



Department of  
Cannabis Control  
CALIFORNIA

Office of the General Counsel  
2920 Kilgore Road  
Rancho Cordova, CA 95670

April 9, 2025

VIA CERTIFIED MAIL

Buyantod Rinchin, Owner  
PACWI, LLC  
1005 Bliss Lane  
Garberville, CA 95542

Re: PACWI, LLC - Case No. DCC25-00001-CON  
Decision Adopting Stipulated Settlement and Condemnation Order

Dear Mr. Rinchin:

Pursuant to section 11415.60 of the Government Code, attached please find a copy of the Department of Cannabis Control's Decision Adopting Stipulated Settlement and Condemnation Order in the above-referenced matter involving PACWI, LLC.

The Department's Order and Decision will be effective on April 30, 2025. Pursuant to this Final Decision and its stipulated settlement, PACWI, LLC, has waived any right to reconsideration or appeal in this matter.

Sincerely,

Douglas Smurr  
Assistant General Counsel  
[info@cannabis.ca.gov](mailto:info@cannabis.ca.gov)  
[www.cannabis.ca.gov](http://www.cannabis.ca.gov)

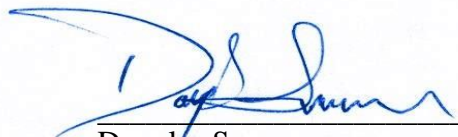
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8 **BEFORE THE**  
9 **DEPARTMENT OF CANNABIS CONTROL**  
10 **OF THE STATE OF CALIFORNIA**

11 In the Matter of the Proceeding for ) CASE NO. DCC25-00001-CON  
12 Condemnation of Embargoed Cannabis )  
13 Product(s) Against: PACWI, LLC, ) **DECISION ADOPTING STIPULATED**  
14 BUYANTOD RINCHIN, OWNER; ) **SETTLEMENT AND CONDEMNATION**  
15 1005 Bliss Lane ) **ORDER**  
16 Garberville, CA 95542 )  
17 Cultivation - Medium Mixed-Light )  
18 License No. CCL18-0003688 )  
19 Respondent. )

20 Pursuant to Government Code section 11415.60, the Department of Cannabis Control  
21 (“Department”) hereby adopts the attached Stipulated Settlement and Condemnation Order as  
22 its Decision in this matter.

23 This Decision and Condemnation Order shall become effective on April 30, 2025.

24 IT IS SO ORDERED, April 9, 2025.

25   
26 Douglas Smurr  
27 Assistant General Counsel  
28 FOR THE DEPARTMENT OF  
CANNABIS CONTROL

1 ROB BONTA  
Attorney General of California  
2 HARINDER K. KAPUR  
Senior Assistant Attorney General  
3 State Bar No. 198769  
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4 San Diego, CA 92101  
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7 *Attorneys for Complainant*

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

11  
12 In the Matter of the Proceeding for  
Condemnation of Embargoed Cannabis  
13 Product(s) Against:

14 **PACWI, LLC;**  
**BUYANTOD RINCHIN, OWNER**  
15 **1005 Bliss Lane**  
**Garberville, CA 95542**

16 **Cultivation Medium Mixed-Light**  
17 **License No. CCL18-0003688**

18 Respondent.

Case No. DCC25-00001-CON

**STIPULATED SETTLEMENT AND  
CONDEMNATION ORDER**

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

22 **PARTIES**

23 1. Evelyn Schaeffer (Complainant) is the Deputy Director of the Compliance Division  
24 of the Department of Cannabis Control (Department). She brought this action solely in her  
25 official capacity and is represented in this matter by Rob Bonta, Attorney General of the State of  
26 California, by Harinder K. Kapur, Senior Assistant Attorney General.

27 2. Respondent PACWI, LLC (Respondent); Buyantod Rinchin, Owner (Owner) is  
28 representing himself in this proceeding and has chosen not to exercise its right to be represented

1 by counsel. Respondent is acting in this proceeding through Buyantod Rinchin, Owner, who has  
2 been designated and authorized by PACWI, LLC to enter into this agreement on behalf of the  
3 Respondent (hereafter “Authorized Representative”).

