Dear Speaker Pelosi and Leader McCarthy,

Medical cannabis patients and adult consumers in 33 states depend upon safe, state-regulated cannabis products. As the national trade association representing the state-legal cannabis industry, our members’ businesses depend upon delivering reliable products that meet their expectations. Recent reports of vaping-related illnesses and deaths are alarming and demand an immediate, robust investigation by public health professionals. Make no mistake, the legal state-regulated cannabis industry knows that any death is one death too many. Fortunately, we have policy tools that can be employed to help limit the illicit market, implement uniform good manufacturing practices and prevent future harms.

Effective public policy demands a strategy based on facts and reliable scientific evidence. But many key facts surrounding recent vaping-related illnesses and deaths remain unknown. Some of the media coverage of this brewing crisis is currently based on speculation. Many reports have conflated a wide variety of products with little in common except the use of a vaporizer. What we do know is that the role of adulterants is being seriously examined. Indeed, preliminary reports have linked nearly all reported illnesses to products purchased from the illicit market that contain potential adulterants and contaminants. An investigative report from NBC News on September 27, 2019 that tested both regulated and illicit products indicates that additives and pesticides which are likely contributing factors in this recent outbreak were found exclusively in the illicit market products tested. If so, it is essential that regulators and the media accurately warn the public about these dangers. The public needs accurate and actionable information from the government, particularly about illegal, untested, and dangerous illicit market consumer products.

The recent illnesses are an unmistakable reminder of the importance of effective regulation. If it is confirmed that Americans are being hurt because of unregulated, illicit market cannabis vape products, it is yet another reason for real, comprehensive federal cannabis reform that will allow the regulated, tested cannabis industry to displace illicit market actors. The current patchwork of state regulations highlights the need for uniformity. And uniformity comes with descheduling and federal regulation. It is time to identify and ban whatever contaminants or adulterants are causing these illnesses – if they are not banned already – on a nationwide basis. In the meantime, responsible and legal cannabis businesses stand ready to promote licensed operators and work with regulators to crack down on counterfeit products and other illicit activities.

On October 1, 2019, the National Cannabis Industry Association released substantive and thoughtful recommendations for how cannabis can be regulated at the federal level. Currently, because of marijuana’s status as a Schedule I drug under the Controlled Substances Act (CSA), the Drug Enforcement Administration (DEA) is the primary federal regulator of cannabis. Criminal enforcement
therefore serves as the sole regulatory tool currently used by the federal government, and prohibition policies have utterly failed to either stamp out the illicit market or allow the legal market to effectively disrupt it at a national level. There is currently no cohesive federal public health policy for cannabis. It is now abundantly clear that we need a public health approach to cannabis regulation. We hope that lawmakers will pay attention to our recommendations, as our industry deeply believes that responsible federal regulation is what Americans deserve and should expect.

The first and most important step towards a comprehensive regulatory system for cannabis is for Congress to remove marijuana and its derivatives, including delta-9 tetrahydrocannabinol (THC), from the CSA, otherwise known as “descheduling.” Descheduling is the only way to truly reform federal cannabis policy in a sensible manner so that state regulatory programs can most successfully ensure consumer safety and to pave the way for appropriate federal regulations. Our proposal calls for cannabis products, like other consumables, to be descheduled and regulated by the government agencies that currently oversee most food and drugs, primarily the Food and Drug Administration (FDA) and the Alcohol and Tobacco Tax and Trade Bureau (TTB) within the U.S. Department of the Treasury. If vaporized products were to fall under the FDA’s purview, for example, that agency could approve ingredients that are safe to be vaporized, similar to how the FDA recognizes food or alcohol ingredients as safe.

In addition, descheduling cannabis would end many of the federal policies that make it difficult for legal cannabis businesses to effectively compete with illicit operators. Eliminating the undue burdens caused by outdated laws would help ensure that unethical actors are increasingly disrupted by legitimate, responsible businesses.

Our member businesses strive to make the lives of their patients and consumers better. Voters and legislators have approved medical programs in thirty-three states and those cannabis programs are working for patients. Patients and other consumers deserve a fact-driven regulatory response from Congress to prevent further harm. The public should have confidence in the products that we market and sell, and the legal cannabis industry stands ready to inform and abide by reasonable regulations.

In light of the indeterminate cause(s) of these illnesses and variance in state regulations regarding vape cartridges, the National Cannabis Industry Association (NCIA) is making the following recommendations:

- Congress is urged to immediately remove cannabis from the Controlled Substances Act and begin to sensibly regulate this substance in a manner similar to alcohol and other consumables, and to make funds immediately available to state medical authorities to investigate these cases.

