



State of New Jersey

CANNABIS REGULATORY COMMISSION

P.O. BOX 216

TRENTON, N.J. 08625-0216

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Governor

SHEILA Y. OLIVER
Lt. Governor

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KRISTA NASH, *Commissioner*
MARIA DEL CID-KOSSO, *Commissioner*
CHARLES BARKER, *Commissioner*
JEFF BROWN, *Executive Director*

RESOLUTION 2021-110
APPROVAL OF APPLICATIONS FOR VERTICALLY INTEGRATED
PERMITS PURSUANT TO THE 2019 REQUEST FOR APPLICATIONS PROCESS

WHEREAS, P.L.2019, c.153, "Jake Honig Compassionate Use Medical Cannabis Act," ("the Act") authorizes a process for receipt of applications and issuance of permits to operate Alternative Treatment Centers ("ATCs") in the state of New Jersey; and

WHEREAS, the authority to regulate and enforce activities related to medical cannabis previously was vested in the New Jersey Department of Health ("the Department"), and now vests in the New Jersey Cannabis Regulatory Commission ("the Commission") pursuant to P.L. 2019, c.153; and

WHEREAS, on July 1, 2019, the Department posted a Request for Applications ("RFA" or "2019 RFA") to select entities to operate up to twenty-four (24) ATCs; and

WHEREAS, of those twenty-four (24) ATCs, up to eight (8) such centers each would be located in both the Northern and Central regions of the state, up to seven (7) such centers would be located in the Southern region of the state, and one (1) ATC would be located in a region determined at the time of the award based on patient need; and

WHEREAS, the RFA allowed for the issuance of endorsements and permits for up to fifteen (15) dispensaries, five (5) cultivation sites, and four (4) vertically integrated ATCs (which grant the holder the ability to cultivate, manufacture, and dispense medical cannabis and medical cannabis products under a single permit); and

WHEREAS, in accordance with the RFA, applications for vertically integrated permits were due to the Department no later than August 22, 2019, at 3:00 p.m. Eastern Time; and

WHEREAS, on or about November 18, 2019, and pursuant to the RFA, the Department conducted a completeness review and determined that certain applications for vertically integrated permits were disqualified due to submission of incomplete or otherwise deficient applications; and

WHEREAS, consistent with N.J.A.C. 8:64-6.2 and 6.4 (now N.J.A.C. 17:30A-6.2 and 6.4), disqualified applicants were given 45 calendar days to appeal their Final Agency Decisions in the Superior Court of New Jersey, Appellate Division (the "Court"); and

WHEREAS, seventeen (17) disqualified applicants appealed their Final Agency Decisions

and several applicants filed motions for a stay; and

WHEREAS, on December 23, 2019, the Court issued a stay of proceedings related to the July 2019 RFA and on January 14, 2020, clarified the scope of the stay to include all administrative proceedings regarding the RFA, including scoring of applications; and

WHEREAS, on February 18, 2021, the Court issued a decision in the appeals and affirmed the Department's Final Agency Decisions in all but one case and dissolved the stays in place, allowing the RFA to proceed; and

WHEREAS, following the Court's decision, scoring resumed under the oversight of the Department after a refresher training was held for the scoring committee on February 23, 2021; and

WHEREAS, on April 12, 2021, the Commission enacted Resolution 2021-2, thereby assuming regulatory oversight authority from the Department for all medical cannabis activities, including the July 2019 RFA; and

WHEREAS, the Commission is statutorily charged with ensuring that a sufficient number of ATCs are operational to meet the needs of patients enrolled in New Jersey's medicinal cannabis program; and

WHEREAS, the full scores for vertically integrated applicants have been compiled, reviewed, and audited by Commission staff; and

WHEREAS, the following list of vertically integrated applicants have provided a complete application and, based on criteria established by the Commission consistent with the language of the 2019 RFA, are recommended by Commission staff for awards for vertically integrated permits:

Control #	Applicant Name	Canopy Size (Sq. Ft.)	Region	Total Score
19-0024	Altus New Jersey LLC	30,000	Central	785.00
19-0169	Greenhouse Wellness of New Jersey, LLC	30,000	South	779.33
19-0078	Holistic NJ I LLC	30,000	Central	776.67
19-0152	Etain New Jersey LLC	30,000	North	739.33

NOW, THEREFORE, BE IT RESOLVED by the New Jersey Cannabis Regulatory Commission that:

1. Pursuant to the terms of the 2019 RFA and following the vertically integrated award methodology outlined by Executive Director Jeff Brown in the attached Recommendation Memorandum, and contingent on compliance with the Post-Award Accountability Standards in the Recommendation Memorandum, the following applications for an ATC vertically integrated permit are hereby **APPROVED**.

a. The highest scoring application in the Northern Region:

Control #	Applicant Name	Region	Canopy Size	Total Score
19-0152	Etain New Jersey LLC	30,000	North	739.33

b. The highest scoring application in the Central Region:

Control #	Applicant Name	Region	Canopy Size	Total Score
19-0024	Altus New Jersey LLC	30	Central	785.00

c. The highest scoring application in the Southern Region:

Control #	Applicant Name	Region	Canopy Size	Total Score
19-0169	Greenhouse Wellness of New Jersey, LLC	30,000	South	779.33

d. Pursuant to the terms of the RFA, the highest scoring application not previously selected for a proposed award based on overall score and patient need:

Control #	Applicant Name	Region	Canopy Size	Total Score
19-078	Holistic NJ I LLC	Central	30,000	776.67

2. All other submitted applications for a vertically integrated permit that are not otherwise disqualified are hereby **DENIED**. Executive Director Jeff Brown is hereby delegated the authority to act on all applications that have been disqualified from the 2019 RFA process.
3. Any applicant with questions regarding the 2019 RFA process and methodology, and any unsuccessful applicant that wishes to file a grievance with the Commission, may do so by submitting their question or grievance in writing to crc.licensing@crc.nj.gov by 5:00 p.m. Eastern Time on Tuesday, October 19, 2021. Multiple questions/grievances can be submitted together but must be numbered. Responses to submissions deemed relevant to the 2019 RFA process and methodology will be provided within 30 days – by 5:00 p.m. Eastern Time on Thursday, November 18, 2021. The question and grievance period should only be used for the purpose of addressing questions and complaints related to the 2019 RFA process and methodology. All other questions should be submitted through the Commission website and will be answered in the regular course of business.

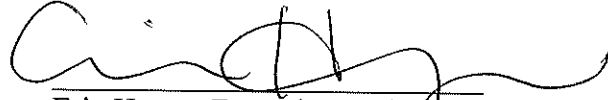
Submitted by:



Dianna Houenou, 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 15 day of October 2021.



Erin Hogan, Executive Assistant

Vote on the Approval of This Resolution	Motion	Second	Yes	No	Abstain	Absent
Commissioner Barker				X		
Commissioner Del Cid-Kosso	X		X			
Commissioner Delgado			X			
Chairwoman Houenou			X			
Commissioner Nash		X	X			