

6 Special Livestreams on October 23

Join your colleagues via Zoom. Get your questions answered in real time. If you can't make these livestreamed sessions, no worries. They'll also be recorded and available on demand starting November 23.

10/23/20

9:00am | Marijuana Regulatory Update

10:00am | Federal Marijuana Reform in the Age of COVID: Where We Are and Where We Are Going

11:30am | Weeding Out Law Enforcement's Role in the Age of Legalization

1:30pm | A View from the Inside: How MRA Regulations Impact Your Clients

3:00pm | Municipal Management of Marijuana

4:30pm | Marijuana Law Town Hall Q&A

NATIONAL SPEAKERS YOU WON'T WANT TO MISS



Charles Aloviseti
Vicente Sederberg LLP, Denver, CO

Charles, a partner in the firm, is recognized as one of the top cannabis lawyers in the country. He shares practical advice on financing a cannabis business in a challenging market.



Nathalie Bougenies
Harris Bricken, Portland, OR

Nathalie is an authority on laws and regulations surrounding hemp-derived CBD products. She helps you navigate this tricky area with fresh perspectives on marketing trends and more.



Justin Strekal
NORML, Washington, DC

Justin is political director of the organization. Before working on drug policy, he focused on tax, wage, and campaign finance. He delivers an update on marijuana reform at the national level.

5TH ANNUAL Marijuana Law Conference

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D. Special Livestreamed Sessions | 10/23/20

- Marijuana Regulatory Update (9:00am)
- Federal Marijuana Reform in the Age of COVID: Where We Are and Where We Are Going (10:00am)
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- A View from the Inside: How MRA Regulations Impact Your Clients (1:30pm)
- Municipal Management of Marijuana (3:00pm)
- Marijuana Law Town Hall Q&A (4:30pm)

These sessions will also be recorded and available on demand starting November 23, 2020.

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5TH ANNUAL

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Michigan’s Premier Marijuana Law Event

Nowhere else can you get this many viewpoints in one place. This on-demand event includes six livestreamed sessions. It keeps you connected with timely insight from the entire marijuana law community, including state and federal regulatory agencies, law enforcement, municipalities, and more. It’s perfect whether you’re experienced in marijuana law or simply ready to jump in.

Andrew Brisbo returns to share his inside view on the latest happenings with the MRA. Get guidance on key municipal issues from a city attorney and lawyers in private practice—including Gregory Schmid, who has drafted many ballot initiatives. Hear how law enforcement is adapting to legalization straight from a prosecutor and state police officer. Take away tips and tricks for winning an investigative hearing. Understand how COVID-19 is affecting federal reforms and cannabis businesses.

You Will Be Able to:

- Untangle the red tape surrounding hemp-derived CBD products
- Better understand the MMMA by examining 12 critical cases
- Avoid tax problems under IRS enforcement efforts
- Grasp which marijuana-related offenses remain viable for prosecution
- Navigate the licensing process, from applications to renewals
- Anticipate and respond effectively to insurance disputes
- Prepare clients for the impact on custody cases in family court
- Use *Daubert* motions to limit evidence and gain an advantage

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Schedule

SESSION DURATIONS: Each on-demand session runs 45-75 minutes on average.

Plenary Sessions

Marijuana Regulatory Update

(to be livestreamed on October 23, 2020, at 9:00am)

The regulatory landscape for the commercial marijuana industry is steadily evolving as the industry grows in Michigan. The Marijuana Regulatory Agency continues to adapt to new challenges to fulfill its mission of protecting consumers while providing opportunities for businesses to thrive. MRA Executive Director Andrew Brisbo will discuss the agency’s approach, recap major events for the year, and look ahead at what is to come.

Andrew Brisbo, Bureau of Marijuana Regulation, *Lansing*

“This event is extremely valuable to lawyers working in this field. It covers many areas of practice.”

Matthew R. Abel, Cannabis Counsel PLC, *Detroit*

“There’s really a broad array of topics. There’s just a wealth of information.”

Hon. Bridget M. McCormack, Michigan Supreme Court, *Lansing*

30 SPEAKERS, 19 SESSIONS INCLUDING 6 LIVESTREAMS

This year we’re bringing Michigan’s marijuana law community to you! Watch all 19 sessions on demand starting November 23, 2020. Plus, get your questions answered in six special livestreamed sessions on October 23—including insight straight from the MRA and the latest on federal reforms.

Federal Marijuana Reform in the Age Of COVID: Where We Are and Where We Are Going

(to be livestreamed on October 23, 2020, at 10:00am)

In 2019, the House Judiciary Committee voted for the first time to end marijuana prohibition, advancing the MORE Act with a vote of 24-10. In this presentation, we will discuss the state of the various reform bills before Congress and explore what the future holds for marijuana policy nationally.