- Licensed vape cartridge producers are encouraged to halt the use, if any, of additive thickening agents until more data is available.

- Given the preliminary reported association of some illness cases with Vitamin E acetate, any licensed producer that has included this additive in recent vape product batches is strongly encouraged to issue a voluntary recall of those products.

- Licensed cannabis retailers are encouraged to take steps to ensure none of their available vape cartridge inventories have been sourced from a producer that uses Vitamin E acetate.

- Cannabis vape cartridge consumers are urged to immediately cease the use of any product obtained from the illicit market and to limit any future purchases of vape cartridges and other cannabis products to state-licensed, regulated businesses.
The legal cannabis industry is extremely concerned about these reported illnesses and deaths. It is clear that the American public wants quality-controlled cannabis products made available for adults and patients. The recent news is, unfortunately, yet another reminder that there is no time to waste. Our industry wants to provide the products voters demand with a tireless focus on improving consumer safety. While state regulators and licensed businesses appear to be doing an excellent job at keeping potentially dangerous products out of the legal market, federal descheduling and regulation will allow more research and help states continue to improve their regulatory activities and oversight, as well as provide universal standards for safety. We are at the ready to work collaboratively with federal lawmakers, the same way we have at the state level for over a decade. Please let us know how we can help move the ball forward on descheduling legislation. Lives are literally at stake.

Aaron Smith
Executive Director, NCIA

Khurshid Khoja
Greenbridge Corporate Counsel
NCIA Board Vice Chair
NCIA Policy Council Member

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Berkeley Patients Group
NCIA Board Member

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Trevor Morones
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Alena Rodriguez
Rm3 Labs
NCIA Policy Council Member

Hanna Shanes
The NAV People US - 365 Cannabis
NCIA Policy Council Member

Tyler Williams
ASI Cannabis Safety and Quality
NCIA Policy Council Member
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Palliative Care Corp

Carissa Cuellar
Domlabs

James Cummins
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Dean Curtin
Eureka Vapor

Beth Curtis
Life for Pot

Mark Cusick
Herbal Grasslands, LLC

David Danon
Integrated Farms

Adam Davis
Lucy Sky

Austin Davis
Ionic brands

Adrienne Dean
Dean & Ray LLC

Rhonda Delgado
Gold Flora

Gabrielle DeVito
Happy Valley

Dan Devlin
Ionic Brands

Brian Dewey
Kiva Sales & Service

Paul Disdier
The Fireweed Factory LLC.

Christopher Creighton
Intelibis Research, LP

Gabriel Cross
Odyssey Distribution, LLC

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Peter Cueva
Eureka

Kari Cunningham
Urban Flora Apothecary

Shannon Curtin
Eureka Vapor

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Cindy Cusick
Herbal grasslands

Cindy Darken
Patient Advocacy

Jason Davis
The Dog Guy

Seth Dean
Universal Grow Controls

Sarah Delaney
INDIVA Inc.

Daniel Delson
Daniel Delson Strategic Communication

Kelly Devlin
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Tiffanee’ Dewberry
The MariJayne Maven & The Colors Of Cannabis

Jeff Diehl
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Danny Djonovic
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Growth Network Holdings

Dennis Ferrigno
The Grow Depot

Darrell Fietz
A Green alternative

Rick Fisher
CANNDESCENT

Anne Fleshman
Flowhub

Etienne Fontan
Berkeley Patients Group

Dan Fox
Fox Consulting Network

Paul Frank
Hemp Solutions of Minnesota, LLC

Jeremy Freitas
Brother Mark

Glenn Frese
Future State Brands

Odain Gabay
JamRock Organics

Grovena Galbreath
The Medijuana Company

Sergio Gallo
Private Reserve

Mike Ganges
Cannabiz Collects

Jacqueline Gardiner
Ermont Inc

Joshua Farmer
Integrative Health Products

Nick Favazza
Happy Valley

David Shin Feng
Playland33

Jyl Ferris
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Omar Figueroa
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Brian Fiumara
Ionic Brands

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BSeen LLC

Morgan Fox
National Cannabis Industry Association

Michael France
Proper

Craig Frank
Kaya Holdings, Inc.

