

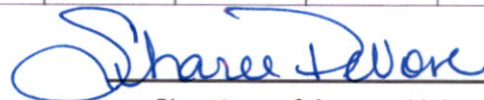


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Report of state documents issued during July 13, 2023 ATC Board meeting

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**BOARD MEETING MINUTES
June 1, 2023**

The Arkansas Tobacco Control Board met virtually on Thursday, June 1, 2023, for its monthly meeting in the Main Street Mall Building, located at 101 E. Capitol Avenue, Little Rock, Arkansas, beginning at 10:00 a.m. in Suite 119. There were seven (8) Board members present.

- **Board Members Present:** Chairman Gary Proffitt Jr., Mr. Brent Summerhill, Mr. Kerry Lott, Mr. Sam Stathakis, Mr. David Hendrix, Jr., Dr. Brad Mayfield, Dr. Patricia Knott (arrived at 10:03), and Dr. Shabbir Dharamsey.

CALL TO ORDER.

- Chairman Gary Proffitt called the ATC Board meeting to order and opened the meeting welcoming the guests and staff.

BOARD MEETING MINUTES

Chairman Gary Proffitt requested a motion to approve the board meeting minutes from May 4, 2023. A motion was made by Mr. Sam Stathakis and seconded by Dr. Shabbir Dharamsey to approve the May 4, 2023, minutes. It passed with seven (7) yes votes and zero (0) opposing votes.

WHOLESALE PERMIT APPLICATIONS

Chairman Proffitt presented five (5) new Wholesale Tobacco and Vapor product Permit applications to the Board for approval.

- ❖ **Rmana Manik, LLC. dba Brady Vape World – Royal, AR**
- ❖ **Simple, Inc. – Orange, CA**

- A motion was made by Mr. Brent Summerhill to approve both (2) wholesale applications and seconded by Dr. Brad Mayfield. The motion passed with eight (8) yes votes and zero (0) opposing votes.

NEW RETAIL PERMITS ISSUED

- Director Greg Sled requested the Board members to review and approve the list of fifty (50) new permits (those permits other than wholesale permits) issued from May 1, 2023 through May 31, 2023.

- A motion was made to accept and approve the list of fifty (50) new permits issued by Dr Shabbir Dharamsey and seconded by Mr Sam Stathakis The motion passed with eight (8) yes votes and zero (0) opposing votes

DEFAULT JUDGMENTS

- Director Greg Sled presented the May 2023 default judgements list to the Board to review and approve
 - A motion was made to approve the Default Judgments by Mr Kerry Lott and was seconded by Dr Brad Mayfield to approve The motion passed with eight (8) yes votes and zero (0) opposing votes

ACCEPTED OFFERS OF SETTLEMENT

- Director Greg Sled requested the Board members to review and approve the list of Accepted Offers of Settlement for May 2023 A motion was made to accept the Accepted Offers of Settlement by Dr Shabbir Dharamsey and seconded by Dr Patricia Knott The motion passed with eight (8) yes votes and zero (0) opposing votes

ENFORCEMENT ACTIVITY

- Director Sled reported for following results for compliance checks

March - 60/576 = 10.42 %

April - 57/480 = 11.88 %

May - 37/368 = 10.05 %

FY 2023 - 594 / 6139 = 9.68 %

Results for Inspections for the month of May 2023, with 14 out of 37 inspections totaled 52 violations = 37.84 %

FDA ACTIVITY

Deputy Director Ray Owens reported for the month of May 2023 FDA Agents completed 314 inspections with ten (10) potential violations FDA May 2023 violation rate was 3.18 %

LEGAL UPDATE

- ATC Attorney Will Olson reported that ATC has one (1) pending administrative appeal in Mississippi County, Arkansas, and that the next step is to file an agreed Order and then appeal the Court's Decision

OPEN FORUM

- Chairman Gary Proffitt asked if there were any questions or comments from the Board members There were no questions or comments made at that time

ADJOURNMENT

In closing, Chairman Gary Proffitt stated that the next ATC Board meeting is scheduled for July 13, 2023 A motion was made by Dr Shabbir Dharamsey and seconded by Mr Brent Summerhull to adjourn It was approved with eight (8) yes votes and zero (0) opposing votes The meeting was adjourned

Minutes prepared by

Sharee Devore

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Dated July 10, 2023