

# The Business *of* Marijuana *in* Oregon

JUNE 7, 2018

WORLD TRADE  
CENTER

Portland, OR

Available Via:



Live  
Webcast

## ACCREDITATION

**OR CLE** 5.0 General & 1.0 Practical Skills Credits  
**WA MCLE** 5.0 Law & Legal & 1.0 Ethics Credit  
**CA CLE** 5.25 General & 1.0 Ethics Credits

## Seminar Overview

This seminar will cover Oregon's recreational and medical cannabis regimes, in addition to a wide variety of related issues, including conflicts of laws, Oregon state regulatory programs, banking and financing, taxation, employment law, intellectual property, real estate and land use, cannabis business litigation, and ethical issues arising from practicing in this emerging marketplace. The seminar will also provide practical advice that marijuana businesses and their attorneys need to know. Attendees will hear directly from leading practitioners and regulators regarding the fast-evolving status and future of Oregon's marijuana industry.

### Who Should Attend:

Accountants  
Attorneys  
Banker/Creditors  
Municipal Employees  
Government Employees

**9:00 Introduction and Overview**

**PDT**

**Vincent Sliwoski**, *Program Co-Chair*  
*Harris Bricken*

**Jesse Sweet**, *Program Co-Chair*  
Director of Administrative Policy and Process  
*Oregon Liquor Control Commission*

**9:10 Federal Law & State Programs Overview**

Federal law versus states' rights; Recent federal law and policy updates and possible paths forward; Challenges for cannabis businesses arising from federal prohibition; Overview of OLCC, OHA and ODA programs; 2018 Administrative law updates; Licensing basics; Local control of marijuana businesses; Oregon cannabis forecasting.

**Jesse Sweet**  
Director of Administrative Policy and Process  
*Oregon Liquor Control Commission*

**10:00 Litigating Cannabis Disputes**

Recent cases; Unique issues for cannabis litigants; Common disputes; Federal issues; General approaches and practices for litigating cannabis cases.

**John Mansfield**  
*Harris Bricken*

**10:35 Break**

**10:50 Employment Law Considerations for Canna-Businesses**

Employment laws that trip up marijuana businesses, including Oregon Sick Leave; Sexual Harassment prohibitions and other civil rights laws; Wage and hour basics; Recent changes in equal pay laws; Oregon's new "Ban the Box" regulation; Oregon recreational marijuana laws that impact the employment relationship.

**Megan Vaniman**  
*Harris Bricken*

**11:30 Taxes and the Treatment of Cannabis Income**

Overview of IRC § 280E, its impact on marijuana businesses, and techniques for limiting that impact; IRS guidance involving taxation of marijuana businesses; Overview of inventory accounting rules under IRC § 263A (Uniform Capitalization Rules) and IRC § 471 (General Rules for Inventories); Pitfalls of common business and transaction structures used in the marijuana industry; Federal and State audit considerations.

**Tyee Carr, CPA**  
*McDonald Jacobs*

**12:15 Midday Break**

**1:30 Real Estate and Land Use**

Analysis and compilation of a cannabis leasehold; Purchase and sale agreements for land to be used for marijuana businesses; Specific leasehold issues; Broker liability; Due diligence; Escape clauses; Zoning and other land use requirements; Landlord liability.

**Janet L. Grayson, PC**  
*Grayson Law LLP*

**2:15 Marijuana Industry Trademark and Branding Issues**

How do trademarks for marijuana-related goods/services differ from other trademarks? What to consider when choosing a marijuana trademark? What are the availability and benefits of federal and state trademark registrations? Are other brand protection mechanisms available?

**Andrea Selkregg**  
*IdeaLegal*

**3:00 Break**

**3:15 Banking Issues for Marijuana Industry and Service Providers**

How do anti-money laundering regulations affect banking in the marijuana industry? How do financial institutions treat marijuana businesses and service providers? What can marijuana businesses do to get access to services?

**Carmella Murphy Houston**  
Vice President of Business Services  
*Salal Credit Union; Seattle, WA*

**4:00 Ethical Considerations and Legalized Marijuana**

Ethical considerations involved in operating a cannabis business practice; Conflicts of interest commonly arising in a cannabis business practice; Ethical considerations of advising cannabis clients; An attorney's role within the cannabis industry.

