

Mission:

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.

**Rick Scott**

Governor

Celeste Philip, MD, MPH

Surgeon General and Secretary

Vision: To be the Healthiest State in the Nation

May 15, 2017

George Hackney
Hackney Nursery Company
PO Box 160
Greensboro, FL 32330

Via Electronic Transmission and Process Service

Re: Entourage Multi Indica Product

Dear Mr. Hackney,

The Florida Department of Health (Department) is aware that Hackney Nursery Company d/b/a Trulieve (Trulieve) is selling "Vaporizer Cup – Entourage Multi Indica" (Entourage) products intended for use with the Volcano Vaporizer (Volcano). Upon inspection, the Department found that the Entourage vaporizer cups are small, wire mesh bags filled with separated, whole flower. These mesh bags are sealed by Trulieve staff using a clamp to affix a wire mesh cap to the top of the bag. The mesh caps can be removed with minimal effort, and cannot be reattached to the bag by a patient after removal.

As affirmed by both Trulieve personnel and company marketing materials, Trulieve recommends the Volcano Vaporizer for use as a delivery device for its Entourage product. During the Department's inquiry into the matter, Trulieve personnel stated that it sold Volcanos as delivery devices for the Entourage product. However, an inspection of a Trulieve dispensing facility confirmed that although the storefront displays a Volcano floor model, Trulieve is not selling the Volcano delivery device to patients. Instead, the Department confirmed with dispensing facility staff that Trulieve recommends patients purchase Volcano Vaporizers from third party vendors. Moreover, when asked, staff was not able to demonstrate how to use the Entourage product with a Volcano. Since that inspection, Trulieve staff has provided additional information that, while Volcanos are not available for purchase at dispensing facility storefronts, they can be purchased online through Trulieve's website.

The smoking of low-THC cannabis and medical marijuana is prohibited under section 381.986, Florida Statutes. Licensed dispensing organizations have a responsibility to ensure their product is not one that could be easily transitioned into a smokable form. Therefore, whole flower products are not permitted. Moreover, patients may only purchase low-THC and medical marijuana delivery devices via an order in the Compassionate Use Registry. The purchase of delivery devices outside of a dispensing organization and the Compassionate Use Registry is not authorized by section 381.986, Florida Statutes.

Additionally, a review of the Volcano's use instructions specifically states that the product is not a medical device and is not intended for medical or therapeutic purposes. The instructions further state that the product is only intended for vaporizing the following plant materials, also noting that any other use is inappropriate and potentially dangerous:



Plant name	Botanical name	plant used	setting
Eucalyptus	Eucalyptus globulus	the leaves	1 / 130°C (266°F)
Hops	Humulus lupulus	the cones	3 / 154°C (309°F)
Chamomile	Matriarca chamomilla	the blossoms	6 / 190°C (374°F)
Lavender	Lavandula angustifolia	the blossoms	1 / 130°C (266°F)
Lemon balm	Melissa officinalis	the leaves	2 / 142°C (288°F)
Sage	Salvia officinalis	the leaves	6 / 190°C (374°F)
Thyme	Thymus vulgaris	the herb	6 / 190°C (374°F)

See Volcano Instructions for use available at:

https://www.volcanovaporizer.com/media/wysiwyg/PDF/Operating_Manual.pdf (last visited May 12, 2017)

Dispensing organizations may seek approval for vaporizing products that contain ground cannabis plant material. For example, Trulieve is presently authorized to dispense sealed ceramic vaporizer cups containing ground plant matter. However, as conveyed to Trulieve in a June 28, 2016 meeting on this matter, dispensing organizations may not dispense easily breached products containing whole flower.

Given the above facts, Trulieve is hereby ordered to immediately cease and desist sale of its Entourage product. Further, Trulieve is directed to cease its recommendation to purchase a delivery device outside of a licensed dispensing organization. The sale of the Entourage product and purchase of a delivery device outside of a licensed dispensing organization are violations of section 381.986, Florida Statutes. The Department reminds Trulieve that all sale, possession, and use of cannabis outside of the provisions of section 381.968, Florida Statutes are a potential criminal act under Chapter 893, Florida Statutes.

Sincerely,



Christian Bax, Director
Office of Compassionate Use

cc by electronic transmission:

Kim Rivers, CEO Hackney Nursery Company d/b/a Trulieve
Nichole Geary, General Counsel, Department of Health
Nicholas B. Cox, Statewide Prosecutor, Office of the Attorney General
Jason Jones, General Counsel, Department of Law Enforcement
Walt McNeil, Leon County Sheriff
Bob Gualtieri, Pinellas County Sheriff
David Gee, Hillsborough County Sheriff
David Morgan, Escambia County Sheriff
Juan J. Perez, Director Miami-Dade Police Department