Amy Frenchmeyer
Control Point

Elliott Frutkin
Veo Verde Technology

Marcia Gagliardi
mymilligram

Julian Gallegos
J Phi Productions

Rahul Gandhi
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Ramon Garcia
Padre Mu Distribution

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710 Spirits
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Samirah Ibrahim  
GreenRx-ID

Jean-Philippe Innocent  
Califari

William Intrater  
Cannabis Creative Group

Ashley Jara  
WILD ROGUE EXTRACTS

Jocelyn Jeffries  
eAccountable

Tim Jennings  
GreenMB420

Kiyaan Jiwani  
Self-employed

Rhiannon Johnson  
DomPen

Calvin Johnson  
Jetty Extracts

Jay Jones  
BeneLeaves Limited

Jeff Jones  
OCBC

Betsy Kabaker  
Jetty Extracts

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Stan Horton  
S2W Supply Chain Consulting, LLC

Casey Houlihan  
Oregon Retailers Of Cannabis Association

Devon Howard  
Fireman Capital Partners

Todd Hughes  
EnterVation, LLC

Ami Ikemoto  
Department M

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Steve Janjic  
President

Javier Jara  
JSCO Brothers

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SG Scientific

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Leafly

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Lumiere Brillante

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SPARC
Richard Kelley  
Rich Kelley Electric

Brent Kenyon  
Oregon Original extracts

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Sean Khalepari  
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Pure Green

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Remedy Columbia

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Raechel Koepke  
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Vassili Kotlov  
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Jeff Kriozere  
GreenRx-ID

Sue Kronenberger  
Xtract Group

Arun Kurichety  
KushCo Holdings, Inc.

Jeremy Kwit  
Substance

Kenneth Lacroix  
Greenery Map

Peter LaCrosse  
HBDx

Donald Land  
University of California, Davis

Ray Landgraf  
ISLAND

Jake Landis  
Dompen

Amy Larson  
Simplifya

Nicole Lastreto  
Swami Select

J. D. Lauritzen  
Christensen & Jensen, P.C.

Delaney Lawrence  
365 Vertical

Tuan Le  
Brite Labs

Duc Le  
PLUGplay

Brendan LeComte  
Happy Valley Ventures

Jon Lee  
Plug Play

Kenny Lee  
The Breeze brand

Christine Leu  
Luna Caregivers
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Secret Nature CBD
Maegan Maloney
NCIA

Courtney Maltais
CM Botanical
Bill Mangino
TokenWorks Inc.

Corey Mangold
Orchid Ventures
David Mangone
Americans for Safe Access

Madeline Manning
Ladies of Paradise
Keith Marble
M-I-C, Inc.

Liza Martin
AKO FARMS
Ilene Martinez
USA

Mark Martinez
Geaux Green Genetics
Angine Martirosian
CD Simonian Insurance Agency Inc

Sandra Marucci
Cannalytic Insights
Joshua Masur
Zuber Lawler & Del Duca LLP

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Mathis Cooperative
Janet Matula
Vista Prime Distribution

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Salveo Capital
Kevin McCarty
Australis Capital

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Drew McCullough
Essential Enterprises

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McElfresh Law, Inc.
Philip McGarr
Mighty Self

Ed McGarr
RizePoint, Inc.
Shannon McInerney
Purple Star MD

Shelly McKay
Kannabis Works
Lou Anne McKeefery
Self employed

Corey McLaughlin
Golddrop
Jaime McMillan
McMillan Capital Management Group

Shane McRae
Convectium
Johnny Meier
Pharmacanna LLC

Vitaly Mekk
Capna Intellectual/BLOOM
Artashes Melikyan
Cascade Ventures, LLC

Carsey Merchant
Carsey Hawkins Consulting - Cannabis Training and Education
Katherine Merryfield
Kat,Â­os Naturals, Inc
Christopher Michaud
BeGreen Supply

Donna Michola
US Hemp Shops

Jeremy Miller
AuBio Labs, LLC

Ryan Mirpanah
Vector Payments

April Misloski
April mason cmt

Michael Mitgang
WGD Partners, LLC

Jennifer Montgomery
Coachella lighthouse LLC

Georgina Moreno
South Bay Economics LLC

Nanci Morris
Total Health Camdenton

Kenny Morrison
VCC Brands

Rich Morton
LifeTech Mexico

Craig Moso
Wild Rogue Extracts Llc

Gilly Motta
Happy Valley

Gayle Movalli
Happy Valley Management MA LL

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Harborside

Kevi Murra
Anti organic

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Omega Cannabis Supply

Peter Michaud
BeGreen Supply

Greg Miller
Rocky Mountain Blaze

Shawna Miller
Miller Business Services

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Merida Capital

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Tim Montague
None

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Eureka Vapor

Matthew Morgado
Mammoth Distribution

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Flav

Tyler Morss
Breeze

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PBP Inc

Nakisa Motamedi
ShowGrow

Cameron Moulene
BudsBox

Jim Mullen
The Herbery

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The Resourcery

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PRC Arlington

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Kurvana

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Santa Margarita Ford

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Dompen

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Simplifya

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Kush Gardens

Rich Paradiso  
Frosty Leaf

Veena Parekh  
Aeon Botanika

Linda Parker  
Victory Lane Vapor

Timothy Naughton  
Jane Technologies

Lucinda Nelson  
CBCB

Ryan Nelson  
Ionic Brands

Jeremy Nickle  
Hawaiian Holy Smokes

Noel Nishi  
Lucid Labs, LLC.