**Philip Buri**  
*Buri Funston Mumford & Furlong PLLC; Bellingham, WA*

**5:00 Adjourn**

# Faculty



**Vincent Sliwoski**, **Program Co-Chair**, is a partner with Harris Bricken. He runs the firm's Oregon office, and works with businesses of all sizes to navigate transactions and disputes. For the past four years, he has represented a large number of Oregon cannabis entities through corporate structuring and commercial transactions, local hearings and state licensure.



**Andrea Selkregg**, Principal with IdeaLegal, focuses her practice in business structuring and governance; entertainment, intellectual property, and commercial contract drafting and review; and intellectual property registration and protection. She has spent over a decade serving as in-house and outside general counsel to businesses in the entertainment, sportswear, food, and cannabis industries.



**Jesse Sweet**, **Program Co-Chair**, is the Director of Administrative Policy and Process with the Oregon Liquor Control Commission. As legal policy coordinator, he is responsible for drafting and interpreting administrative rules and advising on legislative and policy issues related to alcohol and marijuana.



**Megan Vaniman**, is an experienced employment law attorney and corporate advisor with Harris Bricken. Her practice is focused on employment advising, employment and labor litigation, and business litigation. She possesses particular expertise in Oregon Bureau of Labor and Industries matters involving wage claims, harassment, and discrimination.



**Philip Buri** founded Buri Funston Mumford & Furlong PLLC, in Bellingham, Washington. He practices appellate and civil litigation, land use, and advises homeowner and community associations. He has been lead counsel in over 145 appeals in the three divisions of the Court of Appeals, the Washington Supreme Court, and the Ninth Circuit.



**Tvee Carr, CPA**, shareholder with McDonald Jacobs, advises growth leaders and their accountants on cash flow management, structuring transactions and tax planning. He has a breadth of experience working with local as well as international firms serving businesses of all sizes. He has also served as Accounting Faculty at Portland State University for over a decade.



**Janet L. Grayson, PC**, is a partner with Grayson Law LLP in the firm's real estate, business, litigation and estate planning and probate practice. She provides services in all aspects of real estate, business and probate law including planning, transactions, licensing, probate, mediation, arbitration and court matters.



**Carmella Murphy Houston** is the Vice President of Business Services at Salal Credit Union, a Seattle-based cooperative financial institution. She has over 23 years of commercial banking experience. In 2015 she spearheaded Salal's groundbreaking deposit and lending program for licensed and regulated cannabis businesses in Washington State.



**John Mansfield**, an attorney with Harris Bricken, represents large and small businesses in complex litigation throughout the country, especially patent, copyright, and trademark disputes, and advises business clients on intellectual property and FDA issues. His intellectual property matters typically involve representing clients in high tech, hardware, software, consumer products, e-commerce, and cannabis businesses.

## Credits

### **OR CLE**

This course has been approved by the Oregon State Bar for 5.0 general and 1.0 practical skills CLE credits (Live Credits for In Person Attendance & Webcast).

### **WA MCLE**

This course has been approved for 5.0 hours of law and legal credit and 1.0 hours of ethics CLE credit by the Washington MCLE board (Live Credits for In Person Attendance & Webcast). Self-Study credit will be available, specific credit amount to be determined.

**The Seminar Group is an accredited sponsor with the Washington State Bar**

### **CA CLE**

The Seminar Group is a State Bar of California approved MCLE provider; therefore, this course is approved for 5.25 general and 1.0 ethics CLE credits (Live Credits for In Person Attendance & Webcast).

## Location

### **World Trade Center**

121 SW Salmon St  
Two World Trade Center Building  
Portland, OR 97204

Phone: 503-464-8688

The seminar is located in the Skybridge Conference Room. Please call the venue for directions/questions.

#### **PARKING**

There is a parking garage right below the WTC building off of Taylor Street.

## Fees

### **Live Seminar:**

Attorney	\$549.00
Government / Tribal / Non-Profit	\$449.00
Other Professionals	\$449.00
Student / Professor	\$349.00

### **Live Webcast:**

Attorney	\$549.00
Government / Tribal / Non-Profit	\$449.00
Other Professionals	\$449.00
Student / Professor	\$349.00

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All Sessions	\$549.00
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