



# Office of Cannabis Management

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Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

No. 2024-116  
November 12, 2024

## RESOLUTION TO RENDER A DECISION IN THE MATTER OF ROLL UP NATION v. OCM, INSPECTION NO. 202202306070002, ADMINISTRATIVE APPEAL

WHEREAS, Appellant Roll Up Nation was subject to a regulatory inspection and a resulting Order to Cease Unlicensed Activity, pursuant to Article 6 Section 138-a of the New York State Cannabis Law (“Cannabis Law”) and Title 9 of the New York Codes, Rules and Regulations (9 NYCRR) Section 133.25<sup>1</sup>.

WHEREAS, Appellant requested a hearing that was held before an Administrative Law (“ALJ”) with the Office of Administrative Hearings (“OAH”), pursuant to Title 9 NYCRR Sections 133.16 and 133.25(k)<sup>2</sup>.

WHEREAS, following the hearing, the presiding ALJ issued a decision, pursuant to 9 NYRR Section 133.21<sup>3</sup>, ordering Respondent to pay a \$10,000 penalty for the sale of illicit cannabis and cannabis products without a license pursuant to Cannabis Law Sections 125 and 132.

WHEREAS, Appellant took exception to the ALJ’s decision and submitted an administrative appeal to the Board within thirty (30) calendar days of the determination pursuant to Cannabis Law Section 17(8) and 9 NYRR Section 133.25(k).

WHEREAS, the members of the Board have reviewed the record on appeal, including the memorandum filed by the parties, the hearing transcript, and the ALJ’s decision.

WHEREAS, the members of the Board have made a preliminary determination to affirm the ALJ’s decision and deny the Appellant’s requested relief.

RESOLVED, that the members of the Board affirm the Administrative Law Judge’s decision. The Board’s determination shall constitute the final administrative decision.

[See Attachment A – Decision on Appeal]

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<sup>1</sup> Formerly cited as 9 NYRR § 133.23. Regulations amended after the submission of the appeal.  
<sup>2</sup> Formerly cited as 9 NYRR § 133.23(g)(5). Regulations amended after the submission of the appeal.  
<sup>3</sup> Formerly cited at 9 NYRR § 133.19. Regulations amended after the submission of the appeal.