



May 17, 2022

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Via Email: [REDACTED]

RE: NOTICE OF AWARD OF PROVISIONAL DISPENSARY LICENSE

[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED]

On May 16, 2022, the State of Ohio Board of Pharmacy (Board) determined [REDACTED], eligible to be awarded a provisional dispensary license in accordance with the *2021 Request for Applications and Dispensary Application Instructions* and has issued [REDACTED] a provisional dispensary license in accordance with Chapter 3796 of the Administrative Code. The provisional dispensary license number is [REDACTED], which is valid for [REDACTED] and expires on [REDACTED]. A provisional dispensary license authorizes [REDACTED] to begin construction and to obtain any required registration(s), license(s), and/or permit(s) from the locality where the proposed dispensary will be located.

During this time, Board Agents will monitor the progress of each provisional dispensary licensee, including site visits and inspections. Board Agents may require modifications to site plans to comply with Medical Marijuana Control Program regulations. Provisional dispensary licensees are encouraged to contact their assigned Board Agent to address any questions or concerns related to their application(s) and/or site plan(s).

[REDACTED] is required to comply with Chapter 3796. of the Revised Code and Chapter 3796 of the Administrative Code, including, but not limited to, the following:

Ohio Adm.Code 3796:6-2-02(A): Only a provisional dispensary licensee who has obtained a certificate of operation from the Board may sell or dispense medical marijuana to qualifying patients and designated caregivers who are registered with the Board.

Ohio Adm.Code 3796:6-2-02(B)(4)(b): The use of funds from sources not disclosed in the application is prohibited unless the applicant obtains approval from the Board.

Ohio Adm.Code 3796:6-2-04(L): A provisional dispensary licensee shall commence operations within 270 days after the provisional dispensary license was issued. The expiration date is listed on the provisional dispensary license. Failure to commence operations within 270 days may result in the commencement of administrative action pursuant to Chapter 119. of the Revised Code, up to and including revocation of the provisional dispensary license.

Ohio Adm.Code 3796:6-2-04(M): Every applicant awarded a provisional dispensary license is required to provide a written report to the Board no later than the first day of every month following the month the applicant was awarded a provisional dispensary license. The reports shall detail the



progress of the applicant to become operational and shall be submitted until the medical marijuana dispensary receives a certificate of operation or the applicant receives a notice pursuant to section 119.07 of the Revised Code.

The reports shall be submitted to mmcp@pharmacy.ohio.gov with the following Subject Line: **[Applicant] – [Provisional Dispensary License Number MMD.#####] – [Month Year] Written Report.**

Ohio Adm.Code 3796:6-2-04(O): A provisional dispensary license is exclusive to the entity and location identified in the application and is non-transferable.

Ohio Adm.Code 3796:6-2-06(A): A provisional dispensary licensee shall notify the Board once it is capable of operating in accordance with Chapter 3796. of the Revised Code and this division, and before dispensing any medical marijuana. Before such notification, the provisional dispensary licensee must:

(1) Name a designated representative, in compliance with rule 3796:6-3-05 of the Administrative Code and attest that fingerprint impressions for a criminal background check pursuant to rule 3796:6-2-07 of the Administrative Code have been submitted;

(2) Comply with the representations made in the application submitted by the provisional dispensary licensee that was awarded the provisional dispensary license.

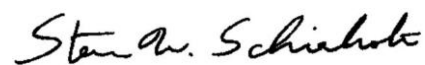
Ohio Adm.Code 3796:6-2-12: Only a dispensary that has engaged in medical marijuana dispensing under a certificate of operation for a continuous twelve-month period is eligible to apply for a change of ownership. **The Board will investigate any initiate disciplinary action against a licensee that changes ownership without prior approval of the Board. Please review the *Dispensary Control and Ownership FAQ* found at www.medicalmarijuana.ohio.gov/dispensaries.**

Ohio Adm.Code 3796:6-2-07 and 3796:6-2-08: All individuals to be employed must be licensed pursuant to Ohio Adm.Code 3796:6-2-07 (associated key employees and key employees) or Ohio Adm.Code 3796:6-2-08 (support employees). Any person applying for an initial associated key employee license shall pay the required fee no later than 30 days after the award of a provisional dispensary license to the provisional dispensary application to which the person is associated. Ohio Adm.Code 3796:6-2-07(J).

Dispensary employee applications must be submitted by visiting www.eLicense.ohio.gov.

If you have questions or need to contact the Board, please email mmcp@pharmacy.ohio.gov. We look forward to working with you.

BY ORDER OF THE STATE BOARD OF
PHARMACY



Steven W. Schierholt, Esq., Executive
Director

SWS/JCS/KL
CMRRR: