



Program on
Corporate Compliance
and Enforcement
New York University School of Law

Cannabis—The Path to Regulation and Representation



Wednesday, December 5, 2018
New York University
School of Law

Lester Pollack Colloquium Room
245 Sullivan Street
9th Floor



Program on
Corporate Compliance
and Enforcement
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Cannabis—The Path to Regulation and Representation

Wednesday, December 5, 2018

Conference Objective

The goal of this event is to bring together academics, regulatory and enforcement officials, business leaders, general counsels, compliance officers, and private attorneys for an off-the-record discussion of emerging issues in the cannabis industry. The program will begin with a discussion of ethical and practical issues facing lawyers, financiers, and others representing the cannabis industry. The program will then examine models of regulation and compliance for the industry.

Continuing Legal Education

This event has been approved for up to 2.5 New York State CLE Credits in the Areas of Professional Practice category for those who attend the entire event. It is appropriate for newly admitted attorneys as well as experienced attorneys.

PCCE Conference Rules

To encourage frank, open analysis of policy issues and the sharing of information, our conferences and roundtables are governed by the following rule:

Participants are free to use the information received, but **all content received at this PCCE event is not for attribution, in whole or in part.** Specifically, neither the identity of the person who makes a comment nor his or her affiliation (including whether he or she is a government or private-sector employee) may be revealed.

PCCE does not videotape or otherwise record an event (or any segment of an event) done under this rule, unless otherwise noted in the program.

To promote future communication among participants, PCCE provides a list of conference participants to those who attend the conference. PCCE also publishes conference and roundtable programs, including a list of speakers, on its website. In addition, PCCE takes photographs of speakers and attendees who are included on the PCCE website and in our brochure.

Conference Agenda

4:00–4:30 P.M. **Registration**

4:30–5:40 P.M. **Ethical and Practical Issues for Lawyers
and Others Representing the Cannabis Industry**

Moderator: Geoffrey Miller, Stuyvesant P. Comfort Professor of Law and Senior Academic Fellow,
Program on Corporate Compliance and Enforcement, NYU School of Law

Panelists:

Hilary Bricken, Partner, Harris Bricken

Sam Kamin, Vicente Sederberg Professor of Marijuana Law and Policy, University of Denver
Sturm College of Law

Sharon Cohen Levin, Partner, Wilmer Cutler Pickering Hale and Dorr

5:40–5:50 P.M. **Break**

5:50–7:00 P.M. **Regulation and Compliance in the Cannabis Industry**

Moderator: Timothy Lindon '80, Senior Fellow, Program on Corporate Compliance
and Enforcement, NYU School of Law

Panelists:

Michael Abbott, Co-Founder and Executive Chairman, Columbia Care

Kyle Kazan, Chairman and CEO, California Cannabis Enterprises

Mark Kleiman, Professor of Public Policy, Marron Institute of Urban Management,
New York University

Bret Ladine, Assistant General Counsel, California Department of Business Oversight

7:00–8:00 P.M. **Reception**

Moderators and Panelists



Michael Abbott

**Co-Founder and Executive Chairman
Columbia Care**

Michael Abbott is the Co-Founder and Executive Chairman of Columbia Care, the largest and most experienced manufacturer and provider of medical cannabis in the United States. Abbott began his financial career at Swiss Bank Corporation/O'Connor and later worked at Goldman Sachs. He launched and co-managed his own hedge fund. He also managed the University endowment of Cornell University. Prior to his career in finance, Abbott served on the London Police Force. He holds a Bachelor of Laws degree from King's College London and sits on the Advisory Board of the King's Business School of King's College London.



Hilary V. Bricken

Partner, Harris Bricken

Hilary Bricken is a Partner at Harris Bricken in its Los Angeles office. Licensed in California, Washington, and Florida, she is one of the premier cannabis business and regulatory attorneys in the United States. As Chair of Harris Bricken's Regulated Substances practice group, Bricken helps cannabis companies of all sizes with their legal issues.

From 2014 through 2018, Bricken was named a "Rising Star" by *Super Lawyers* magazine. In 2015, the *Puget Sound Business Journal* selected Bricken for its Top 40 Under 40 list for business and leadership, and in 2017 the American Bar Association named her a Top 40 Under 40 "On the Rise" attorney in the United States. In 2018, Bricken was honored by *National Law Journal* as a "Cannabis Law Trailblazer." Bricken also authors a weekly column for *Above the Law* that features content on marijuana policy and regulation

and is also a regular contributor to and editor of her firm's *Canna Law Blog*.



Sam Kamin

**Vicente Sederberg Professor of Marijuana
Law and Policy
University of Denver Sturm College of Law**

Sam Kamin has emerged as an expert voice on marijuana law reform in Colorado and throughout the country. He sat on Colorado Governor John Hickenlooper's Amendment 64 Implementation Task Force and worked with the ACLU and California Lt. Governor Gavin Newsom to formulate a set of best practices for marijuana regulation in that state. In addition, he has written more than a dozen scholarly articles on the subject of marijuana law reform and co-authors the series "Altered State: Inside Colorado's Marijuana Economy" for *Slate* magazine, chronicling the impact of Colorado's marijuana regulations on lawmakers, businesses, and consumers. In the spring of 2015, he taught the nation's first law school course on representing marijuana clients and was named the Vicente Sederberg Professor of Marijuana Law and Policy, the first professorship of its kind in the country.