4 3. On or about April 29, 2020, the Department issued Cannabis Cultivation – Medium  
5 Mixed Light Tier 1 License No. CCL18-0003688 to PACWI, LLC; Buyantod Rinchin, Owner  
6 (Respondent). The Cannabis Cultivation License was in full force and effect at all times relevant  
7 to the charges brought in Condemnation Action No. DCC25-00001-CON, and will expire on  
8 April 29, 2025, unless renewed.

### 9 **JURISDICTION**

10 4. Condemnation Action No. DCC25-00001-CON was filed before the Department and  
11 is currently pending against Respondent. The Condemnation Action and all other statutorily  
12 required documents were properly served on Respondent on January 29, 2025. On February 19,  
13 2025, Respondent filed its Notice of Defense contesting the Condemnation Action.

14 5. A true and correct copy of Condemnation Action No. DCC25-00001-CON is attached  
15 as Exhibit A and incorporated herein by reference.

### 16 **ADVISEMENT AND WAIVERS**

17 6. Respondent and its current owners of record and members have carefully read, and  
18 fully understand the charges and allegations in Condemnation Action No. DCC25-00001-CON.  
19 Respondent and its current owners of record and members have also carefully read, and fully  
20 understand the effects of this Stipulated Settlement and Condemnation Order.

21 7. Respondent and its current owners of record and members are fully aware of their  
22 legal rights in this matter, including the right to a hearing on the charges and allegations in  
23 Condemnation Action No. DCC25-00001-CON; the right to be represented by counsel at its own  
24 expense; the right to confront and cross-examine the witnesses against them; the right to present  
25 evidence and to testify on its own behalf; the right to the issuance of subpoenas to compel the  
26 attendance of witnesses and the production of documents; the right to reconsideration and court  
27 review of an adverse decision; and all other rights accorded by the California Administrative  
28 Procedure Act and other applicable laws.

8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

## CULPABILITY

9. Respondent admits the truth of each and every charge and allegation in  
Condemnation Action No. DCC25-00001-CON.

10. Respondent agrees that its Cannabis Cultivation – Medium Mixed Light Tier 1 License No. CCL18-0003688 is subject to condemnation and agrees to be bound by the Department’s determination and requirement to destroy the cannabis as set forth in the Condemnation Order below.

## CONTINGENCY

11. This stipulation shall be subject to approval by the Department. Respondent understands and agrees that counsel for Complainant and the staff of the Department may communicate directly with the Department regarding this stipulation and settlement, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that it may not withdraw its agreement or seek to rescind the stipulation prior to the time the Department considers and acts upon it. If the Department fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Condemnation Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Department shall not be disqualified from further action by having considered this matter.

12. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Settlement and Condemnation Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.

13. This Stipulated Settlement and Condemnation Order may be signed in any number of counterparts, each of which is an original and all of which taken together form one single document.

14. This Stipulated Settlement and Condemnation Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings,

1 discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and  
2 Condemnation Order may not be altered, amended, modified, supplemented, or otherwise  
3 changed except by a writing executed by an authorized representative of each of the parties.

4 15. In consideration of the foregoing admissions and stipulations, the parties agree that  
5 the Department may, without further notice or formal proceeding, issue and enter the following  
6 Condemnation Order:

7 **CONDEMNATION ORDER**

8 **1. WITHDRAWAL OF APPEAL:** Respondent's appeal of Condemnation Action  
9 No. DCC25-00001-CON and request for administrative hearing is deemed withdrawn and any  
10 further appeal is waived.

