State of New Jersey
CANNABIS REGULATORY COMMISSION
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Governor

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JACQUELINE FERRARO, *Vice Chair*
AMELIA MAPP, *Commissioner*
KRISTA NASH, *Commissioner*
SEAN KENNEDY, *Commissioner*
CHRIS RIGGS, *Acting Executive Director*

RESOLUTION 2026-10-05-01
IMPOSITION OF SANCTIONS AGAINST MAGIC GARDEN BOTANICALS LLC

WHEREAS, pursuant to N.J.S.A. 24:6I-37(d)(2) and the implementing regulations, the Commission is authorized to suspend a business's adult-use license for failure to comply with applicable laws or regulations; and

WHEREAS, pursuant to N.J.A.C. 17:30-20.5(a), if the Commission identifies a violation of the Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act, N.J.S.A. 24:6I-31 et seq., (the "CREAMM Act") or the implementing Personal-Use Cannabis Rules (the "Personal-Use Regulations"), the Commission may take enforcement action or impose sanctions, which may include suspension, revocation, non-renewal, or denial of permit and referral to State or local law enforcement; and

WHEREAS, pursuant to N.J.S.A. 24:6I-37, a. To hold a Class 1 Cannabis Cultivator license under this section, an applicant:

(3) Shall meet the requirements of any rule or regulation adopted by the commission under subsection b. of this section;

b. The commission shall adopt rules and regulations that:

(5) Require a cannabis cultivator to meet any public health and safety standards, industry best practices, and all applicable regulations established by the commission related to the production of cannabis or the propagation of immature cannabis plants and the seeds of the plant Cannabis sativa L. within the plant family Cannabaceae. The commission may regulate the number of immature cannabis plants that may be possessed by a cannabis cultivator licensed under this section, and the size of the grow canopy a cannabis cultivator licensed under this section uses to grow immature cannabis plants; and

WHEREAS, pursuant to N.J.A.C. 17:30- 3.6(a), the Commission has the authority to require all ATCs and cannabis businesses to use the inventory tracking system designated by the Commission to track the cultivation, manufacturing, distribution, storage, transportation, and retail sale of medical cannabis and cannabis items pursuant to N.J.S.A. 24:6I-22; and

WHEREAS, pursuant to N.J.A.C. 17:30- 9.13(a)(1)(i), each cannabis business, at a minimum, shall: Utilize the inventory tracking system designated by the Commission pursuant to N.J.A.C. 17:30-3.12.

i. Cannabis businesses shall utilize any plant tags, product identification tags, or stamps designated by the Commission pursuant to N.J.A.C. 17:30-3.6 and 13.4.; and

WHEREAS, pursuant to N.J.A.C. 17:30- 9.13(a)(4), each cannabis business, at a minimum, shall: Update product inventories on at least a daily basis; and

WHEREAS, pursuant to N.J.A.C. 17:30- 9.13(a)(5), each cannabis business, at a minimum, shall: Conduct a monthly inventory audit of cultivating cannabis, and stored usable and unusable cannabis; and

WHEREAS, pursuant to N.J.A.C. 17:30- 10.1(b), a cannabis cultivator shall produce cannabis only at the cannabis business premises authorized in the license, including any indoor or outdoor areas; and

WHEREAS, pursuant to N.J.A.C. 17:30- 10.3, Additional outdoor cultivation requirements (in its entirety); and

WHEREAS, pursuant to N.J.A.C. 17:30- 10.4, (a) all cannabis cultivators shall be assigned a cultivation production management tier at license issuance and reassigned at renewal, as necessary. (b) The cannabis cultivator shall accurately calculate its plant count and mature cannabis plant grow canopy area.

1. Square footage of a mature cannabis plant grow canopy area is measured horizontally, starting from the outermost point of the furthest plant in a grow canopy area and continuing around the outside of all plants located within the mature cannabis plant grow canopy area.

2. If a vertically tiered or shelving system is included in the cultivation area, the surface area of each tier or shelf must be included in calculating the grow canopy area.

