

1. Does the whole marijuana industry operate entirely on cash only?***

2. Somebody wants to run a grow operation in a client's warehouse. Should we be concerned about water usage?*

3. A residential landlord that I represent has a "no smoking" rider on its leases. Does she have to be concerned about a tenant who has been prescribed medical cannabis?*

4. I have a landlord client who has been asked to lease a warehouse for a grow operation. Is there any need to consider the extent to which utilities such as electricity will or will not be provided as part of the lease? **

5. I've heard that mold can be an issue with grow operations. Is this true? **

6. Our client has just entered into a contract to provide student housing on the campus of the state university. Our client will develop, own, and manage the units. Our state is one that allows medical cannabis. Are there any issues here of particular interest?*

7. Given that there is a lot of cash floating around with grow operations and dispensaries, and there is a high-value product involved, how concerned should we be about security?*

8. Our client for whom we do leasing is a retailer with several locations in our state. The company has a "zero tolerance" rule when it comes to illegal drug use by employees. That is, if an employee during a blood test, taken for any reason, has illegal drugs in their system, they're fired immediately. If an employee is injured on the job, they require a blood test to determine if drugs or alcohol are involved. Now, they've asked me whether, if they find that an employee who is injured on the job has THC in her blood and it is a result of her using legally prescribed medical cannabis, can the client fire that employee?*

9. I just got a call from someone who wants me to negotiate a lease for them to open a medical cannabis dispensary in a storefront of a strip mall here in town. Medical cannabis is legal under state law, but I know it is a Schedule 1 drug under the Federal Controlled Substances Act and growing, possessing, dispensing, or using cannabis is a violation of federal law. Do I have an ethical problem here?***

10. I live in North Carolina. I've got a great ski trip planned to Vail, Colorado, in January and I'm so looking forward to it, including the opportunity to try marijuana for the first time. Really, when I was in college and law school, I never inhaled, but I'm wondering if that presents a problem for me as a lawyer because even though it is legal in Colorado, it is still a violation of federal law. It's not legal in North Carolina in any form.***

11. Medical cannabis is legal in our state and my firm has just created an LLC for a doctors' group that is seeking approval to be authorized prescribers of the drug. The state licensing procedure requires certain fees to be paid. The client proposes to advance the fees to us and for us to hold them in our trust account until we disburse them to the state with the application. Is doing so a problem?*

12. The president of a major marijuana grow company with experience in Colorado has just met with me and is now waiting out in the reception area. She has a shoebox with her with \$40,000 in cash, which smelled like marijuana -- don't ask me how I know that smell -- and wants me to put it in our trust account to use in funding the deposits on the purchase of a 500,000 ft.² warehouse that she is proposing to develop for a grow operation here in Oregon now that recreational use is legal. Should I bring her back into my office and take the money, or sneak out the back door of my office?*

13. My second year associate, who I must say is truly a genius, asked me if medical cannabis wasn't a drug subject to the Food and Drug laws and whether I should give our grower client a heads up.*

14. I'm just a dirt lawyer, but obviously to do my job I have to know something about taxes. My tax partner just left my office after telling me that I better learn soon about Internal Revenue Code Section 280E. Help.***

15. I have been asked to draft an operating agreement for an LLC. The LLC will be operating a grow operation. Are there any special issues under the LLC Act I should consider?*

16. Unfortunately, my dispensary client has been beaten to the ground by competition. It seems that the other dispensary in town is located next to a donut shop and for some reason seems to be doing a lot more business there. Anyway, the dispensary business is going under. What is going to happen in the bankruptcy?***

17. Our client is having a real fight with one of the tenants. There is a provision in the lease, in an addendum, prohibiting any drug activity in violation of federal law and everyone seems quite clear that possessing and using medical cannabis is a violation of federal law and therefore prohibited. Now, the tenant is arguing that given her health problems, specifically psoriatic arthritis which is one of the conditions for which medical cannabis may be prescribed, that she is within the reach of the Americans with Disabilities Act and wants a "reasonable accommodation" to be able to possess and use medical cannabis in the apartment. What should I say to the client?***

18. Our client is a landlord with a 20-unit apartment building and knows that two of the tenants have been prescribed medical cannabis and are using it without smoking -- one uses a topical application for muscle pains and the other is taking it as a "medible", in her case cannabis butter. Is the fact that our client has two tenants who are using a drug that is illegal as a matter of federal law a "material fact" that he needs to disclose to prospective tenants of the building?*

19. Our client is tenant in a residential building and has had a medical cannabis prescription from long before he moved into the building. He never disclosed that he had the prescription, that he possessed marijuana, and that he was using it, figuring that he didn't have to because it was permitted under state law. The lease agreement requires disclosure of any anticipatory violations of law and provides for eviction upon violation of the law. What kind of advice should I give our client as to his rights to remain in the apartment?*

20. I heard that there is a risk of explosions in grow operations. Is that true?*

21. I've been working up a lease for an industrial warehouse, and my law partner just stuck her head in the door and said, "You better have something ironclad in there about not using the warehouse for the cannabis industry."***

**22. Our client's warehouse just burned down.
The tenant was using it for its grow operation.
Is there going to be an insurance coverage
problem?*****

23. Our bank client wants to know if they need to worry about civil forfeiture if the borrower rents its building for a marijuana grow operation or dispensary. What do I tell them?***

24. I am preparing covenants for a condominium project in a state that allows medical or recreational marijuana. Do I need to add anything about marijuana?***

**25. If this meeting were held in Colorado
would we have had free samples?***

26. So, when you walk the streets of Denver, Boulder, or other Colorado towns, are there lots of people hanging around smoking dope?*

27. What kind of problems has legalized marijuana caused? **

28. Is it true that the Colorado Symphony Orchestra held a fundraiser where attendees were encouraged to bring their own marijuana?*

29. Our Bank client just called to say that the warehouse loan we closed for GW Enterprises is in default, and the Bank wants the property back. The problem is, unbeknownst to the Bank, “GW” is short for “Grateful Weed,” and the property is used for a marijuana grow operation. What do we do?***

30. Our client just had a DEA raid on its medical marijuana dispensary. They took everything and shut it down. I thought the Feds were not taking enforcement actions in states where medical marijuana is legal?***