

# Memorandum

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** RICHARD DOYLE  
City Attorney

**SUBJECT:** Medical Marijuana Program

**DATE:** March 30, 2017

## INFORMATION

This memorandum is to provide the City Council with an update on enforcement efforts related to the City's Medical Marijuana Program. The Attorney's office appreciates the continued assistance that it receives from Code Enforcement and the Police Department.

## ENFORCEMENT

Since the last information memorandum of November 4, 2016, the Superior Court has issued orders granting the City's request for preliminary injunctions and the following operators have closed:

- Medimarts, Inc., 1851 Little Orchard Street (as of December 16, 2016)

The City has resolved the following cases with stipulated permanent injunctions and fines, and Code Enforcement has confirmed the operator has ceased doing business at:

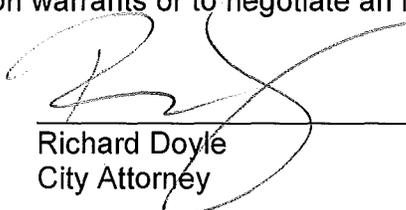
- Fortune Wellness Center, 2231 Fortune Drive #A
- Amsterdam's Gardens, 2142 The Alameda

The City has reached a tentative settlement agreement with the San Jose Cannabis Buyers Club for unpaid marijuana business taxes.

The City currently is in litigation with, and hearings are pending in Superior Court for, the following unregistered medical marijuana establishments:

- Delta 9 Association, 1948 Alum Rock Avenue (storefront closed)
- MediMarts, 1851 Little Orchard Street (storefront closed)
- O.N.A.C. for South Bay, 265 Meridian Avenue #9
- Firehouse Health Collective, 1629 Almaden Road (storefront closed)
- Leaf Lab, 837 Commercial Street (storefront closed)
- Blue Sky Care Center, 3039 Monterey Road (new collective opened)

We worked with Code Enforcement to obtain inspection warrants or to negotiate an inspection without a warrant for the Delta 9 and Leaf Lab locations.

  
Richard Doyle  
City Attorney

cc: Norberto Dueñas  
Chief Garcia  
Wendy Sollazzi