joelstanley@msn.com](mailto:joelstanley@msn.com), [jotipton@tampabay.rr.com](mailto:jotipton@tampabay.rr.com),  
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[chnuts@gmail.com](mailto:chnuts@gmail.com)  
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Cell: 561.901.0898

Direct: 202.684.9583

Email: [taylor@taylorsachs.com](mailto:taylor@taylorsachs.com)

## Bist, Kevin

---

**From:** Jeffrey Block <docblock@bellsouth.net>  
**Sent:** Thursday, February 05, 2015 6:29 AM  
**To:** Nelson, Patricia A  
**Subject:** Dr. Block

Good morning Patty!

When we are prepared to discuss the medical director's specific role and responsibilities as we get underway this morning, I'd appreciate a few minutes to address the committee regarding the law's job description to, "supervise the activities of the dispensing organization".

It will help me facilitate sharing my understanding of this job by using the drawing board (flip side) to diagram where the medical director has been positioned in the organization's functions within the context of the law and citizenry.

Thanks.

Dr. Jeff

Jeffrey S. Block, M.D. '82  
DocBlock@bellsouth.net  
President, University of Miami Medical Alumni Association  
Director, Block Botanical Gardens  
President, Nurturing Nature , LLC  
Direct: 305-793-9222



## Bist, Kevin

---

**From:** Jeffrey Block <docblock@bellsouth.net>  
**Sent:** Friday, February 06, 2015 11:26 AM  
**To:** Nelson, Patricia A  
**Cc:** Alan Pillersdorf; Jeff Scott; Steve Vernon; Cliff Selsky; jasonpirozzolo@yahoo.com  
**Subject:** Dr. Jeff Block - Thank you

Dear Ms. Nelson,

I want to express how much I appreciate your sensible balance and dedicated direction in coordinating SB1030's Negotiated Rule-Making Committee's meetings these past two days. Although the majority of the proceeding's 25 session hours did not involve any medical input, I was able to listen in and glean much about "the legal process". something that doctors generally don't know much about.

My request to sit next to Donna Blanton allowed me to observe you both carefully and constantly confirm Chapter 120's guidance.

Being independent and entirely self-funded, my investment in dedicating this week to be on the Committee was well worth my time for the education.

I now have a better understand of how the politics with long hours and late nights might get "testy" for the Department, and imagine that today you're still be tying up many loose ends.

This gave me a better understanding about how you do it in Tallahassee.....and I want you to know that you did it very well (which is why I'm sharing this email with FMA leadership.)

As you're aware, physicians are accustomed to being in control of, and are deservedly passionate about health-care issues, so we're all guilty as ~~charged~~ licensed!

Keep up the good work; Florida's Department of Health and Dr. Armstrong are indeed fortunate to have your service!

Sincerely,

Dr. Jeff Block

P.S. Most importantly, I hope you have a wonderful weekend with your Cub Scout!



Jeffrey S. Block, M.D. '82  
DocBlock@bellsouth.net  
President, University of Miami Medical Alumni Association

Director, Block Botanical Gardens  
President, Nurturing Nature , LLC  
Direct: 305-793-9222



**South Miami Hospital**  
BAPTIST HEALTH SOUTH FLORIDA

## Bist, Kevin

---

**From:** Nelson, Patricia A  
**Sent:** Friday, February 06, 2015 11:37 AM  
**To:** Tschetter, Jennifer  
**Subject:** FW: Dr. Jeff Block - Thank you

FYI

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**Subject:** Dr. Jeff Block - Thank you

Dear Ms. Nelson,

I want to express how much I appreciate your sensible balance and dedicated direction in coordinating SB1030's Negotiated Rule-Making Committee's meetings these past two days. Although the majority of the proceeding's 25 session hours did not involve any medical input, I was able to listen in and glean much about "the legal process". something that doctors generally don't know much about.

My request to sit next to Donna Blanton allowed me to observe you both carefully and constantly confirm Chapter 120's guidance.

Being independent and entirely self-funded, my investment in dedicating this week to be on the Committee was well worth my time for the education.

I now have a better understand of how the politics with long hours and late nights might get "testy" for the Department, and imagine that today you're still be tying up many loose ends.

This gave me a better understanding about how you do it in Tallahassee.....and I want you to know that you did it very well (which is why I'm sharing this email with FMA leadership.)

As you're aware, physicians are accustomed to being in control of, and are deservedly passionate about health-care issues, so we're all guilty as ~~charged~~ licensed!

Keep up the good work; Florida's Department of Health and Dr. Armstrong are indeed fortunate to have your service!