11 **2. DESTRUCTION AND DISPOSAL OF EMBARGOED CANNABIS:** Within  
12 fifteen (15) days of the effective date of the Decision and Order, Respondent shall destroy and dispose  
13 of the listed cannabis products detailed below in a manner, time and location mutually agreed upon  
14 between the Respondent and the Department, at Respondent's own expense. The Department will  
15 provide Respondent with three (3) dates that fall within the fifteen (15) day period upon which the  
16 Department's designee will be available to observe and document the destruction and disposal of the  
17 following:

- 18 a. Six hundred and eighty (680) pounds of unbagged, harvested cannabis;  
19 b. One thousand two hundred and ninety-eight (1,298) pounds of bucked down  
20 cannabis; and,  
c. Two-thousand, one-hundred, and ninety-two (2,192) cannabis plants.

21 **3. PAYMENT OF COSTS:** Respondent shall pay costs in the amount of three-  
22 thousand, three hundred (\$3,300.00) dollars in twelve (12) equal monthly payments of two-  
23 hundred seventy-five dollars (\$275), with the first payment to be made within fifteen (15) days of  
24 the effective date of the Decision and Order, followed by five (5) consecutive monthly payments.

25 4. The above referenced payment, in the form of cashier's check, money order,  
26 personal or business check, shall be remitted by either of the following methods: (1) the  
27 Department of Cannabis Control's cash payment procedures; or, (2) mailed to:  
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1  
2 By U.S. Postal Service:  
3 Department of Cannabis Control  
4 Attn: Cashiers  
5 P.O. Box 419106  
6 Ranch Cordova, CA 95741-9106

7 By FedEx or UPS:  
8 Department of Cannabis Control  
9 Attn: Cashiers  
10 2920 Kilgore Road  
11 Rancho Cordova, CA 95670-9106

12 5. Failure to complete the payments or comply with the terms of this Order shall result  
13 in further disciplinary action or non-renewal of Respondent's Cannabis Cultivation - Medium  
14 Mixed Light Tier 1 License No. CCL18-0003688 and denial of any other license sought, as the  
15 Department deems appropriate. Additionally, failure to complete the payment shall result in  
16 Respondent's immediate obligation and responsibility to pay the full amount of the Department's  
17 costs of investigation and enforcement pursuant to Business and Professions Code section 26031  
18 and California Code of Regulations, title 4, section 17813, in the amount of three-thousand, three  
19 hundred dollars (\$3,300), less any partial payments received prior to the failure to complete  
20 payments or comply with the terms of this Order and will result in enforcement of the Order in  
21 the Superior Court.

22 ACCEPTANCE

23 I have carefully read the Stipulated Settlement and Condemnation Order. I understand the  
24 stipulation and the effect it will have on my Cannabis Cultivation - Medium Mixed-Light Tier 1  
25 License No. CCL18-0003688. I enter into this Stipulated Settlement and Condemnation Order  
26 voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the  
27 Department of Cannabis Control.

28 DATED: 03.12.2025

  
PACWI, LLC; BUYANTOD RINCHIN,  
OWNER/AUTHORIZED REPRESENTATIVE  
Respondent

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**ENDORSEMENT**

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

DATED: March 13, 2025

Respectfully submitted,  
  
ROB BONTA  
Attorney General of California

HARINDER K. KAPUR  
Senior Assistant Attorney General  
*Attorneys for Complainant*

SA2025800007

**Exhibit A**

**Proceeding For Condemnation of Embargoed Cannabis  
No. DCC25-00001-CON**

1 ROB BONTA  
Attorney General of California  
2 HARINDER K. KAPUR  
Senior Assistant Attorney General  
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E-mail: Harinder.Kapur@doj.ca.gov  
7 *Attorneys for Complainant*

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

11 In the Matter of the Condemnation of  
Embargoed Cannabis Product(s) Against:

Case No. DCC25-00001-CON

12 **PACWI, LLC**  
13 **BUYANTOD RINCHIN, OWNER**  
1005 Bliss Lane  
Unincorporated, CA 95542

**CONDEMNATION OF EMBARGOED  
CANNABIS PRODUCT(S)**

14 **Cultivation - Medium Mixed-Light Tier 1**  
15 **License No. CCL18-0003688**

16 Respondent.

17  
18 **PARTIES**

19 1. Evelyn Schaeffer (Complainant) brings this Condemnation Action solely in her  
20 official capacity as the Deputy Director of the Compliance Division of the Department of  
21 Cannabis Control (Department).

