

IN THE SUPERIOR COURT OF MURRAY COUNTY
STATE OF GEORGIA

ACC, LLC,)
)
 Petitioner,)
v.)
)
GEORGIA ACCESS TO MEDICAL) Civil Action No. 22-CI-0487
CANNABIS COMMISSION;)
FFD GA HOLDINGS, LLC;)
THERATRUE GEORGIA, LLC;)
NATURES GA, LLC, and TREEVANA)
REMEDY, INC.)
)
 Respondents.)

Donna Flood
D.S.G.

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ORDER GRANTING MOTION TO DISMISS

This matter comes before the Court following the Court’s hearing on Petitioner ACC, LLC’s Emergency Motion to Stay Agency Decision and Respondents’ Motion to Dismiss, or in the Alternative, Transfer Venue. Having considered all papers in opposition and in support and having heard oral arguments on Thursday, October 6, 2022, the Motion to Dismiss is hereby **GRANTED**, and the case **DISMISSED**.

Petitioner applied for a Class 1 and Class 2 License “to produce and manufacture low THC oil and products” under the Hope Act and was unsuccessful. O.C.G.A. § 16-12-200 *et seq.* Petitioner claims the Notification of Issuance of Licenses on Sept 20, 2022, and the Hearing process on July 28, 2022, was not proper. Petitioner filed an Emergency Motion in Murray County under the Georgia Administrative Procedure Act (“APA”), O.C.G.A. § 50-13-1 *et seq.*.


The Court holds that the Georgia Administrative Procedure Act ("APA"), O.C.G.A. § 50-13-1 *et seq.*, does not apply to this appeal, and the Court lacks subject matter jurisdiction to review the Final Decision by the Georgia Access to Medical Cannabis Commission.

Having considered the briefs and arguments of Petitioner and Respondents, Respondents' Motion to Dismiss is **GRANTED** and this matter **DISMISSED** for lack of subject matter jurisdiction.

SO ORDERED this 21ST day of October, 2022.



The Honorable Scott Minter
Judge, Superior Court of Murray County



Donna Flood
S.S.C.

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