

**THE VICTIMS OF THE
MARIJUANA INDUSTRY
NEED ENFORCEMENT OF
FEDERAL LAW**

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THE MARIJUANA INDUSTRY

- The marijuana industry referred to here are those who illegally, negligently or fraudulently produce, market, or distribute marijuana that has not been approved by the FDA
- “Medical” marijuana that has THC or CBD, unless approved by the FDA, is illegal under federal law

VICTIMS OF THE MARIJUANA INDUSTRY

- Children with birth defects and developmental problems
- Marijuana consumers damaged by contaminated products - pesticides, heavy metals, fungus, bacteria
- People who suffer mental illness (psychosis), physical disease and addiction due to marijuana use

DAMAGE REPORTS

- World Health Organization – cannabis addiction
- The American Psychiatric Association – mental illness
- National Institute on Drug Abuse (NIDA) - pregnancy
- National Academy of Sciences (NAS)
- FDA - warning letters, statements – false claims
- DEA - Denial of Petition for Rescheduling
- HHS - SAMHSA
- American College of Obstetricians and Gynecologists
- Pediatricians
- US Surgeon General

THIS IS NOT A STATE'S RIGHTS ISSUE

- The US Supreme Court held that the local cultivation, possession and distribution of marijuana is prohibited under federal law. Gonzales v. Raich, 545 U.S. 1 (2005),
- Marijuana is not a state rights issue under the 10th Amendment to the US Constitution. United States of America v. Rutherford. 472 Fed.Appx. 863 (CA 10 2012).
- It is indisputable that state medical-marijuana laws do not, and cannot, supersede federal laws that criminalize the possession of marijuana. United States v. Hicks, 722 F.Supp.2d 829 (ED MI 2010)

MEDICAL MALPRACTICE

- Botanical marijuana poses many problems for medical care providers – not up to FDA standards – lack of consistency - contamination
- Labeling of marijuana used as a medicine – not up to FDA standards
- Science is weak or non-existent
- Informed consent

MEDICAL MALPRACTICE

- Warnings about the effects of marijuana - pregnant women, suicide, mental illness, violence
- Aggravation of a Pre-existing Condition
- Future Harm
- Loss of a Chance Doctrine

Ingested some THC, drank some alcohol, reclined for a nap and never woke up.
Jody Tilton, October 1972 – September 2017







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