



Donna Donovan &lt;ddonovan@natickma.org&gt;

---

**RE: Natural Remedies Application**

1 message

---

**Brandon H. Moss** <bmoss@mhtl.com>  
To: Martha White <mwhite@natickma.org>  
Cc: "John P. Flynn" <jflynn@mhtl.com>

Thu, Aug 17, 2017 at 2:13 PM

Martha –

The timetable for the state to act is somewhat in flux – I use “state” broadly because there is a Department of Public Health that had been administering the medical marijuana program, and a new Cannabis Control Commission which will be taking over later this year. Chapter 55 of the Acts of 2017 sets forth a process to transition the medical marijuana program from the Department of Public Health to the new Cannabis Control Commission. Sections 64 and 82 of Chapter 55 of the Acts of 2017 reference a “transfer agreement” between the Department of Public Health and the Cannabis Control Commission but this has not occurred yet.

Because the application for Natural Remedies, Inc. (Natural Remedies) has expired, they have to start the application process all over again. Because of the uncertainty at the state level, I am curious if Natural Remedies is going to apply with the Department of Public Health or wait for the Cannabis Control Commission to take over – the former is implied in the email below. I note that there is language in Section 73 of Chapter 55 of the Acts of 2017 which references the status of existing medical marijuana treatment centers under the old law as being a possible subject of a Cannabis Control Commission grandfathering regulation – but this is specific to those centers that were “registered and operating . . . as of July 1, 2017,” which is not the case here.

If Natural Remedies does wind up re-applying under the Department of Public Health’s current registration program, the Town should wait to consider/issue the letter of non-opposition/support until Natural Remedies has reached an appropriate stage of the application process. It is a 3 step process, that must be completed in the following order: Application of Intent (first), then the Department of Public Health invites the applicant to submit a Management and Operations Profile (second), and then the applicant submits a Siting Profile after it is invited to do so (third). The letter of support or non-opposition from the Town must be dated on or after the date that the applicant’s Application of Intent was received by the Department of Public Health – for this reason, there is nothing that can or should be done by the Town until, at the earliest, that date. Even then, the letter of support or non-opposition is part of the Siting Profile submitted by an applicant, and the Siting Profile is not to be submitted until the applicant has been invited to do so by the Department of Public Health after reviewing the applicant’s Management and Operators Profile.

I hope this helps. Please let us know if we can be of further help on this.

**Brandon H. Moss, Esquire**

**Murphy, Hesse, Toomey & Lehane, LLP**

300 Crown Colony Drive, 4th Floor

Quincy, MA 02169

617.479.5000 (phone)

617.479.6469 (fax)

[bmoss@mhtl.com](mailto:bmoss@mhtl.com)

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

**WARNING:** *This message may contain information that is confidential and/or subject to protection under the attorney-client privilege or other lawfully recognized privilege. If you received this message in error or through inappropriate means, please reply to this message to notify the sender that the message was received by you in error, and then permanently delete this message from all storage media, without forwarding or retaining a copy.*



Please consider the environment before printing this e-mail

**From:** Martha White [mailto:[mwhite@natickma.org](mailto:mwhite@natickma.org)]  
**Sent:** Tuesday, August 15, 2017 5:35 PM  
**To:** Brandon H. Moss  
**Cc:** John P. Flynn  
**Subject:** Fwd: Natural Remedies Application

Hi Brandon

As you can see by below email (and as I think you know) Natural Remedy's state application has expired. Can you inform us as to an expected timetable for the state to process this re-application and what, if anything, we can or should be doing in the meantime? Should we be proceeding as if he still has a valid application?

Thanks Brandon

Martha

Martha White

Town Administrator

Town of Natick

[508-647-6410](tel:508-647-6410)

*Please note that emails are generally considered a public record.*

----- Forwarded message -----

From: **James Errickson** <[jerrickson@natickma.org](mailto:jerrickson@natickma.org)>  
Date: Mon, Aug 7, 2017 at 9:36 AM  
Subject: Natural Remedies Application  
To: Martha White <[mwhite@natickma.org](mailto:mwhite@natickma.org)>

Cc: Jonathan Freedman <[jfreedman@natickma.org](mailto:jfreedman@natickma.org)>

Hi Martha/Jonathan,

I spoke with Jeff Barton about their application for a Med. Marijuana Dispensary before the State, and yes the application expired on June 21st.

This is the deadline he told us about. Essentially what this means is that they will need to re-submit the application, which he suspects should be processed quickly since everything has already been approved by the state. They had the same issue with Methuen.

He'd like to continue to seek a Letter of Non-Opposition from the Natick BOS, but is confirming that it can be used for this new application.

Jamie

--

James Errickson

Director - Community & Economic Development

Town of Natick

[508-647-6450](tel:508-647-6450)