

**STATE OF OHIO
DEPARTMENT OF COMMERCE
DIVISION OF CANNABIS CONTROL
COLUMBUS, OHIO 43215**

IN THE MATTER OF LICENSEE: Greenleaf Apothecaries, LLC dba The Botanist

DEPARTMENT ORDER IMPOSING CONDITIONS

WHEREAS, the Ohio Department of Commerce (“Department”), by way of the Division of Cannabis Control (“Division”), is charged with licensing medical marijuana cultivators, processors, dispensaries, and the laboratories that test medical marijuana and to administer the medical marijuana program pursuant to Ohio Revised Code 3796.02;

WHEREAS, the Department and Greenleaf Apothecaries, LLC dba The Botanist (“Respondent”) referred to collectively as “the Parties,” have agreed in this matter and Respondent has voluntarily entered into a Consent Agreement with the Department attached hereto as “**Exhibit A**” and hereby incorporated in its entirety in this Department Order;

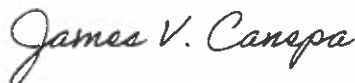
WHEREAS, as a result of ongoing negotiations, documents produced to the Division by Respondent and the signed Consent Agreement attached hereto and incorporated herein, the Department finds as follows:

1. Respondent is a licensed operator of five medical marijuana dispensaries (“Dispensaries”) assigned the following license numbers through the Division:
2.
 - The Botanist Akron MMD.0700080
 - The Botanist Columbus MMD.0700081
 - The Botanist Cleveland MMD.0700082
 - The Botanist Wickliffe MMD.0700083
 - The Botanist Canton MMD.0700084
3. On or about June 1-30, 2024, Respondent’s website featured promotions/menus with a header “Can you take me higher?”
4. Respondent has not been issued a certificate of operation for adult use marijuana sales.
5. Respondent failed to submit the marketing statement and advertisement to the Division for pre-approval as required by O.A.C 3796:6-3-24(C).

6. Pursuant to O.A.C. 3796:6-3-24(C), a dispensary shall not use a name, logo, sign or advertisement unless the name, logo, sign or advertisement has been submitted to the state Division and the applicable advertising approval fee has been paid.
7. Pursuant to O.A.C. 3796:6-3-24(F)(3)(a), an advertisement for a dispensary, regardless of the medium, shall not contain any statement, design, representation, picture or illustration that is false or misleading.
8. Thereafter, Respondent took appropriate corrective action to ensure that all advertising is properly pre-approved and not false or misleading.
9. Nothing herein shall delay the Division's process with respect to the review and subsequent approval of Respondent's application pending before the Division.

WHEREFORE, IT IS HEREBY ORDERED THAT, Pursuant to OhioAdm.Code 3796:5-6-01 and to OhioAdm.Code 3796:6-62-01 and in accordance with the Consent Agreement attached and incorporated into this Order as **Exhibit A**, Greenleaf Apothecaries, LLC dba The Botanist agrees to pay a civil penalty to the Department in the total amount of **Twelve Thousand Five Hundred Dollars (\$12,500)** within fourteen (14) days following the date of full execution of this Final Consent Order.

State of Ohio
Department of Commerce



James V. Canepa, Superintendent

Date: August 1, 2024

Certified Mail Tracking Number – XXXXXXXXXXXXXXXXXXXXXXXX
cc: Rachel Huston, Assistant Attorney General

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IN THE MATTER OF LICENSEE: Greenleaf Apothecaries, LLC dba The Botanist

EXHIBIT A: CONSENT AGREEMENT

The Department of Commerce, Division of Cannabis Control (hereinafter "the Department" and Greenleaf Apothecaries, LLC dba The Botanist (hereinafter "Respondent"), by and through counsel, hereby stipulate and agree to the following:

1. Respondent stipulates to the jurisdiction of the Department;
2. Respondent, with full knowledge of its individual rights, voluntarily waives the right to appeal the Department's findings and orders pursuant to R.C. Chapter 119 as it relates to this consent agreement and imposition of conditions;
3. Consistent with this negotiated Consent Agreement, the Department and Respondent consent, stipulate, and agree to the conditions and Order set forth in the attached Final Order (hereinafter "Department Order");
4. Furthermore, Respondent agrees to the following terms:
 - a. Respondent shall pay the civil penalty as outlined in the Department Order in its entirety;
 - b. Respondent shall pay the civil penalty outlined in the Department Order within fourteen (14) days of the date of full execution of this Consent Agreement;
5. After being fully and adequately appraised of its rights Respondent waives all other claims arising out of the Department Order and Consent Agreement;
6. The undersigned hereby acknowledges that:
 - a. They have read this Consent Agreement and the Department Order in their entirety;
 - b. Understand all terms outlined in this Consent Agreement and the Department Order;
 - c. Have authority to sign this Consent Agreement on behalf of Greenleaf Apothecaries, LLC dba The Botanist
 - d. Have had an opportunity to have this Consent Agreement and Final Order reviewed by counsel and to be advised regarding the same; and
 - e. Have executed this Consent Agreement knowingly, intelligently, and voluntarily.

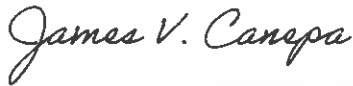
(signature page follows)

SO AGREED:



Name: Corey Sheahan
Agent for Respondent,
Greenleaf Apothecaries, LLC dba The Botanist

Date: July 26, 2024



By: James V. Canepa, Superintendent
Ohio Department of Commerce
Date: August 1, 2024