

CANNABIS CONTROL COMMISSION

June 17, 2026

12:00 PM

Remote via [Microsoft Teams*](#)

PUBLIC MEETING MINUTES

Documents:

- Application Materials associated with:
 - Staff Recommendations on Changes of Ownership
- [Meeting Packet](#)

In Attendance:

- Chair Christopher Harding
- Commissioner Xiomara DeLobato
- Commissioner Anthony Wilson

I. Call to Order

- The Chair recognized a quorum and called the meeting to order.
- The Chair gave notice that the meeting is being recorded.
- The Chair gave an overview of the agenda.

II. Chairman's Comments & Updates – 00:01:49

- Commissioner DeLobato expressed her excitement at being there and how great it had been working with staff. Commissioner Wilson noted his productive conversations with staff and other stakeholders. The Chair mentioned that the board would take Enforcement Actions out of order following the Executive Director (ED) and Commission Staff Report.

III. Minutes – 00:02:39

- May 28, 2026
- Commissioner DeLobato moved to approve the May 28, 2026, Commission Public Meeting minutes.
- Commissioner Wilson seconded the motion.
- The Chair took a roll call vote:
 - Commissioner DeLobato – Yes



- Commissioner Wilson – Yes
- Chair Harding – Yes
- The Commission unanimously approved the May 28, 2026, Commission Public Meeting minutes.

IV. Executive Director and Commission Staff Report – 00:03:17

1. THC Potency Inflation Bulletin Update

- First Assistant Enforcement Counsel Jacob Nielson (First AEC Nielson) spoke through their efforts to address THC inflation and practices that they had started in auditing the accuracy of label potency. He explained that in May of 2026, the Commission initiated a program to audit the accuracy of label potency for Marijuana flower products available to Consumers and patients. He noted that Consumers and patients relied on the information contained on a label and in many cases make purchasing decisions based solely on the label potency. He added that Licensees also relied on the information contained in the label or in a Certificate of Analysis (COA) that were provided by the laboratory. He also mentioned that Licensees could generally charge more for products that contain a higher total THC content and that Consumers and patients were not getting the benefit but still paying a premium. He explained why they started the program to ensure that Licensees were not falsely advertising or marketing products but added that for the program to have an impact on public health and safety, they needed to establish a compliance standard for when the Commission would act against Licensees for inaccurate labels. He presented and explained the standard they landed on and mentioned that every plant was not the same, and potency did degrade over time. He noted other jurisdictions' practices and studies they investigated and shared that potency was well researched and a problem in other jurisdictions. He added that they also did their own research in 2025 and presented the testing results on one of the strains. He explained the product was under labeled and the practice of auditing the accuracy of labeled potency. He shared the method of using Independent Testing Labs (ITLs) to test blind and taking randomly selected samples for testing with all the results be given to the Commission. He presented how they made their calculation of potency deviation. Commissioner Wilson asked about the current testing process and First AEC Nielson walked him through the supply chain and how often products were tested. He also confirmed they were testing the final product before hitting shelves. Commissioner Wilson provided clarity on the steps of the process and asked why they used the same lab. First AEC Nielson and Enforcement Counsel Timothy Goodin (EC Goodin) explained labs had different processes or techniques to test and it was the best practice until a standards lab was established. The Chair asked if they were looking for accuracy or nefarious players and First AEC Nielson confirmed both. EC Goodin mentioned the importance of accuracy for patients and Consumers and explained the notice process. The Chair advocated for a standards lab and was interested in the variety of ways ITLs tested. Commissioner DeLobato noted discrepancies if a standard was not established. The



ED mentioned feedback he had received in the past as a reasonable approach and that THC potency fell under Consumer protection.

2. Assessment of Fines

- EC Goodin explained utilizing fines or the assessment of fines in instances where they identify a violation of the regulations and noted it as one of the primary tools used. He described the process and standardization of fine assessment and explained the historic approach. He mentioned that they conducted a jurisdiction survey and explained that they landed on a category approach. He noted they were establishing an Enforcement portal to add guidance and actions. He explained and described the four categories for fine assessment. He provided examples for each category and noted they would escalate fines if they saw repeating violations. Commissioner Wilson asked about regulations and EC Goodin confirmed they were acting within their regulations. General Counsel Kajal Chattopadhyay (GC Chattopadhyay) confirmed there was no regulatory packet around the topic. The Chair asked if they were to look back, how many would they have in each category bucket. EC Goodin responded that they would look back to provide the Chair with the information. EC Goodin also noted they had already started using the presented process.
- The Commission took a brief recess returning at 1:15 PM. (Returned at 01:08:54.)