Kyle Kazan

**Chairman and CEO, California Cannabis
Enterprises**

Kyle Kazan is the Chairman and CEO of a large vertically integrated cannabis company based in California that includes over 500,000 square feet of cultivation, a manufacturing company, two dispensaries with a third on the way, and a number of brands. For over 20 years, Kazan has been a principal of a large commercial property syndication and property management company based in Southern California. He's owned and managed billions of dollars of property on three continents. Kazan holds a B.A. from the University of Southern California.



Mark Kleiman

**Professor of Public Policy,
Marron Institute of Urban Management
New York University**

Mark Kleiman is Professor of Public Policy in the Marron Institute of Urban Management at New York University. His research concentrates on crime control and drug policy. His books include *Against Excess: Drug Policy for Results*; *When Brute Force Fails: How to Have Less Crime and Less Punishment*; and (with Jonathan Caulkins and Beau Kilmer) *Marijuana Legalization: What Everyone Needs to Know*.

Kleiman holds a master's degree and a Ph.D. in public policy from the Harvard University Kennedy School of Government and a bachelor's degrees in economics, political science, and philosophy from Haverford College. His previous academic appointments were at Harvard and UCLA.

He is a member of the Committee on Law and Justice of The National Academies and Co-Editor of the *Journal of Drug Policy Analysis*. Through BOTEC Analysis, LLC he provides consulting and research services to governments at all levels.



Sharon Cohen Levin

**Partner
Wilmer Cutler Pickering Hale and Dorr**

Sharon Cohen Levin is a Partner at WilmerCutlerPickeringHale in New York City. Levin is a leading authority on anti-money laundering, the Bank Secrecy Act, economic sanctions, and asset forfeiture. Levin served for 19 years as Chief of the Money Laundering and Asset Forfeiture Unit in the SDNY. During her tenure, Levin prosecuted and supervised many of the Department of Justice's most complex and significant money laundering, sanctions, and asset forfeiture prosecutions, including the investigation and prosecution of BNP Paribas, SAC Capital, Lebanese Canadian Bank, and 650 Fifth Avenue. Levin has worked closely throughout her career with state and federal banking

regulators, the U.S. Treasury Department's Office of Foreign Asset Control, FinCEN, and the Department of Justice. As an internationally recognized authority on money laundering and asset forfeiture, she has been a keynote speaker, lecturer, and panelist for practitioners, law enforcement officials, judges, and international prosecutors on topics such as effective AML compliance, enforcement trends in the financial industry, money laundering, terrorist financing, U.S. economic sanctions, and art recovery.



Bret Ladine

**Assistant General Counsel
California Department of
Business Oversight**

Bret Ladine was appointed by Governor Brown as Assistant General Counsel at the Department of Business Oversight in January 2016. He provides legal advice related to the state's regulation of financial institutions, financial services, and securities, with a focus on emerging policy issues in lending and payment products and cannabis banking.

Previously, Ladine was a senior associate at Hogan Lovells and an associate at Wilson Sonsini Goodrich & Rosati. Prior to becoming an attorney, he was the communications director for Congressman Dennis Cardoza (D-CA). Ladine also was a reporter for The Boston Globe and The Times-Picayune. He received his J.D. from the University of Virginia School of Law and B.A. from Yale University.



Timothy J. Lindon

**Senior Fellow, Program on Corporate
Compliance and Enforcement
New York University School of Law**

Timothy J. Lindon '80 is a Senior Fellow at PCCE and is an active leadership coach and compliance consultant. He has broad experience in legal and compliance leadership roles in the U.S., Europe, and Asia, including as Vice President and Chief Compliance Officer of Philip Morris International, based in Switzerland. Previously, Lindon held senior corporate and litigation positions for Philip Morris in Hong Kong, New York, and Washington, D.C. He clerked on the U.S. Court of Appeals for the Fourth Circuit and began his legal career at Arnold & Porter. Lindon received his J.D. from NYU School of Law, where he was a Root-Tilden Scholar, and a B.A. from Tufts University.



Geoffrey Parsons Miller

**Stuyvesant P. Comfort Professor of Law
Senior Academic Fellow, Program on
Corporate Compliance and Enforcement
New York University School of Law**

Senior Academic Fellow Professor Geoffrey Miller is a Co-Founder of PCCE and served as a Faculty Director until May 2017. Author or editor of a dozen books and more than 200 research papers on topics in business law, compliance and risk management, financial institutions, securities law, the legal profession, ancient law, and legal theory, Miller received his B.A. from Princeton University in 1973 and his J.D. in 1978 from Columbia Law School, where he was Editor-in-Chief of the *Columbia Law Review*. He clerked for Judge Carl McGowan of the U.S. Court of Appeals for the D.C. Circuit and Justice Byron White of the U.S. Supreme Court. Miller is a Founder of the Society for Empirical Legal Studies, Director of the NYU Law Center for Financial Institutions, and Co-Director of the Center for Civil Justice. He serves on the Board of Directors and chairs the Audit Committee of State Farm Bank. Miller is a 2011 inductee into the American Academy of Arts and Sciences.

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