

Major Bloom, LLC

MPR243897

MARIJUANA ESTABLISHMENT RENEWAL INFORMATION:

1. Name and address of Marijuana Establishment:

Major Bloom, LLC
76 Millbury Street, Worcester, MA 01610

2. Affected License Number:

MP281879

3. Type of license renewal sought:

Product Manufacturing

4. The Marijuana Establishment licensee did not submit a certificate of good standing from the Department of Revenue.

RECOMMENDATION

Commission staff recommend denial of the renewal of the license based on the following:

- The licensee is not in compliance with 935 CMR 500.103(4), which establishes the regulatory requirements for renewal of licensure. Specifically, compliance with the requirement set forth in 935 CMR 500.103(4)(e) remains outstanding: *“The Marijuana Establishment shall submit as a component of the renewal application certification of good standing from the Secretary of the Commonwealth, the DOR, and the DUA. Certificates of good standing will be valid if issued within 90 days of the submittal of the renewal application.”*
- The Commission’s statutory mandate to issue a renewal license under G.L. c. 94G, § 6(b) to licensees in good standing who have also filed any required tax returns is not applicable to the present renewal application. As a licensing agency subject to G.L. c. 62C, §49A(b), the Commission must confirm that an applicant is in good standing with

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respect to all returns due and taxes payable to the Department of Revenue and is prohibited from renewing a license without first confirming tax compliance. The Commissioner of Revenue has not issued a waiver exempting the Commission from its obligation to confirm an applicant's good tax standing prior to renewing licensure. Because a Certificate of Good Standing is required by Commission regulations and G.L. c. 62C, §49A(b), failure to produce the Certificate of Good Standing constitutes full and adequate grounds for denying a renewal application, as stated in 935 CMR 500.450(3)e: *"The Marijuana Establishment has failed to comply with any requirement of St. 2016, c. 334, as amended by St. 2017, c. 55, M.G.L. c. 94G, or 935 CMR 500.000, or any applicable law or regulation including, but not limited to, the laws and regulations of the Commonwealth relating to taxes, child support, workers' compensation, and professional and commercial insurance coverage."*

MODIFIED RECOMMENDATION (As stated at the March 11, 2023 Public Meeting)

At the time of the internal deadline for staff recommendations, the licensee had not provided a Certificate of Good Standing ("COGS") from the Massachusetts Department of Revenue. Therefore, based on applicable law and Commission regulations, staff made the recommendation to deny the renewal of the license.

Additionally, the licensee still had not provided the COGS at the time the Public Meeting Agenda was posted this past Tuesday, March 9, 2023. Following the posting of the agenda, approximately one (1) hour later, the licensee had provided staff with a COGS.

Therefore, based on new information, Commission staff have a modified recommendation for Commission consideration. Staff now recommend approval of the licensee's renewal application based on the new information and the licensee's compliance with applicable laws and regulations.