V. Enforcement Actions

1. Stipulated Agreements

- EC Goodin explained the process and that once the investigations were over, a referral was sent over to the Commission for them to do their due diligent review. He noted the effort to ensure further compliance and personnel accountability and explained what they were containing in the agreements.
- i. DMA Holdings (MA), LLC
 - EC Goodin placed the Stipulated Agreement before the board for their consideration and explained how many Licenses they held. Associate Enforcement Counsel David Tennyson (AEC Tennyson) provided a brief presentation and context around the Stipulated Agreement for DMA Holdings (MA), LLC. He noted they were under receivership. He shared the Commission's findings and how they displayed a lack of responsible business. Commissioner DeLobato asked how the situation compared to other similar situations and EC Goodin noted that the violations were unique compared to historical violations. Commissioner DeLobato asked how they came to the number for the fine and the Chair noted that the nature of it was in receivership which made a cap. EC Goodin noted that receivership was limited in what they could offer. Commissioner Wilson asked how the receivership was initiated and AEC Tennyson noted that the receivership process was done privately. The Chair asked if the time frame of three years was normal and EC Goodin responded that there were many things that could affect the timeline and that it could take up to a year or more



than a year to perform their due diligence and noted that negotiation could take a bit of time too.

- Commissioner DeLobato moved to approve the Stipulated Agreement for DMA Holdings (MA), LLC.
- Commissioner Wilson seconded the motion.
- The Chair took a roll call vote:
 - Commissioner DeLobato – Yes
 - Commissioner Wilson – Yes
 - Chair Harding – Yes
- The Commission unanimously approved the motion.

ii. Legal Greens LLC

- First AEC Nielson explained the findings in the Stipulated Agreement for Legal Greens LLC and proposed a resolution to the matter. He explained the negotiations terms and noted the category violations. Commissioner Wilson noted his concerns around Cannabis being grown in the basement of the business and how he was surprised they received the same penalty as the owner who did not engage in the same acts. Commissioner DeLobato opined that the fine was too high and asked about different floors of a building. She added the situation jumped out as assumption and that there was too much doubt presented. First AEC Nielson noted the unique situation from what the Commission had seen. He also noted that it depended on how the Licensee used the basement and that it should have been disclosed as part of the establishment according to the definition of Premises. Commissioner DeLobato suggested they needed to look at the time length and three-year lapse of great standing. She also noted costs were being added on top of hiring and mentioned it was reality for families to help small businesses. Commissioner Wilson mentioned shifting the fine to take action against the individual who performed the acts. The Chair shared the want to not put undue burden on the Licensee who had shown cooperation for the last three years and Commissioner DeLobato agreed. She added she wanted the fine to be reconsidered.

- Commissioner DeLobato moved to table.
- Commissioner Wilson seconded the motion.
- The Chair took a roll call vote:
 - Commissioner DeLobato – Yes
 - Commissioner Wilson – Yes
 - Chair Harding – Yes
- The Commission unanimously approved the motion to table.
- The Commission took a brief recess returning at 2:25 PM. (Returned at 02:21:19.)

VI. Staff Recommendations on Change of Ownership



- Licensing Analyst Jaime Wakefield presented on behalf of the Licensing Department, on its Recommendations for Changes of Ownership.
1. Tree Market Lynn LLC – add one individual and one entity.
 - Commissioner DeLobato moved to approve the Change of Ownership.
 - Commissioner Wilson seconded the motion.
 - The Chair took a roll call vote:
 - Commissioner DeLobato – Yes
 - Commissioner Wilson – Yes
 - Chair Harding – Yes
 - The Commission unanimously approved the Change of Ownership.
 2. Tree Market Taunton, LLC – add one individual and one entity.
 - Commissioner DeLobato moved to approve the Change of Ownership.
 - Commissioner Wilson seconded the motion.
 - The Chair took a roll call vote:
 - Commissioner DeLobato – Yes
 - Commissioner Wilson – Yes
 - Chair Harding – Yes
 - The Commission unanimously approved the Change of Ownership.