Justin Strelak, NORML, *Washington, DC*

Weeding Out Law Enforcement’s Role in the Age of Legalization

(to be livestreamed on October 23, 2020, at 11:30am)

Explore Michigan law enforcement’s changing role and responses in the emerging world of legal adult cannabis use. Grasp the “pot” of marijuana crimes that remain viable for prosecution; curtailing licensing violations and black market activity, including the importance of “joint” cooperation between law enforcement and licensed entities; and OWI enforcement to ensure the “grass” is not greener for those who drive under the influence of marijuana. Allison M. Arnold, Monroe County Office of the Prosecuting Attorney, *Monroe*; Christopher Hawkins, Michigan State Police, *Lansing*; John Reiser, Washtenaw County Prosecutors Office, *Ann Arbor*; Kenneth Stecker, Prosecuting Attorneys Association of Michigan, *Lansing*

A View from the Inside: How MRA Regulations Impact Your Clients

(to be livestreamed on October 23, 2020, at 1:30pm)

The Marijuana Regulatory Agency (MRA) has adapted and evolved with changing laws and rules surrounding a fast-paced, rapidly growing industry. Join a panel discussion with three MRA managers working at the forefront of the regulatory framework to gain insight into the current climate surrounding all things marijuana. Learn about the various phases in which licensees will interact with the MRA, including steps to attaining licensure, day-to-day setup and operations, and ensuring product is fit for sale and consumption. Shelly J. Edgerton, SE Strategies, *Plainwell*; Julie Kluytman, Marijuana Regulatory Agency, *Lansing*; Claire Patterson, Marijuana Regulatory Agency, *Lansing*; Jennifer Piggott, Marijuana Regulatory Agency, *Lansing*

Municipal Management of Marijuana

(to be livestreamed on October 23, 2020, at 3:00pm)

“All politics is local.” Gain insight into the regulation of medical and adult-use marijuana from a municipal perspective, including what goes into the political calculation to opt in/opt out, the scope of the MRTMA petition process, the regulation and defense of local commercial licenses, zoning restrictions of patient and caregiver licenses post-*DeRuiter*, and what to do about those who don’t comply. Catherine P. Kaufman, Bauckham Sparks Thall Seeber & Kaufman PC, *Portage*; Gregory C. Schmid, Schmid Law Firm PLLC, *Saginaw*; Heather Elizabeth Sumner, Lansing City Attorney Office, *Lansing*

Marijuana Law Town Hall Q&A

(to be livestreamed on October 23, 2020, at 4:30pm)

Select faculty members lead an interactive discussion of new developments, national and local trends, and up-to-the-minute planning strategies in this freewheeling session. Get in on the discussion and get your questions answered. John William Fraser, Grewal Law PLLC, *Okemos*; Mary Chartier, Chartier & Nyamfukudza

PLC, *Okemos*; Catherine P. Kaufman, Bauckham Sparks Thall Seeber & Kaufman PC, *Portage*; Denise A. Pollicella, Pollicella & Associates PLLC, *Howell*

Core Concepts Track

Top 12 Cases Every Marijuana Lawyer Must Know

Dig into 12 cases that provide a better understanding of the MMMA. Important practical practice tips will be worked into the context of each case where possible. Allen’s updated history of the MMMA will be provided along with his popular case library.

Allen M. Peisner, Allen Peisner Attorney at Law, *Southfield*

Your Licensing Process Flight Plan

Licensing in Michigan is flying high.

Get the 30,000-foot view of licensing including the legal necessity for a license, the types of activity that requires licensure, roles in the state license review and approval process, the application forms, the electronic portal (Accela), timing, and cost. Plus, explore the interplay between state and municipal approval processes, and the keys to compliance and license renewals.

Robert A. Hendricks, Warner Norcross + Judd, *Grand Rapids*

Marijuana and Current Family Law Issues

“But it’s legal!” Learn how the family courts are now handling marijuana use in custody determinations since legalization. Learn how to prepare clients for the impact marijuana use has on a custody case and why we must do more than argue “but it’s legal.”