3. A mature cannabis plant grow canopy area is the total square feet in which a cannabis cultivator plants and grows cannabis plants, and does not include areas exclusively used for harvesting, drying, curing, packaging, labeling, or storing cannabis; and

WHEREAS, pursuant to N.J.A.C. 17:30- 9.2(a)(5), cannabis business license holders shall submit an application for an amended license, along with the applicable fee, if any, pursuant to N.J.A.C. 17:30–7.17, for the following material changes, a change:

5. Of modification of capacity, physical plant, premises, or administrative office; and

WHEREAS, pursuant to N.J.A.C. 17:30-20.8(a), the Commission may order a summary suspension of a license for cause upon a finding that one or more violations pose an immediate threat to consumers or to the health, safety, or welfare of the public, including, but not limited to: 1. Failure to comply with or satisfy any provision of this chapter; 2. Failure to allow a monitoring visit by authorized representatives of the Commission; 3. Falsification of any material or information submitted to the

Commission; 4. Diversion of cannabis, as determined by the Commission; or 5. Threatening or harming a consumer, personnel, or an employee or representative of the Commission; and

WHEREAS, pursuant to N.J.A.C. 17:30-20.8, the Commission shall provide written notice to the cannabis business, testing laboratory, or its representative of the nature of the findings and violations and the proposed order of suspension; and

WHEREAS, pursuant to N.J.A.C. 17:30-20.8(b), except in the case of a life-threatening emergency, the written notice shall provide the business 72 hours to correct the violation(s) and notify the Commission, in writing, of any corrective actions taken and proof of such corrective actions; and

WHEREAS, if the violations have not been corrected within the 72-hour period, the license shall be deemed suspended, effectively immediately; and

WHEREAS, pursuant to the Commission's regulations, the Commission may rescind an order for suspension upon a finding the business has corrected the conditions that were the basis for the proposed suspension; and

WHEREAS, Magic Garden Botanicals LLC (**"**Magic Garden"), an adult-use cannabis cultivator was conducting an unauthorized outdoor cultivation on the premises of its Bridgeton, New Jersey cultivation location; and

WHEREAS, in determining the penalty, the Commission considered the following:

1. The egregiousness of the violation, and the Commission's duty to ensure such violations do not go unchecked in the interest of public safety.

2. Magic Garden's decision to conduct its outdoor cultivation operation despite having full knowledge that the NJ-CRC had not approved such operations and that its cultivation license did not authorize said operations.

3. The immediate threat to public safety if Magic Garden was allowed to continue operations during the NJ-CRC's investigation.

4. The Commission's responsibility to hold itself and regulated entities accountable to ensure the integrity of the agency and the industry as a whole.

NOW, THEREFORE, BE IT RESOLVED by the New Jersey Cannabis Regulatory Commission that Magic Garden violated the enabling statute and adult-use regulations, and in accordance with N.J.A.C. 17:30-20.8, the Commission has determined to impose a **SUMMARY SUSPENSION** effective October 7, 2026, of the adult-use licenses held by Magic Garden listed below.

License Type	**License Number**	**Facility Address**	**Duration of Suspension**
Class 1 Cannabis Cultivator	C000146	7 N. Industrial Blvd., Bridgeton, NJ 08302	Pending further Board action

A Notice of Proposed Suspension shall be provided to the license in accordance with this Resolution and the Commission's regulations. The Notice shall include a copy of the proposed Order of Suspension.

Pursuant to N.J.A.C. 17:30-20.8, the license holder may request an adjudicatory hearing pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and 52:14F-1 et seq., to contest the Commission's imposition of the proposed suspension for any violation within 48 hours of receipt of the Notice of Proposed Suspension.

Submitted by:



Harris Laufer, Chair

CERTIFICATION

I hereby certify that the foregoing is a true copy of the Resolution adopted by the Cannabis Regulatory Commission at its meeting held on the 5th day of October 2026.



Arundhati Mohankumar, Chief Counsel

Vote on the Approval of This Resolution	**Motion**	**Second**	**Yes**	**No**	**Abstain**	**Absent**	**Recusal**
Chair Laufer	X						
Vice Chair Ferraro						X	
Commissioner Nash		X					
Commissioner Mapp			X				
Commissioner Kennedy			X				