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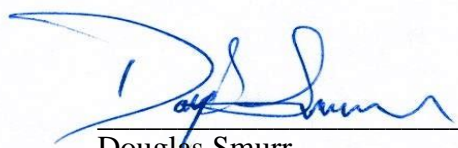
**BEFORE THE  
DEPARTMENT OF CANNABIS CONTROL  
OF THE STATE OF CALIFORNIA**

In the Matter of the Accusation Against: ) CASE NO. DCC23-0005080-COMP  
)  
) **ORDER ADOPTING STIPULATED**  
) **REVOCAION OF LICENSE AND**  
) **ORDER AS FINAL DECISION**  
MAJOR D BAY, LLC. )  
WENDY ELIZABETH KLEID, OWNER )  
3200 S. Susan Street )  
Santa Ana, CA 92704 )  
License No. CDPH-10004871 )  
Respondent. )

Pursuant to Government Code section 11415.60, the Department of Cannabis Control hereby adopts the attached Stipulated Revocation of License and Order as its Final Decision in this matter.

This Order shall become effective on November 7, 2024.

IT IS SO ORDERED, October 8, 2024.

  
\_\_\_\_\_  
Douglas Smurr  
Assistant General Counsel  
FOR THE DEPARTMENT OF  
CANNABIS CONTROL

1 ROB BONTA  
Attorney General of California  
2 HARINDER K. KAPUR  
Senior Assistant Attorney General  
3 MICHAEL J. YUN  
Deputy Attorney General  
4 State Bar No. 292587  
300 S. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 269-6743  
6 Facsimile: (619) 645-2061  
Attorneys for Complainant  
7

8 **BEFORE THE**  
9 **DEPARTMENT OF CANNABIS CONTROL**  
10 **OF STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. DCC23-0005080-COMP

12 **MAJOR D BAY, LLC.**  
13 **Wendy Elizabeth Kleid, Owner**  
14 **3200 S. Susan Street**  
15 **Santa Ana, CA 92704**

**STIPULATED REVOCATION OF**  
**LICENSE AND ORDER**

16 **License Number CDPH-10004871**

Respondent.

17  
18 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
19 entitled proceedings that the following matters are true:

20 **PARTIES**

21 1. Jeff Merriman (Complainant) is the Deputy Director of the Compliance Division of  
22 the Department of Cannabis Control (Department). He brought this action solely in his official  
23 capacity but has since left the Department. Evelyn Schaeffer is the current Deputy Director of the  
24 Compliance Division and is now the Complainant in this matter and is represented in this matter  
25 by Rob Bonta, Attorney General of the State of California, by Michael J. Yun, Deputy Attorney  
26 General.

27 ///

28 ///











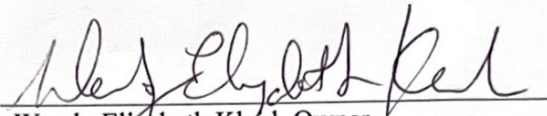




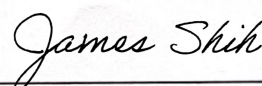
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**ACCEPTANCE**

I have carefully read the above Stipulated Revocation of License and Order and have fully discussed it with my attorney. I understand the stipulation and the effect it will have on my Adult-Use and Medicinal Manufacturer – Type S License Number CDPH-10004871. I enter into this Stipulated Revocation of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Department of Cannabis Control.


DATED: 9-1-24   
Wendy Elizabeth Kleid, Owner  
MAJOR D BAY, LLC  
Respondent

I have read and fully discussed with Respondent Major D Bay, LLC and its Owner Wendy Elizabeth Kleid the terms and conditions and other matters contained in this Stipulated Revocation of License and Order. I approve its form and content.

DATED: 9/19/2024   
James Shih, Esq.  
Attorney for Respondent

**ENDORSEMENT**

The foregoing Stipulated Revocation of License and Order is hereby respectfully submitted for consideration by the Department of Cannabis Control.

DATED: 9/20/2024 Respectfully submitted,  
ROB BONTA  
Attorney General of California  
HARINDER K. KAPUR  
Senior Assistant Attorney General  
 for  
MICHAEL J. YUN  
Deputy Attorney General  
Attorneys for Complainant

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RON HONTA  
Attorney General of California  
KARLA B. EISENBERG  
Supervising Deputy Attorney General  
MARIANA J. YON  
Deputy Attorney General  
Suite 1800  
1401 West Broadway, Suite 1800  
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P.O. Box 6500  
San Diego, CA 92186-5260  
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Facsimile: (619) 441-3001  
E-mail: [Ron.Honta@doj.ca.gov](mailto:Ron.Honta@doj.ca.gov)



DEPARTMENT OF CONSUMER AFFAIRS  
OFFICE OF THE ATTORNEY GENERAL  
OF THE STATE OF CALIFORNIA

In the Matter of the Accused Person:

Case No. DCC23-0005080-COMP  
OAC Case No.

