

IN THE MATTER OF
ANDREW THOMSON

Respondent

Registered Agent No.: 001753

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BEFORE THE NATALIE M.
LAPRADE MEDICAL

CANNABIS COMMISSION

Case No. 18-00069

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PRE-CHARGE CONSENT ORDER

PROCEDURAL BACKGROUND

The Natalie M. LaPrade Medical Cannabis Commission (“the Commission”) held a pre-charge Case Resolution Conference (CRC) on January 31, 2019 with **Andrew Thomson** (the “Respondent”), Registered Agent No.: **001753**, have agreed, in lieu of the Commission’s filing formal charges, to enter into this Pre-Charge Consent Order (the “Order”) pursuant to its authority to regulate medical cannabis dispensaries under the Natalie M. LaPrade Medical Cannabis Commission Act (the “Act”) codified at Md. Code Ann., Health-Gen. § 13-3301 *et seq.* (2015 Repl. Vol. and 2018 Supp.).

Thereafter, the Respondent, along with the Administrative Prosecutor, agreed to resolve this matter as set forth herein in lieu of proceeding with formal charges. The Commission, in turn, ratified this agreement.

The pertinent provisions of the Act and Code of Maryland Regulations (COMAR) provide as follows:

§ 13-3308. Dispensary agents.

(c)(1) Within 1 business day after a dispensary agent ceases to be associated with a dispensary, the dispensary shall:

- (i) Notify the Commission; and
- (ii) Return the dispensary agent's registration card to the Commission.

(2) On receipt of a notice described in paragraph (1) of this subsection, the Commission shall:

- (i) Immediately revoke the registration card of the dispensary agent; and
- (ii) If the registration card was not returned to the Commission, notify the Department of State Police.

§ 13-3316. Regulations

The Commission shall adopt regulations to implement the provisions of this subtitle.

10.62.34.03. Violation of Requirements

In the event the Commission finds that a licensee, registrant, agent or employee violated a requirement of this subtitle, after written notice and a hearing in accordance with the State Government Article, §§10-201—10-226, Annotated Code of Maryland, the Commission may:

- B. Suspend the license, registration, licensee, registrant, employee or agent;

FINDINGS OF FACT

The Commission finds that:

1. At all times relevant, the Respondent was a licensed dispensary agent under registration number 001753.
2. At all times relevant, the Respondent was employed as a registered agent at a medical cannabis dispensary located in Halethorpe, Maryland (the “Dispensary”).
3. On September 4, 2018, the Commission received a complaint from an industry compliance entity regarding an incident that occurred at the Dispensary.
4. On August 1, 2018, the Respondent disarmed the security guard who was positioned in the waiting room of the Dispensary. At the time, the waiting room was occupied by several citizens. The security guard was able to quickly reclaim his firearm.
5. The incident was captured on the Dispensary’s video surveillance and was provided to the Commission.

6. On August 1, 2018, the Respondent's employment at the Dispensary was terminated.

CONCLUSIONS OF LAW

Based on the foregoing findings of fact, the Commission concludes that Respondent engaged in behavior that posed a risk of health to a patient or any other individual in violation of COMAR 10.62.34.01 and, as a result, is subject to sanctions pursuant to COMAR 10.62.34.03.

ORDER

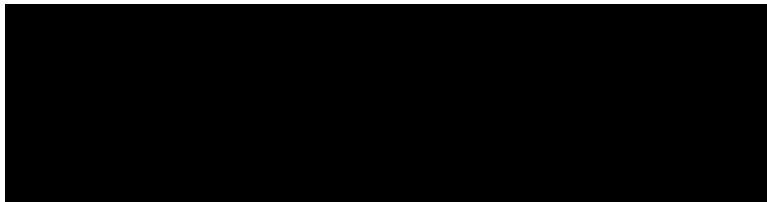
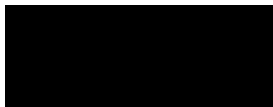
Based upon the foregoing Findings of Fact and Conclusions of Law, it is hereby:

ORDERED that the Respondent, **Andrew Thomson's** dispensary agent registration, number **001753**, shall be **SUSPENDED** for **fourteen (14) calendar days** from the effective date of this Order; and it is further

ORDERED that Respondent will complete **two** Commission-approved courses in the following areas within 30 days of the effective date of this Order:

1. HIPAA and Patient Privacy; and
2. Personnel Management or Conflict Resolution; and it is further

ORDERED that this Consent Order is a **PUBLIC RECORD** as defined in Md. State Code Ann., Gen. Prov. § 4-101 et seq.

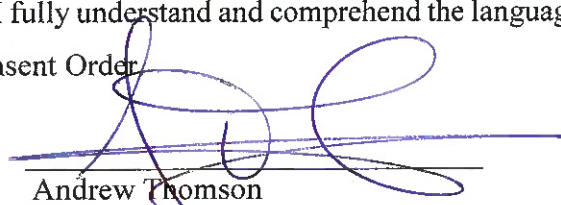


CONSENT

By this Consent, I acknowledge that I have read this Pre-Charge Consent Order in its entirety and I hereby admit the truth of the Findings of Fact, and accept and submit to the foregoing Pre-Charge Consent Order and its conditions. I acknowledge the validity of this Pre-Charge Consent Order as if entered into after the conclusion of a formal evidentiary hearing in which I would have had the right to legal counsel authorized to practice law in Maryland, to confront witnesses, to give testimony, to request subpoenas for witnesses, to call witnesses on my own behalf, to introduce testimony and evidence on my own behalf, and to all other substantive and procedural protections provided by law. I waive these rights, as well as any appeal rights under Md. Code Ann., State Gov't. § 10-222.

I sign this Pre-Charge Consent Order after having an opportunity to consult with an attorney, voluntarily and without reservation, and I fully understand and comprehend the language, meaning, terms, and effect of this Pre-Charge Consent Order.

04/03/2019
Date


Andrew Thomson

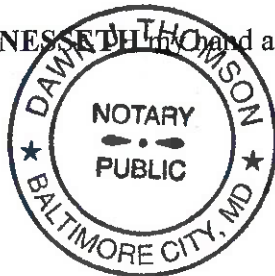
NOTARIZATION

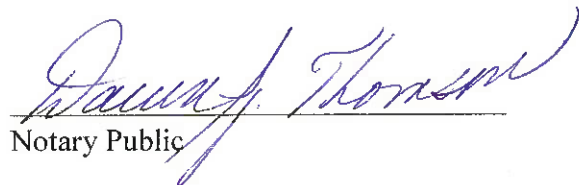
CITY: Baltimore
COUNTY: _____

I **HEREBY CERTIFY** that on this 3rd day of April, 2019, before me, Notary Public of the State and City/County aforesaid, **Andrew Thomson** personally appeared, and made oath in due form of law that signing the foregoing Consent Order was the voluntary act and deed of **Andrew Thomson**.

AS WITNESSED by my hand and notarial seal.

SEAL




Notary Public

My Commission Expires: 1/28/22