22 2. On or about April 29, 2020, the Department issued Cultivation - Medium Mixed-  
23 Light Tier 1 CCL18-0003688 to PACWI, LLC (Respondent), and or about April 21, 2022,  
24 Buyantod Rinchin, Owner was added to the license. The Cultivation - Medium Mixed-Light Tier  
25 1 was in full force and effect at all times relevant to the charges brought herein and will expire on  
26 April 29, 2025, unless renewed.

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## **JURISDICTION**

3. This Proceeding for Condemnation is brought before the Office of Administrative Hearings, under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

4. Section 26010 of the Code states:

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

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

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

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

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

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

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

8. Section 26039.3, subdivision (f), of the Code states:

The department may condemn cannabis or a cannabis product under the provisions of this section. A proceeding for condemnation shall be subject to appropriate notice to, and the opportunity for a hearing with regard to, the person or licensee affected in accordance with Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

(1) Upon a finding by the administrative law judge that the cannabis or cannabis product is adulterated or misbranded, or that its sale is otherwise in violation of this division, the administrative law judge may direct the cannabis or cannabis product to be destroyed at the expense of the licensee or product owner and under the supervision of the department. The licensee or owner of the affected cannabis or cannabis product shall pay fees and reasonable costs, including the costs of storage, testing, and supervision, incurred by the department in investigating and prosecuting the action taken pursuant to this section.

(2) Upon a finding by the administrative law judge that the adulteration or misbranding can be corrected by proper labeling or additional processing of the cannabis or cannabis product and that all provisions of this division can be complied with, the administrative law judge may direct the cannabis or cannabis products to be brought into compliance under the department's supervision. . .

### **STATUTORY PROVISIONS**

9. Section 26039.1 of the Code states:

(a) When the department has evidence that cannabis or a cannabis product is adulterated or misbranded, the department shall notify the licensee. The licensee may conduct a voluntary recall of the affected cannabis or cannabis product and may remediate the cannabis or cannabis product, if approved by the department, or shall destroy the affected cannabis or cannabis product under the supervision of the department.

(b) The department may issue a mandatory recall order and require the licensee to immediately cease distribution of cannabis or a cannabis product and recall the cannabis or cannabis product if the department determines both of the following:

(1) The cultivation, manufacture, distribution, or sale of the cannabis or cannabis product creates or poses an immediate and serious threat to human life or health.

(2) Other procedures available to the department to remedy or prevent the occurrence of the situation would result in an unreasonable delay.

(c) The department shall provide the licensee an opportunity for an informal proceeding on the matter, as determined by the department, within five days, on the actions required by the order and on why the cannabis or cannabis product should not be recalled. Following the proceeding, the order shall be affirmed, modified, or set aside as determined appropriate by the department.

(d) The department's powers set forth in this section expressly include the power to order movement, segregation, isolation, or destruction of cannabis or cannabis products, as well as the power to hold cannabis or cannabis products in place.

(e) If the department determines it is necessary, it may issue the mandatory recall order, may conduct the recall, and may use all appropriate measures to obtain reimbursement from the licensee for any and all costs associated with these orders. All funds obtained by the department from these efforts shall be deposited in the Cannabis Control Fund and shall be available for use by the department upon appropriation by the Legislature.

(f) It is unlawful to move or allow to be moved cannabis or a cannabis product subject to an order issued pursuant to this section unless that person has first obtained written authorization from the department.

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10. Section 26039.3 of the Code states in pertinent part:

(a) If the department finds or has probable cause to believe that cannabis or a cannabis product is adulterated or misbranded within the meaning of this division, or the sale of the cannabis or cannabis product would be in violation of this division, the department shall affix to the cannabis or cannabis product, or component thereof, a tag or other appropriate marking. The department shall give notice that the cannabis or cannabis product is, or is suspected of being, adulterated or misbranded, or the sale of the cannabis or cannabis product would be in violation of this division and has been embargoed and that the cannabis or cannabis product shall not be removed or disposed of by sale or otherwise until permission for removal or disposal is given by the department or a court.