Everett Novak  
Tokyo Starfish

TO O'Brien  
Coastal Vape Co

Ellice Ogle  
Tandem Food LLC

Mark Olson  
Sacred Garden Santa Fe

Jason Ortiz  
MCBA

Erik Ott  
KO Acquisitions

Monty Overson  
Sweet Blossom Edibles

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domCBD

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HappyValley MA

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Rawl of the dead photography

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Leafyceuticals

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Capna Intellectual

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Palm Beach Vapors

Daniel Paul  
Nobo Inc.

Gary Paulin  
Lightning Labels

Mae Pease  
Oregons Finest

Jacob Perea  
Lucy Sky

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Perrine Agency

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Breeze Brand

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QVI, Inc.

Brandon Pollock  
Theory Wellness

Quayny Porter-Brown  
Anderson Porter Design

Harriet Postlethwaite  
High Quality

Dawn Prebula  
botaniCo

Paxton Quigley  
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Neil Patel  
Focus

Nik Patel  
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Lauren Pray  
High Purity Extractions

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Headwaters

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Mark Raber
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Hippo Premium Packaging

Eric Rahn
S2S Insurance Specialist

Gail Rand
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Bhaumik Rao
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410 Extracts

Randy Reed
Fractal

Stefan Rehr
Dompen

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Emerald Scientific

Cameron Renshaw
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Chick Richardson
CRE LLC

Lloyd Ricky
NorCal Trimmers

Tomi Riley
CFS

Heather Rodman
GNH

Paul Roethle
Chemistry

Lizzie Rosenberg
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Antony Radbod
Archytas Ventures

David Rahn
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Tim Raho
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Cameron Ransom
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Muhamamd Raqib
CannaLead

Denise Raymond
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Tina Reeve
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Justin Reid
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Ken Remington
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Tim Revenko
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Brian Richardson
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April Riggs
Cheeky Little Monkey

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Marissa Rodriguez
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Kyle Rosebure
Oklahoma Roots Cannabis Co

Eric G. Rosewitz
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Michael Stephens  
Private Reserve Original

Ashley Stewart  
Eugene OG

Eugene OG  
J&P Investments, LLC

Christian Struzan  
IONIC

Nick Suh  
Ninja Enterprises

Ken Swain  
Plank Road Laboratories

Rany Tan  
Lakewood Medical Clinic and Maple Heights Medical Clinic

Peter Tang  
PLUGplay

Leslie Tee  
Hippo Premium Packaging

Sergio Tellez  
Spliffin group

Jillian Thayer  
Herbal rose

John Thompson  
Sublime Solutions, LLC

Tiffany Tien  
PLUGplay

Christina Torres  
AgriScience Labs

Claudia Tryon  
Color Up

Travis Turner  
HZB Manufacturing

Andrew Upchurch  
BudsBox

Jamie Stephenson  
Eugene OG

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Jane Stinson  
Enlighten Alaska

Sheryl Strong  
Khemia

Ken Sugihara  
Grenco Science

Johnny Suire  
Purple Lotus Patient Center

Seth Swanson  
AEssenseGrows

Bobby Tang  
growth network holdings

Wassef Tawachi  
Ciencia Labs

Bobby Teixeira  
Rm3 Labs LLC.

Michael Terrell  
Inyo

Rebecca Theunissen  
ProducerHub

Tyler Thornton  
secret nature cbd

William Tiller  
TILLER MINDBODY INC.

Sue Trusty  
University of Cincinnati

Gary Tucker  
Oak and Crane

Travis Turnsen  
Farmer’s Friend Extracts

Zachary Uzupis  
IntuitSolutions
<table>
<thead>
<tr>
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<tr>
<td>Colleen Valley</td>
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<tr>
<td>Anne Van Leynseele</td>
<td>Zuber Lawler DelDuca LLP</td>
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<td>Sarah VanderWal</td>
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<td>Mark Williams</td>
<td>Thomas B Mansfield Co.</td>
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Chris Williams
Lucy Sky Cannabis Boutique

Terry Wilson
Green Mart

Cody Winters
Wellness Garden Bioscience

Alex Wolfe
Cannara

Jamie Wollberg
Trannabis and Trannabis Chi

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Kush & Canvases

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Christina Yeargin
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Dallin Young
Association of Cannabis Professionals

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