MAJOR D BAY, LLC  
Wendy Elizabeth Field, Owner  
1100 S. Susan Street  
Escondido, CA 92026

ACCUSATION

License Number CDPH-10004871

Respondent

PARTIES

1. Ron Honta (Complainant) brings this Accusation solely in his official capacity as the Deputy Director of the Consumer Division of the Department of Consumer Affairs (Department).

2. On or about October 21, 2023, the Department issued Adult Use and Medicinal Marijuana - Type 5 License Number CDPH-10004871 to Major D Bay, LLC (Respondent) with Wendy Elizabeth Field as owner. Adult Use and Medicinal Marijuana - Type 5 License was in full force and effect as of the date of issuance, charges brought herein and will expire on October 21, 2024, unless renewed.

**Exhibit 1**

**Accusation No. DCC23-0005080-COMP**



1 ROB BONTA  
Attorney General of California  
2 JOSHUA B. EISENBERG  
Supervising Deputy Attorney General  
3 MICHAEL J. YUN  
Deputy Attorney General  
4 State Bar No. 292587  
600 West Broadway, Suite 1800  
5 San Diego, CA 92101  
P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 321-5793  
7 Facsimile: (619) 645-2061  
*Attorneys for Complainant*

9 **BEFORE THE**  
10 **DEPARTMENT OF CANNABIS CONTROL**  
11 **OF THE STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. DCC23-0005080-COMP  
OAH Case No.

13 **MAJOR D BAY, LLC.**  
14 **Wendy Elizabeth Kleid, Owner**  
15 **3200 S. Susan Street**  
16 **Santa Ana, CA 92704**

**ACCUSATION**

16 **License Number CDPH-10004871**

17 Respondent.

18  
19 **PARTIES**

20 1. Jeff Merriman (Complainant) brings this Accusation solely in his official capacity as  
21 the Deputy Director of the Compliance Division of the Department of Cannabis Control  
22 (Department).

23 2. On or about October 21, 2022, the Department issued Adult-Use and Medicinal  
24 Manufacturer – Type S License Number CDPH-10004871 to Major D Bay, LLC (Respondent)  
25 with Wendy Elizabeth Kleid as Owner. Adult-Use and Medicinal Manufacturer – Type S License  
26 was in full force and effect at all times relevant to the charges brought herein and will expire on  
27 October 21, 2023, unless renewed.

28 ///



**JURISDICTION**

1  
2       3.    This Accusation is brought before the Director (Director) for the Department, under  
3 the authority of the following laws. All section references are to the Business and Professions  
4 Code (Code) unless otherwise indicated.

5       4.    Section 26010 of the Code states:

6           There is in the Business, Consumer Services, and Housing Agency, the  
7 Department of Cannabis Control under the supervision and control of a director. The  
8 director shall administer and enforce the provisions of this division related to the  
9 department.

9       5.    Section 26010.5, subdivision (d), of the Code states:

10           The department has the power, duty, purpose, responsibility, and jurisdiction to  
11 regulate commercial cannabis activity as provided in this division.

12       6.    Section 26012, subdivision (a), of the Code states:

13           It being a matter of statewide concern, except as otherwise authorized in this  
14 division, the department shall have the sole authority to create, issue, deny, renew,  
15 discipline, condition, suspend, or revoke licenses for commercial cannabis activity.

15       7.    Section 26013, subdivision (a), of the Code state:

16           The department shall make and prescribe reasonable rules and regulations as  
17 may be necessary to implement, administer, and enforce its duties under this division  
18 in accordance with Chapter 3.5 (commencing with Section 11340) of Part 1 of  
19 Division 3 of Title 2 of the Government Code. . . .

19       8.    Section 26031 of the Code states, in part:

20           (a) The department may suspend, revoke, place on probation with terms and  
21 conditions, or otherwise discipline licenses issued by the department and fine a  
22 licensee, after proper notice and hearing to the licensee, except as provided in Section  
23 26031.01, if the licensee is found to have committed any of the acts or omissions  
24 constituting grounds for disciplinary action. The disciplinary proceedings under this  
25 chapter shall be conducted in accordance with Chapter 5 (commencing with Section  
26 11500) of Part 1 of Division 3 of Title 2 of the Government Code, and the director  
27 shall have all the powers granted therein.

28           ...

          (c) The department may take disciplinary action against a licensee for any  
violation of this division when the violation was committed by the licensee's officers,  
directors, owners, agents, or employees while acting on behalf of the licensee or  
engaged in commercial cannabis activity....