VII. Commission Discussions and Votes – 02:26:25

1. Chapter 65 of the Acts of 2026 Regulatory Package
 - The Chair noted the discussion as a follow up to the last meeting where they discussed promulgation of emergency regulations. He explained that the discussion would be around proposed draft emergency regulation amendments prepared by the Legal department. He added that at the June 11th Public Meeting (PM), they voted to direct the Legal department to draft an emergency regulation package responsive to Chapter 65 updates that the legislature and the administration had directed to amend within two months of enactment of the new law. He also added that if the board moved forward the emergency regulations package, they would begin addressing all other changes that needed to be made to comply with Chapter 65 in the early fall in a large policy regulatory round.
 - The Commission took a brief recess. (Returned at 02:31:27.)
 - Associate General Counsel Erica Bruno (AGC Bruno) noted that the redlined version of the draft emergency regulations was contained in the PM packet. She discussed the amendments broadly topic by topic. She stated that the first types of amendments shown in both 935 Code Mass. Regs. §§ 500.000 and 501.000 were technical types of amendments and identified the areas of amendment. She next shared the more substantive type of categories starting with the change of one ounce to two ounces for



adult-use retail sales and directed the board to the specific citations. She continued to the area of amendment related to the License caps and Social Equity Business exclusivity period and she pointed out the specific areas of amendments. Commissioner Wilson asked if someone currently had a medical License, they would not need to make any changes and that it would not affect anyone's License or Renewal and AGC Bruno confirmed correct. AGC Bruno proceeded to the next category of amendments pertaining to License cap carveouts for Employee Stock Ownership Plan (ESOP) trustees. AGC Bruno noted that the next License cap carveout was for those Persons or Entities holding less than 20% equity who do not otherwise have Direct or Indirect Control. AGC Bruno stated the last area of amendment was for equity holders possessing an equity interest of 10% or greater. Commissioner DeLobato thanked staff for the process and encouraged them to start thinking through what an action plan would look like from a data perspective. Commissioner Wilson recommended tracking how many Licenses people were a part of even if they were well below the limit. AGC Bruno proposed three draft motions for the board's review and consideration of the package. The Chair read the motion language.

- Commissioner DeLobato moved to approve the draft emergency regulations at 935 Code Mass. Regs. §§ 500.000 and 501.000 resulting from Commission deliberations including all amendments to increase a possession and sale limits from 1 to 2 ounces, License cap updates and Social Equity business exclusivity period and License cap exclusions for ESOP trustees and Persons or Entities possessing an equity interest of less than 20% who do not otherwise have Direct or Indirect Control as final for submission to the Secretary of the Commonwealth.
- Commissioner Wilson seconded the motion.
- The Chair took a roll call vote:
 - Commissioner DeLobato – Yes
 - Commissioner Wilson – Yes
 - Chair Harding – Yes
- The Commission unanimously approved the motion.

- Commissioner DeLobato moved to authorize Commission staff and the Legal department to make any ministerial edits to the final emergency regulations at 935 Code Mass. Regs. § 500.000 and 935 Code Mass. Regs. § 501.000 that are consistent with Commission deliberations and votes, the Commission's governing laws, and the Secretary of the Commonwealth's requirements, and to take any additional steps to file the final emergency regulations with the Secretary of the Commonwealth.
- Commissioner Wilson seconded the motion.
- The Chair took a roll call vote:
 - Commissioner DeLobato – Yes
 - Commissioner Wilson – Yes
 - Chair Harding – Yes
- The Commission unanimously approved the motion.



- Commissioner DeLobato moved to authorize Commission staff and the Legal department to take all steps necessary to submit a Notice of Public Comment and Hearing on the final emergency regulations at 935 Code Mass. Regs. § 500.000 and 935 Code Mass. Regs. § 501.000 with the Secretary of the Commonwealth.
- Commissioner Wilson seconded the motion.
- The Chair took a roll call vote:
 - Commissioner DeLobato – Yes
 - Commissioner Wilson – Yes
 - Chair Harding – Yes
- The Commission unanimously approved the motion.
- AGC Bruno explained next steps and timeline for the emergency regulation process. Commissioner DeLobato asked once they start collecting public comments, how did the public submit comments and AGC Bruno noted they could submit them through email and written comments. AGC Bruno also mentioned that many engaged stakeholders were aware of the process and that they were also able to testify during the Public Hearing with a hybrid option. She added that all comments and testimony would be compiled for the board's review and for staff to work through any potential amendments that would be beneficial.

VIII. Next Meeting Date – 02:50:11

- The next meeting was scheduled for July 9, 2026.

IX. Adjournment – 02:50:12

- Commissioner DeLobato moved to adjourn.
- Commissioner Wilson seconded the motion.
- The Chair took a roll call vote:
 - Commissioner DeLobato – Yes
 - Commissioner Wilson – Yes
 - Chair Harding – Yes
- The Commission unanimously approved to adjourn.