(b)(1) It is unlawful to remove, sell, or dispose of embargoed cannabis or an embargoed cannabis product without written permission of the department or a court. The removal, sale, or disposal of each item of embargoed cannabis or cannabis product without written permission of the department constitutes a violation of this subdivision. A violation of this subdivision is subject to a citation and fine of not more than ten thousand dollars (\$10,000).

(2) Notwithstanding paragraph (1), a licensed cultivator may request permission for the continued cultivation or harvesting of the cannabis subject to embargo. The department may authorize, and may impose conditions on, the continued cultivation or harvesting of the cannabis subject to embargo.

(c) If the adulteration or misbranding can be corrected by proper labeling or additional processing of the cannabis or cannabis product and all of the provisions of this division can be complied with, the licensee may request that the department remove the tag or other marking to permit correction. If, under the supervision of the department, the adulteration or misbranding has been corrected, the department may remove the tag or other marking. Cannabis and cannabis products found at an unlicensed location, or cultivated, processed, produced, or manufactured at an unlicensed location, or derived from an unlicensed source, cannot be corrected and shall be destroyed.

(d) If the department finds that cannabis or a cannabis product that is embargoed is not adulterated or misbranded, or that its sale is not otherwise in violation of this division, the department may remove the tag or other marking.

11. Section 26039.5 of the Code states:

(a) Cannabis or a cannabis product is misbranded if it is any of the following:

(1) Cultivated, processed, manufactured, packed, or held in a location not duly licensed as provided in this division.

(2) Consists of cannabis or cannabis product that was cultivated, processed, manufactured, packed, or held in a location not duly licensed as provided in this division.

(3) Its labeling is false or misleading in any particular.

1 (4) Its labeling or packaging does not conform to the requirements of Section  
2 26120 or any other labeling or packaging requirement established pursuant to this  
division.

3 (b) It is unlawful to cultivate, process, manufacture, sell, deliver, hold, or offer  
4 for sale cannabis or a cannabis product that is misbranded.

5 (c) It is unlawful to misbrand cannabis or a cannabis product.

6 (d) It is unlawful to receive in commerce cannabis or a cannabis product that is  
7 misbranded or to distribute, deliver, or offer for delivery any such cannabis or  
cannabis product.

### 8 **REGULATORY PROVISIONS**

9 12. California Code of Regulations, title 4, section 17801.5 states:

10 (a) The Department may embargo cannabis or cannabis products to prevent  
11 their sale, disposal, or removal from the location when the Department has probable  
cause to believe the cannabis or cannabis products are adulterated or misbranded or  
12 the sale would otherwise be in violation of the Act or this division.

13 (b) To embargo cannabis or cannabis products, the Department shall:

14 (1) Provide initial notice to the licensee or product owner that the cannabis  
or cannabis products are subject to embargo and the reason for the embargo. Initial  
15 notice may be oral or written and may be provided in person or by telephone, mail,  
facsimile transmission, email, or other electronic means;

16 (2) Affix a tag or marking to the cannabis or cannabis products, or  
17 component thereof, subject to embargo; and

18 (3) Provide an inventory of the embargoed items to the licensee or product  
owner.

19 (c) The Department shall provide a supplemental written notice to the licensee  
20 or product owner of the embargoed items that includes the following:

21 (1) The factual and legal bases for the embargo;

22 (2) A description of the cannabis or cannabis products under embargo;

23 (3) A request for a written plan to address the items under embargo and the  
issues(s) that resulted in the embargo;

24 (4) A summary of the proceedings for condemnation in accordance with  
chapter 5 (commencing with section 11500) of part 1 of division 3 of title 2 of the  
25 Government Code;

26 (5) Notification that the embargoed items cannot be removed from embargo,  
27 sold, or disposed of without authorization of the Department or a court; and

28 (6) The penalty for violation of the embargo.