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9. Section 26034 of the Code states:

All accusations against licensees shall be filed by the department within five years after the performance of the act or omission alleged as the ground for disciplinary action; provided, however, that the foregoing provision shall not constitute a defense to an accusation alleging fraud or misrepresentation as a ground for disciplinary action. The cause for disciplinary action in that case shall not be deemed to have accrued until discovery, by the department, of the facts constituting the fraud or misrepresentation, and, in that case, the accusation shall be filed within five years after that discovery.

**STATUTORY PROVISIONS**

10. Section 26030 of the Code states:

Grounds for disciplinary action include, but are not limited to, all of the following:

(a) Failure to comply with the provisions of this division or any rule or regulation adopted pursuant to this division.

...

(c) Any other grounds contained in regulations adopted by a licensing authority pursuant to this division.

(d) Failure to comply with any state law including, but not limited to, the payment of taxes as required under the Revenue and Taxation Code, except as provided for in this division or other California law....

**REGULATORY PROVISIONS**

11. Title 4 of the California Code of Regulations, section 15000.5 states:

In construing and enforcing the provisions of the Act and the regulations in this division, the act, omission, or failure of an agent, officer, representative, or other person acting for or employed by a licensee, within the scope of their employment or office, shall in every case be deemed the act, omission, or failure of the licensee.

12. Title 4 of the California Code of Regulations, section 15048, states, in pertinent part:

(a) Each applicant or licensee shall identify an owner of the commercial cannabis business as the track and trace system account manager. A licensee may change the account manager by submitting a written request to the Department.

(b) No later than 10 calendar days after license issuance, the designated account manager shall:

...

(3) Complete the credentialing process to establish a login....



1 13. Title 4 of the California Code of Regulations, section 17801 states:

2 (a) The Department may issue a Notice to Comply to a licensee for violation(s)  
3 of the Act or this division discovered during an investigation or audit or observed  
4 during an inspection.

5 (b) The Notice to Comply shall be in writing and describe the nature and facts of  
6 each violation, including a reference to the statute or regulation violated, and may  
7 indicate the manner in which the licensee must correct the violation(s) to achieve  
8 compliance.

9 (c) The Department may serve the Notice to Comply personally, by email, or by  
10 mail to the licensee or an employee, agent, or person delegated by the licensee to  
11 accept notice.

12 (d) The licensee shall sign and return the Notice to Comply and describe how  
13 compliance was achieved within 30 calendar days after the date of personal service  
14 or the date of emailing or mailing of the notice or a different date specified by the  
15 Department. The Department may also require the licensee to provide a plan for  
16 review and approval by the Department on a case-by-case basis.

17 (e) Failure to correct the violation(s) in the Notice to Comply may result in  
18 disciplinary action.

19 14. Title 4 of the California Code of Regulations, section 17809 states:

20 (a) When an accusation recommending disciplinary action against a licensee  
21 has been filed pursuant to Business and Professions Code section 26031, the  
22 accusation shall be served on the licensee in accordance with Government Code  
23 section 11505.

24 (b) A hearing shall be conducted in accordance with the provisions of chapter 5  
25 (commencing with section 11500) of part 1 of division 3 of title 2 of the Government  
26 Code to determine if cause exists to take action against the licensee. At the hearing,  
27 the Department shall have all of the powers granted by the statutes cited above and by  
28 the Business and Professions Code.

(c) If a hearing on an accusation against a licensee results in a finding that the  
licensee has committed any of the acts or omissions constituting grounds for  
disciplinary action, the Department may order the license revoked, suspended outright  
for a specified period of time, or suspended on probationary restriction for a specified  
period of time, including terms and conditions of probation the Department considers  
appropriate on the basis of its findings, impose a fine, or any combination thereof.  
The Department may also issue other lawful orders it considers appropriate on the  
basis of its findings.

#### COST RECOVERY

15. Section 26031.1 of the Code states that:

(a) Except as otherwise provided by law, in an order issued in resolution of a  
disciplinary proceeding before the department, the administrative law judge, upon  
request, may direct a licensee found to have committed a violation to pay a sum not to  
exceed the reasonable costs of the investigation and enforcement of the case.



1 (b) A certified copy of the actual costs, or a good faith estimate of costs where  
2 actual costs are not available, signed by the department or its designated  
3 representative shall be prima facie evidence of reasonable costs of investigation and  
4 prosecution of the case. The costs shall include the amount of investigative and  
5 enforcement costs up to the date of the hearing, including, but not limited to, charges  
6 imposed by the Attorney General.

