



State of New Jersey
CANNABIS REGULATORY COMMISSION

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June 25, 2024

VIA CERTIFIED AND ELECTRONIC MAIL to: marc.rosenstein@greenanalyticsllc.com

Mark Rosenstein, Owner
Green Analytics New Jersey
3535 Quakerbridge Road, Suite 101
Hamilton, New Jersey 08619

Re: **NOTICE OF VIOLATION – Green Analytics New Jersey; INV 126 24**

Dear Mr. Rosenstein,

This letter is a Notice of Violation, issued by the New Jersey Cannabis Regulatory Commission (“NJ-CRC”) in accordance with N.J.A.C. 17:30-20.4 to Green Analytics New Jersey (“Green Analytics”). The investigation commenced on June 14, 2024, and concluded on June 24, 2024, during which time Green Analytics was found to have committed the following statutory violation:

1. Violation 1: N.J.S.A. 24:6I-19 –

e. Until such time as the commission establishes the standards required by this section, a licensed laboratory shall utilize the testing standards established by another state with a medical cannabis program, which state shall be designated by the commission.

The NJ-CRC designated interim testing standards pursuant to N.J.S.A. 24:6I-19 by Resolution 2021-9, adopted June 1, 2021, establishing the State of Maryland, Title 10, Subtitle 62 of the Code of Maryland Regulations as the Commission’s Interim Testing Standards. Those standards, still in place, require the testing of Ethephon, a pesticide. The NJ-CRC has found that Green Analytics has failed to test for Ethephon in their pesticide tests for cannabis and cannabis products dating back from October 27, 2022, through June 24, 2024¹, but has been manipulating the Metrc seed-to-sale system in order to process their tests and move cannabis and cannabis product through the system.

Green Analytics explained their failure to test for Ethephon by arguing that New Jersey adopted its own

¹ Specifically, Certificates of Analysis were randomly pulled from the following dates, each of which showed that Green Analytics had “Not Tested” for Ethephon but gave the pesticide a status of “Pass” on the Certificate: October 27, 2022, April 12, 2023, March 11, 2024.

testing standard on September 28, 2022, and that the adopted standard did not require testing for Etkephon. The September 28, 2022, standard issued by the NJ-CRC was in fact rescinded on November 1, 2022, following receipt of concerns raised about the practicality of some of the requirements, including concerns raised by Green Analytics after the rescission, which were received by the NJ-CRC on November 23, 2022. All testing laboratories were on notice that the New Jersey standard had been rescinded and, until further notice, the Maryland requirements remained in place. Thus, Green Analytics' reliance on the rescinded testing standards was misguided.

Within 20 business days of the receipt of the Notice of Violation, Green Analytics shall (1) Correct the violations; (2) Notify the Commission, in writing, with a postmark date that is within 20 business days of the date of receipt of the Notice of Violation, of any corrective actions taken to correct the violations, and the date of implementation of such corrective actions.

This Notice of Violation satisfies the NJ-CRC's responsibility to provide five-day notice before any enforcement action shall be taken, as required by N.J.A.C. 17:30-20.5. Green Analytics is notified that the above-referenced violations may result in the imposition of civil monetary penalties in accordance with the schedule set forth at N.J.A.C. 17:30-20.7.

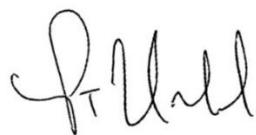
N.J.A.C. 17:30-20.5(a) establishes that: "In response to a violation of any provision of the Act or this chapter, the Commission is authorized to take enforcement action or impose sanctions upon a license holder. Sanctions may include, but are not limited to, civil monetary penalties; suspension, revocation, non-renewal, or denial of a license; referral to State or local law enforcement, pursuant to N.J.A.C. 17:30-20.6, 20.7, and 20.8; or any combination thereof." Corrective action taken by Green Analytics does not preclude the NJ-CRC from imposing penalties but may be taken into consideration when considering the penalty to be imposed for each violation. N.J.A.C. 17:30-20.6(f)(4).

Green Analytics has acted in violation of the Jake Honig Act and the CREAMM Act by its continual failure to test for the pesticide Etkephon in cannabis and cannabis products.

The NJ-CRC hereby orders Green Analytics to immediately conform its operations for testing cannabis and cannabis products with the Commission's adopted Interim Testing Standards (the Maryland testing standard) and the Standard Operating Procedures on file with the Commission. The NJ-CRC reserves the right to impose sanctions for this regulatory violation.

The NJ-CRC appreciates your expeditious cooperation in this matter. Any questions regarding this correspondence can be sent via e-mail to your assigned Field Monitor.

Sincerely,



Paul Thomas Urbish, Esq.
Director
Office of Compliance and Investigations
New Jersey Cannabis Regulatory Commission