(d) The licensee or product owner may submit a written plan to the Department that describes how the licensee or product owner will address the items under embargo and the issue(s) that resulted in the embargo.

(1) If the Department determines that the plan will resolve the issue(s) that resulted in the embargo, and that all of the provisions of the Act and this division can be complied with, the Department will approve the plan and supervise the completion of the plan.

(2) If the Department cannot approve the plan, or the Department does not receive a response from the licensee within seven (7) calendar days after providing the notice described in subsection (c), the Department may initiate condemnation proceedings in accordance with Business and Professions Code section 26039.3(f).

(e) A licensee or product owner or their authorized representative may agree in writing to the voluntary condemnation and destruction of the cannabis and cannabis products subject to embargo. Destruction and disposal of the cannabis or cannabis products shall be at the licensee or product owner's expense and shall be conducted with the approval of and under the supervision of the Department.

(f) A licensee or product owner shall not remove the tag or marking from cannabis or cannabis products under embargo. A licensee or product owner shall not undertake corrective action or destruction of the items under embargo unless the Department has provided written approval and removed the embargo tag.

(g) A licensee or product owner shall not remove from embargo, sell, or dispose of any cannabis or cannabis products under embargo without written permission of the Department or a court. Each item removed, sold, or disposed of without written permission of the Department or a court constitutes a separate violation of the Act.

(h) A licensed cultivator or a microbusiness authorized to engage in cultivation may request permission to continue cultivation or harvesting of cannabis under embargo. The request shall be made to the Department in writing at [compliance@cannabis.ca.gov](mailto:compliance@cannabis.ca.gov) and shall specify the cultivation or harvesting activities in which the licensee requests to engage. The Department may, in its sole discretion, authorize and impose conditions on the continued cultivation or harvesting of the cannabis under embargo.

(i) Cannabis and cannabis products found, cultivated, processed, produced, or manufactured at an unlicensed location, or derived from an unlicensed source, cannot be corrected and shall be destroyed.

### **COST RECOVERY**

13. Section 26039.3, subdivision (f)(2), of the Code states in pertinent part that the licensee shall pay fees and reasonable costs, including the costs of storage, testing, and supervision, incurred by the department in investigating and prosecuting the action.

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**FACTUAL ALLEGATIONS**

14. On or about October 10, 2024, the Department conducted an announced cultivation inspection of Respondent's licensed premises. Buyantod Rinchin (Owner Rinchin) was present during the inspection.

15. During the inspection, Department staff found greenhouses on the premises containing 2,192 immature cannabis plants that were missing the required Unique Identifier (UID) tags. When asked about the source of the untagged cannabis plants, Owner Rinchin claimed that the plants were derived from cuttings of cannabis clones purchased from a licensed nursery in January 2024. However, Respondent's California Cannabis Track and Trace (CCTT) account showed no evidence of immature plant batches or packages of clones created or transferred into its inventory at any time in 2024. In addition, Owner Rinchin was unable to produce a transfer manifest or purchase receipt for the cannabis clones.

16. Within the harvest storage area, Department staff found 680 pounds of unbagged harvested cannabis as well as 278 black and yellow plastic tote bins containing approximately 1,298 pounds of bucked down cannabis. None of the cannabis stored in the harvest storage area had UID tags affixed and Respondent's CCTT account showed no evidence of the harvested cannabis.

17. Since neither the greenhouse cannabis plants nor the harvested cannabis could be traced back to a licensed source, Department staff determined that the cannabis was misbranded and thus, subject to embargo or Voluntary Condemnation and Destruction (VC & D). Owner Rinchin opted to embargo the greenhouse plants and proceed with the VC & D of the bagged and unbagged cannabis found at the harvest storage area. Department staff commenced cataloguing and tagging the embargoed greenhouse plants but were unable to complete the VC & D that day.