7 (c) The administrative law judge shall make a proposed finding of the amount  
8 of reasonable costs of investigation and prosecution of the case when requested  
9 pursuant to subdivision (a). The finding of the administrative law judge with regard to  
10 costs shall not be reviewable by the department to increase the cost award. The  
11 department may reduce or eliminate the cost award, or remand to the administrative  
12 law judge if the proposed decision fails to make a finding on costs requested pursuant  
13 to subdivision (a).

14 (d) If an order for recovery of costs is made and timely payment is not made as  
15 directed in the department's decision, the department may enforce the order for  
16 repayment in any appropriate court. This right of enforcement shall be in addition to  
17 any other rights the department may have as to any licensee to pay costs.

18 (e) In any action for recovery of costs, proof of the department's decision shall  
19 be conclusive proof of the validity of the order of payment and the terms for payment.

20 (f)(1) Except as provided in paragraph (2), the department shall not renew or  
21 reinstate the license of any licensee who has failed to pay all of the costs ordered  
22 under this section.

23 (2) Notwithstanding paragraph (1), the department may, in its discretion,  
24 conditionally renew or reinstate for a maximum of one year the license of any  
25 licensee who demonstrates financial hardship and who enters into a formal agreement  
26 with the department to reimburse the department within that one-year period for the  
27 unpaid costs.

28 (g) All costs recovered under this section shall be considered a reimbursement  
for costs incurred and shall be deposited into the Cannabis Control Fund to be  
available upon appropriation by the Legislature.

(h) Nothing in this section shall preclude the department from including the  
recovery of the costs of investigation and enforcement of a case in any stipulated  
settlement.

**FACTUAL ALLEGATIONS**

16. On or about October 21, 2022, the Department issued Adult-Use and Medicinal  
Manufacturer – Type S License Number CDPH-10004871 to Major D Bay, LLC (Respondent)  
with Wendy Elizabeth Kleid as Owner. Respondent was required to identify and designate an  
owner of its commercial cannabis business as the track and trace system account manager. The  
designated account manager was required to complete the credentialing process to establish a  
login within ten (10) calendar days of the license issue date, or by October 31, 2022.







REPORT FOR  
DEPARTMENT OF CANNABIS CONTROL  
**PRAYER**

1  
2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
3 and that following the hearing, the Director issue a decision:

4 1. Revoking or suspending the Adult-Use and Medicinal Manufacturer – Type S  
5 License Number CDPH-10004871 to Major D Bay, LLC (Respondent) with Wendy Elizabeth  
6 Kleid as Owner;

7 2. Ordering Respondent Major D Bay, LLC, with Wendy Elizabeth Kleid as Owner, to  
8 pay the reasonable costs of the investigation and enforcement of this case, pursuant to Business  
9 and Professions Code section 26031.1; and

10 3. Taking such other and further action as deemed necessary and proper.  
11

12  
13 DATED: October 18, 2023

*Jeff Merriman*

14 \_\_\_\_\_  
15 JEFF MERRIMAN  
16 Deputy Director, Compliance Division  
17 Department of Cannabis Control  
18 State of California  
19 Complainant



## PROOF OF SERVICE

Case Name: In the Matter of the Accusation Against: MAJOR D BAY, LLC.  
DCC Case No. DCC23-0005080-COMP  
License Number: CDPH-10004871

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is Department of Cannabis Control, 2750 Gateway Oaks Dr., Sacramento, CA 95833. On October 8, 2024, I served, or oversaw the serving of the within documents:

### ORDER ADOPTING STIPULATED REVOCATION OF LICENSE AND ORDER AS FINAL DECISION

- VIA ELECTRONIC TRANSMISSION. Pursuant to CCP § 1010.6, I caused the document(s) to be sent to the person(s) at the Email address(es) listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.
- VIA CERTIFIED MAIL by placing the envelope for collection and mailing following our ordinary business practices for collecting and transmitting mail through the United States Postal Service to the Respondent and Respondent's attorney listed below.
- Service via certified mail to be completed upon the following business day.

James S. Shih, Esq.  
SMS Law Firm  
2221 Camino Del Rio S., Ste 100  
San Diego, CA 92108-3609  
jimshih@smslawfirm.us

Wendy E. Kleid  
19012 Antioch Dr.  
Irvine, CA 92603  
Majordbay@gmail.com

Harinder Kapur  
Assistant Attorney General  
Cannabis Control Section  
Office of Attorney General  
Harinder.Kapur@doj.ca.gov

I am familiar with the Department's business practices for collecting and transmitting mail through the United States Postal Service. In accordance with those practices, correspondence placed in the Department's internal mail collection system is, in the ordinary course of business, deposited in the United States Postal Service, with postage paid, on the same day I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California, and the United States of America, that the above is true and correct.

Executed on October 8, 2024, at Sacramento, California.



Lillian Quynn