

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS
FOURTH DIVISION

ELECTRONICALLY FILED
Pulaski County Circuit Court
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60CV-21-582
C06D04 : 3 Pages

2600 HOLDINGS, LLC d/b/a
SOUTHERN ROOTS CULTIVATION

PLAINTIFF

vs

60CV-21-582

ARKANSAS DEPARTMENT OF FINANCE
AND ADMINISTRATION; ARKANSAS
ALCOHOLIC BEVERAGE CONTROL
DIVISION; and ARKANSAS MEDICAL
MARIJUANA COMMISSION

DEFENDANTS

ORDER

Comes now before the Court the matter of Bennet Scott “Storm” Nolan, II and River Valley Production, LLC d/b/a/ River Valley Relief Cultivation’s Motion to Intervene Under Rule 24, or to be Joined Under Rule 19, and based on the files and records of the case, the pleadings of the parties, and all other matters considered, the Court DOTH FIND:

On November 2, 2022, this Court denied a Motion to Intervene from Nolan, finding that his Motion was untimely and that there was no showing that relief could not be afforded to the parties in his absence. On November 3, 2022, the Court issued its Order granting summary judgment to the Plaintiff and directing the Defendants to remedy their violation of the Arkansas Constitution and MMC Rules. Nolan filed the instant Motion on November 17, 2022.

Nolan argues that intervention may be taken up repeatedly as it pertains to jurisdiction and subject matter jurisdiction. He claims that because he was not permitted to file answers to the Plaintiff’s Response to his Motion to Intervene. He particularly takes issue with an argument Plaintiff made in that Response that River Valley could not be a party to a suit because it had been dissolved at some point and could not join or execute service of process. The Court did not cite that argument in its denial of the previous Motion to Intervene, and it was not part of its analysis or reasoning in denying that Motion.

The Court finds that the instant Motion should be, and is hereby, ordered DENIED for the same reasons as the denial of the first Motion. The findings and analysis of that previous Order still stand and are hereby incorporated by reference.

IT IS SO ORDERED.

HERBERT T. WRIGHT, JR. – CIRCUIT JUDGE

DATE



Case Title: 2600 HOLDINGS V AR DEPT OF FINANCE AND ADMIN ET AL

Case Number: 60CV-21-582

Type: ORDER MOTION DENIED

So Ordered

A handwritten signature in black ink, appearing to read "Herb Wright", written over a horizontal line.

Honorable Herbert T Wright