18. When Department staff returned to Respondent's licensed premises the following day (October 11, 2024), Owner Rinchin stated that they now wished to embargo the bagged harvested cannabis instead of proceeding with the VC & D. Department staff issued an Initial Embargo Notice and Record of Voluntary Condemnation and Destruction to Respondent. Owner Rinchin was advised that the embargoed greenhouse plants could be watered and maintained but could not

1 be moved, sold, or disposed without Department authorization. Specifically, Respondent was  
2 notified that the following items were subject to embargo and could not be removed, sold, or  
3 disposed of without Department authorization:

- 4 a. Six hundred and eighty (680) pounds of unbagged, harvested cannabis;
- 5 b. One thousand two hundred and ninety-eight (1,298) pounds of bucked down cannabis;
- 6 c. Two-thousand, one-hundred, and ninety-two (2,192) cannabis plants located at the  
7 premises.

8 19. On October 25, 2024, the Department issued a Supplemental Embargo Notice to  
9 Respondent notifying it that the Department had probable cause to believe that the embargoed  
10 cannabis and cannabis plant inventory were misbranded, since they could not be traced back to a  
11 licensed source. Respondent was directed to submit a written plan describing how it would  
12 address the issues that resulted in the embargo of the cannabis. Respondent was directed to  
13 submit the written plan by November 1, 2024. Owner Rinchin submitted a written response on  
14 October 31, 2024, but the submission neither addressed nor resolved the issues that resulted in the  
15 embargo.

16 20. On November 13, 2024, the Department issued a Notice of Embargo Determination  
17 (NED) to Respondent. The NED stated that the Department was unable to trace the embargoed  
18 cannabis to a licensed source and directed Respondent to submit a plan for destruction for the  
19 embargoed cannabis by November 20, 2024. As of the date of filing, no written plan has been  
20 received from Respondent.

### 21 **CAUSE OF ACTION**

22 (Misbranded Cannabis Subject to Condemnation)

23 21. Respondent failed to provide documentation establishing the origins of the cannabis  
24 in its possession or a written plan for release of the embargoed cannabis pursuant to California  
25 Code of Regulation, title 4, section 17801.5, as described more fully in paragraphs 14 through 20,  
26 above, therefore the cannabis consisting of 2,192 plants, 680 pounds of unbagged and harvested  
27 cannabis, and 1,298 pounds of bucked down cannabis is misbranded and subject to  
28 condemnation.

1 **PRAYER**

2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
3 and that the following the hearing, the Office of Administrative Hearings issue a decision:

4 1. Ordering the destruction of the cannabis that is subject to embargo by Respondent  
5 PACWI, LLC with Buyantod Rinchin as Owner, under the supervision of the Department;

6 2. Ordering Respondent PACWI, LLC with Buyantod Rinchin as Owner to pay the  
7 reasonable costs of the investigation and enforcement of this case, pursuant to Business and  
8 Professions Code section 26039.3; and

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

10  
11  
12 DATED: January 23, 2025

13 \_\_\_\_\_  
14 EVELYN SCHAEFFER  
15 Deputy Director of the Compliance  
16 Division  
17 Department of Cannabis Control  
18 State of California  
19 *Complainant*

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SA2025800007

## PROOF OF SERVICE

Case Name: In the Matter of the Proceeding for Condemnation of Embargoed Cannabis Product(s) Against: PACWI, LLC.

DCC Case No. DCC25-00001-CON

License Number: CCL18-0003688

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, 2920 Kilgore Road, Rancho Cordova, CA 95670. On April 9, 2025, I served the within document(s):

### DECISION ADOPTING STIPULATED SETTLEMENT AND CONDEMNATION ORDER

- ☒ 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 listed below.
- ☒ Service via certified mail to be completed upon the following business day.

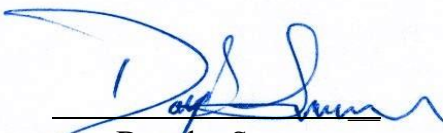
Buyantod Rinchin, Owner  
BACWI, LLC  
1005 Bliss Lane  
Garberville, CA 95542  
Buyantodthomas@gmail.com

Harinder Kapur (via email only)  
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 April 9, 2025, at Rancho Cordova, California.

  
\_\_\_\_\_  
Douglas Smurr