

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

WINDFLOWER GEORGIA, LLC,

Petitioner,

v.

Hon. Judge Stephanie M. Howells, Administrative
Law Judge, Office of State Administrative Appeals,
sitting by designation for the GEORGIA MEDICAL
CANNABIS COMMISSION,

Respondent in Certiorari

BOTANICAL SCIENCES, LLC and TRULIEVE
GA, INC.,

Defendants in Certiorari

CIVIL ACTION FILE
NO. 2023CV383093

**ORDER DIRECTING OSAH TO PROVIDE ELECTRONIC COPIES OF
CERTAIN CONFIDENTIAL RECORDS FILED UNDER SEAL WITH THE COURT**

On August 24, 2023, the Office of State Administrative Hearing (“OSAH”) filed a Request to File Under Seal, the complete administrative record in the case of *Windflower GA, LLC. v. Botanical Sciences, LLC and Trulieve GA, Inc.*, Docket No. : 2226038-OSAH-GMCC-PL-60-Howell. The administrative record is confidential and was placed under seal in the lower tribunal. The record is also voluminous and the Commission has requested authorization to file the sealed record via electronic storage device. OSAH’s Motion is hereby **GRANTED** and OSAH may file the administrative records regarding the above-captioned case under seal. The Court further **ORDERS** the Clerk of Court to accept for filing under seal and via electronic storage device the documents submitted by OSAH in this case, designated as pertaining to 2226124-OSAH-GMCC-PL-60-Howells.

In order to comply with the briefing schedule and to prepare for the upcoming hearing, some of the parties now seek access to these documents. Notably, in related matters, OSAH deferred to the Court to enter an order authorizing it to provide electronic copies to these documents to the parties.

Respondents request that the parties should only be allowed access to the Confidential Records Released to the Parties after In Camera Review, page-numbered 1-1747, subject to an

“Attorneys’ Eyes Only” limitation. Respondents further assert that the Confidential Records Submitted to Judge Howells for In Camera Review, page-numbered 1-2210, should not be disclosed to either party.

Considering Respondents’ request, the record, and the need for expediency, the Court hereby **ORDERS** OSAH to provide Petitioners, Respondents, and this Court, with electronic copies of the following records no later than 5 p.m. on January 23, 2023:

Page Numbers and/or Document Size	Description
1-1747	Confidential Records Released to Parties after In Camera Review
24 MB	Hearing Audio.mp3
OSAH 0001-OSAH 1002	Administrative Record Windflower 2226038

All parties and attorneys shall treat the Hearing Audio and the Administrative Record as confidential and shall not disseminate them or disclose their contents to anyone so long as they remain under seal, except for a reasonably limited group of individuals necessary to review the documents and prepare briefing for the hearing. Such individuals are also obligated to maintain confidentiality. The Confidential Records Released to Parties after In Camera Review (1-1747) are to be marked by each party as “ATTORNEYS EYES ONLY” shall not be disseminated or disclosed to anyone other than counsel for Petitioner and Respondents so long as they remain under seal. Failure to comply with these restrictions may result in sanctions by the Court.

This 19th day of January, 2024.



The Honorable Judge G. Grant Brantley
Senior Judge, Fulton County Superior Court
Atlanta Judicial Circuit

Filed and served via e-FileGA.