

Washington State Bar Association  
Cannabis Law Section  
Executive Committee Meeting  
November 1, 2022

I. Washington State Bar Association (WSBA) Cannabis Law Section Chair (Chair) Alexis Hartwell-Gobeske convened a regular meeting of the WSBA Cannabis Law Section Executive Committee to order at 12:04 p.m. PT. via Zoom videotelephony due to the Covid-19 pandemic. All members of the committee were able to simultaneously hear each other and to participate.

II. Anastasia Gilmartin recorded the following present: Alexis Hartwell-Gobeske, Heather Wolf, Peter Becker, Brenda George, Sativa Rasmussen, Anastasia Gilmartin, Kimberly Kwan, and Lane Conrad. WSBA BOG Liaison Mary Rathbone was also present. A quorum was present.

III. The Chair presented the minutes from the committee's October 4, 2022 meeting. She waived their reading as they were distributed by electronic means. Heather Wolf then made a motion to approve those minutes. The motion was seconded. **The motion was ADOPTED.**

IV. The Industry Update Committees reported on the following:

A. Washington Updates

- a. The WSLCB issued final social equity rules, which go into effect on 11/12.
- b. The WSLCB initiated rulemaking related to canopy limitations.
- c. The WSLCB initiated rulemaking related to advertising.

B. National Updates

- a. New Jersey: the state cannabis commission is expanding to allow for additional license types given the success of the industry.
- b. California: the state passed a law effective 1/1/24 to prohibit employers from discriminating current or prospective employees who consume cannabis recreationally.
- c. 5 states have legalization measures on the ballot: Arkansas, Maryland, Missouri, North Dakota, and South Dakota.
- d. President Biden pardoned individuals convicted of simple cannabis possession and instructed the Attorney General to assess federal reform.

C. International Updates

- a. Germany is poised to be the second country in the EU to legalize cannabis.

D. Intellectual Property/Litigation Updates

- a. Ferrara v. Akimov: resulted in a harsh settlement for the infringer.
- b. Discussion of the impact that de-scheduling rather than rescheduling would have on pending trademark applications.

E. Other Updates

- a. Discussion of the proposal to create a new schedule VI solely for cannabis which would allow states to operate their existing frameworks and prohibit interstate

V. The Chair led a discussion related to the recent poll asking members to weigh on whether the Section's scope should be expanded to include psychedelics, liquor, or both. 65% (11 out of 17) of respondents favored expanding the scope of the Section to include both psychedelics and liquor. A motion was made to make any amendments necessary to the Section's bylaws to enable the expansion of the scope of the Section to include both psychedelics and liquor. The motion was seconded . **The motion was ADOPTED.**

A. The committee discussed the need to reschedule the December meeting to ensure that the proposed bylaw amendments can be included on the agenda for the January BOG meeting.

VI. The Committee discussed hosting an hour long CLE via zoom in late January. Potential topics include: ethics, and pathways to becoming a cannabis attorney.

VII. At-Large Member Peter Becker reported that the Montana State Bar is interested in coordinating a joint session mid- next year. He will act as the liaison to support this endeavor.

VIII. The next Executive Committee meeting will be held on November 21, 2022 at 12 p.m. PDT.

IX. There being no further business, the Chair adjourned the meeting at 1:00 p.m. PDT.

/s/ Anastasia Gilmartin  
Anastasia Gilmartin

Minutes approved as corrected on January 3, 2023.