Sincerely,

Dr. Jeff Block

P.S. Most importantly, I hope you have a wonderful weekend with your Cub Scout!



**Jeffrey S. Block, M.D. '82**  
**DocBlock@bellsouth.net**  
**President, University of Miami Medical Alumni Association**  
**Director, Block Botanical Gardens**  
**President, Nurturing Nature, LLC**  
**Direct: 305-793-9222**



## Bist, Kevin

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**From:** Jill Lamoureux <jill.lamoureux@cannlabs.com>  
**Sent:** Saturday, February 07, 2015 12:11 PM  
**To:** Nelson, Patricia A; Bist, Kevin  
**Subject:** Thank you

I just wanted to thank you for the opportunity to participate in the rulemaking. It is always fascinating to see the different processes across the country. The process was impressive. Good luck with everything going forward - I am happy to help in anyway the lab or I can. Sincerely, Jill

**Jill Lamoureux**

*Contract Director of Government Relations*

Office: 720.864.1868 | Mobile: 720.335.1386

[jill@cannlabs.com](mailto:jill@cannlabs.com)



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**Bist, Kevin**

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**From:** darrin@growhealthy.com  
**Sent:** Monday, February 09, 2015 1:17 PM  
**To:** Nelson, Patricia A  
**Subject:** Thanks again...

Hey Patty,

I just wanted say thanks again for inviting me to be a part of the panel. I only hope that I helped the situation to move forward and didn't cause it to slow down in any way. It was a great experience and one I feel really honored to have been a part of. I hope everything goes through, but it's hard for me to believe the nurseries won't fight it again in order to get their way to separate the licenses. How ever it turns out, I just wanted you to know that I think you are doing a great job with the burden that has been placed on your shoulders. Please feel free to contact me if you ever have any questions concerning cannabis cultivation processes from a growers perspective and know I'll be here to support the cause if need. Take care and I wish you all the best.

btw- wasn't sure how you prefer to be addressed...Patricia, Patty, Mrs. Nelson...hope i didn't offend.

Darrin Potter

863-514-8036

**Bist, Kevin**

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**From:** Nelson, Patricia A  
**Sent:** Tuesday, February 10, 2015 9:45 AM  
**To:** [jotipton@tampabay.rr.com](mailto:jotipton@tampabay.rr.com)  
**Subject:** RE: Proposed Rule  
**Attachments:** SCORING (2.5.14).docx

Actually, John, in all the hub-bub, I forgot to send an email to interested parties. I will start that right now.

Let me know if you still don't get it by the end of the day.

Patty

P.S. The (very rough) scorecard document that we drafted at the meeting is attached. It won't look exactly like this when adopted, but the categories and sub-categories, as well as percentages will remain the same.

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**From:** John [<mailto:jotipton@tampabay.rr.com>]  
**Sent:** Tuesday, February 10, 2015 9:31 AM  
**To:** Nelson, Patricia A  
**Subject:** Proposed Rule

Patty; I have received it from other sources, but somehow I was missed when the department emailed the proposed rule last Friday. Would you make sure that I am on the email list? Also, what were the 4 sub-categories under each main category on the proposed scorecard? Thanks again for including me on the committee, I was very impressed with the process and how, for the most part, everyone was able to put their personal agendas aside and do what was best for the rule. I have no doubts that the department has chosen the right person to complete this process. John Tipton

**MANDATORY REQUIREMENTS**

1. Agriculture Certificate (381.986(5)(b)(1))
2. Background Check (381.986(5)(b)(6))

**SCORING**

1. CULTIVATION (30%)
  - a. Technical Ability (4.002(2)(a)) [25%]
  - b. Infrastructure (4.002(2)(e)) [25%]
  - c. Premises Resources Personnel (4.002(2)(c)) [25%]
  - d. Accountability (4.002(2)(d)) [25%]
  
2. PROCESSING (30%)
  - a. Technical Ability (4.002(2)(a)) [25%]
  - b. Infrastructure (4.002(2)(e)) [25%]
  - c. Premises Resources Personnel (4.002(2)(c)) [25%]
  - d. Accountability (4.002(2)(d)) [25%]
  
3. DISPENSING (15%)
  - a. Technical Ability (4.002(2)(a)) [25%]
  - b. Infrastructure (4.002(2)(e)) [25%]
  - c. Premises Resources Personnel (4.002(2)(c)) [25%]
  - d. Accountability (4.002(2)(d)) [25%]
  
4. MEDICAL DIRECTOR (5%)
  
5. FINANCIAL (20%)