Erica Garner Terranova, Bailey & Terranova, *Okemos*

Updates on IRS Enforcement Efforts and Other Tax Issues Facing Marijuana Businesses Today

Explore the various ways in which the IRS carries out enforcement actions against marijuana businesses. From audits to compliance issues to penalties, review the scope of how marijuana businesses are looked upon by the IRS versus

non-marijuana businesses, plus the tax problems that could potentially arise. Venar Raad Ayar, Ayar Law, *Farmington Hills*

Business Track

Raising Money in Challenging Times: What You Need to Know About Financing a Cannabis Business in a Difficult Market

Get practical business and legal advice related to raising money for direct and ancillary cannabis companies. Gain an understanding of debt versus equity considerations, real estate financing, selecting investors, public versus private investors and financings, unique considerations for licensed businesses, hemp and CBD issues, valuations, securities law considerations for cannabis companies, broker/dealer issues, financings with and without lead investors, and the impact of COVID-19.

Charles Aloviseti, Vincente Sederberg LLP, *Denver, CO*

Covering Your Assets: Litigating and Defending Legal and Insurance Claims in Cannabusiness

With the exciting growth in the Canadian and United States cannabis markets comes uncertainty and avoidable risk. Learn about comprehensive business insurance for cannabis operations, how to anticipate and react to insurance disputes, legal liability for personal injuries, and taking the lead in defending your business in an effective and efficient legal manner.

John J. Gillooly, Garan Lucow Miller PC, *Detroit*

Administrative Law Investigative Hearing Tips and Tricks

Learn how to prepare for and win an investigatory hearing when appealing a denial of licensing. Effectively use MOAHR and court rules and procedures to establish your eligibility for licensing under the marijuana laws and rules and rebut the reasons for denial. Hear some war stories and gain tactics and strategies to better prepare for your next investigative hearing.

John Alan Janiszewski, Dykema, *Lansing*; Thomas M. J. Lavigne, Cannabis Counsel PLC, *Detroit*

Hemp & CBD Track

Industrial Hemp Regulatory Update

The 2018 federal farm bill reclassified industrial hemp as an agricultural commodity, allowing farmers to once again grow it, as long as its tetrahydrocannabinol (THC) level was below 0.3%. Grow your understanding of Michigan’s industrial hemp program and get an update on evolving state and federal hemp rules, state plan submission, and future opportunities to grow and market industrial hemp in Michigan.

Gina Alessandri, Michigan Department of Agriculture & Rural Development, *Lansing*

The Regulatory Framework of Hemp CBD Products: Can’t We All Just Get Along?

Grasp applicable FDA enforcement guidance and regulations surrounding the sale and marketing of hemp-derived CBD (“Hemp CBD”) products, specifically consumables, smokables, and cosmetics. Unscramble the patchwork of state regulations that manufacturers and distributors must follow in the face of the FDA’s current enforcement position. Plus, get new perspectives on labeling and marketing trends, including best practices to comply with rapidly changing laws and regulations for CBD companies.

Nathalie Bougenies, Harris Bricken, *Portland, OR*

Criminal Track

Marijuana and Driving: Strategies for the Defense

Defending drugged driving cases involving marijuana requires knowledge of both the law and science. Mary shares top tips and strategies for litigation, including critical motions to file, discovery to obtain, and trial tactics. Mary Chartier, Chartier & Nyamfukudza PLC, *Okemos*

Successfully Using Daubert Motions in Marijuana Cases and Beyond

Your marijuana cases can hinge on the use of expert testimony, and *Daubert* motions can provide the advantage you need. Using a case study approach, grasp

the court opinions and rules of evidence you must know to successfully argue your motions and to limit the scope of reports, lab technicians, and drug recognition testimony and evidence.

Bernard Anthony Jocuns, Bernard Anthony Jocuns & Associates PLLC, *Lapeer*; Michael A. Komorn, Komorn Law PLLC, *Farmington Hills*

Real Property Track

Municipal Zoning and Cannabis Land Use

Uncover common problems in securing an eligible property as part of obtaining a medical and adult use license under municipal zoning ordinances, the MMFLA and MRTMA. Is your location in conformity with the zoning ordinance? How do you address issues of variances and other zoning criteria in ZBA hearings, appeals of zoning board decisions under the Zoning Enabling Act, and consent judgments and zoning? What are the zoning continuities and disjunctures for caregiver locations under *DeRuiter*?

Charles E. Murphy, Clark Hill PLC, *Birmingham*

Special Considerations for Handling and Drafting Cannabis Real Property Transactions

Drafting real estate transactions for the cannabis industry presents numerous challenges. Explore special considerations when leasing to a licensed cannabis business, why your client should not combine its real property and asset transactions, what terms must be included in a purchase agreement for real estate used for cannabis, and why municipalities think that land use permits aren’t transferable. Finally, review a transaction that caters to the partner who cannot seem to get prequalified. Denise A. Pollicella, Pollicella & Associates, PLLC, *Howell*