

1 ROB BONTA
Attorney General of California
2 HARINDER K. KAPUR
Senior Assistant Attorney General
3 JOSHUA B. EISENBERG
Supervising Deputy Attorney General
4 MICHAEL J. YUN (SBN 292587)
ETHAN A. TURNER (SBN 294891)
5 GREGORY M. CRIBBS (SBN 175642)
Deputy Attorneys General
6 600 West Broadway, Suite 1800
San Diego, CA 92101
7 Telephone: (619) 321-5793
Facsimile: (619) 645-2061
8 *Attorneys for Plaintiff*
Department of Cannabis Control

*Per Government Code § 6103, State of
California is exempt from filing fee*

9
10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **COUNTY OF LOS ANGELES**
12 **NORTH VALLEY DISTRICT-CHATSWORTH COURTHOUSE**

13 **DEPARTMENT OF CANNABIS**
14 **CONTROL,**

15 Plaintiff,

16 v.

17 **VERTICAL BLISS, INC., KUSHY PUNCH,**
18 **INC., CONGLOMERATE MARKETING,**
19 **LLC, MORE AGENCY, INC., RUBEN**
20 **KACHIAN a.k.a. RUBEN CROSS,**
21 **ARUTYUN BARSAMYAN, KEVIN**
HALLORAN, MIKE A. TOROYAN and
DOES 1 through 30, inclusive,

22 Defendants.

Case No. 20CHCV00560

**SEPARATE STATEMENT OF
UNDISPUTED MATERIAL FACTS IN
SUPPORT OF DEPARTMENT OF
CANNABIS CONTROL'S MOTION FOR
SUMMARY JUDGMENT**

Date: December 5, 2022
Time: 08:30 A.M.
Dept: F49
Judge: The Honorable Stephen P.
Pfahler

Trial Date: January 30, 2023
Action Filed: September 23, 2020

RESERVATION NO. 590950777530

23
24 Plaintiff Department of Cannabis Control (hereinafter, "Plaintiff" or "DCC") submits the
25 following undisputed material facts in support of DCC's Motion for Summary Judgment ("MSJ")
26 pursuant to Code of Civil Procedure section 437c, subdivision (b)(1):

27 ///

Moving Party's Undisputed Material Facts and Supporting Evidence:	Opposing Party's Response and Supporting Evidence:
No. 1 through 7 pertain to Defendant Ruben Kachian, a.k.a. "Ruben Cross"	
<p>1. Defendant Ruben Kachian, a.k.a. "Ruben Cross" ("Defendant Kachian") was the Chief Executive Officer ("CEO") of Defendant Vertical Bliss, Inc. in the period from April 23, 2018 to October 2, 2019.</p> <p>(Declaration of DAG Michael Yun in Support of Plaintiff's MSJ ("Yun Dec."), Exh. 1: Plaintiff's Request for Admission ("RFA") to Defendant Kachian, No. 1, served on June 14, 2021; Request for Judicial Notice in Support of DCC's MSJ ("RJN"), Exh. A: Order Deeming Plaintiff's RFA to Defendant Kachian, Admitted, dated January 10, 2022.)</p>	1.
<p>2. Defendant Kachian was the CEO of Defendant More Agency, Inc. in the period from April 23, 2018 to October 2, 2019.</p> <p>(Yun Dec., Exh. 1: Plaintiff's RFA to Defendant Kachian, No. 3, served on June 14, 2021; RJN, Exh. A: Order Deeming Plaintiff's RFA to Defendant Kachian, Admitted, dated January 10, 2022.)</p>	2.
<p>3. Defendant Kachian was the CEO of Defendant Kushy Punch, Inc. in the period from April 23, 2018 to October 2, 2019.</p> <p>(Yun Dec., Exh. 1: Plaintiff's RFA to Defendant Kachian, No. 7, served on June 14, 2021; RJN, Exh. A: Order Deeming Plaintiff's RFA to Defendant Kachian, Admitted, dated January 10, 2022.)</p>	3.

1	4. Defendant Kachian was an OWNER of Defendant Vertical Bliss, Inc. in the period from April 23, 2018 to October 2, 2019.	4.
2		
3	(Yun Dec., Exh. 1: Plaintiff's RFA to Defendant Kachian, No. 8, served on June 14, 2021; RJN, Exh. A: Order Deeming Plaintiff's RFA to Defendant Kachian, Admitted, dated January 10, 2022.)	
4		
5		
6		
7	5. Defendant Kachian was an OWNER of Defendant Kushy Punch, Inc. in the period from April 23, 2018 to October 2, 2019.	5.
8		
9	(Yun Dec., Exh. 1: Plaintiff's RFA to Defendant Kachian, No. 11, served on June 14, 2021; RJN, Exh. A: Order Deeming Plaintiff's RFA to Defendant Kachian, Admitted, dated January 10, 2022.)	
10		
11		
12		
13	6. Defendant Kachian was an OWNER of Defendant More Agency, Inc. in the period from April 23, 2018 to October 2, 2019.	6.
14		
15	(Yun Dec., Exh. 1: Plaintiff's RFA to Defendant Kachian, No. 14, served on June 14, 2021; RJN, Exh. A: Order Deeming Plaintiff's RFA to Defendant Kachian, Admitted, dated January 10, 2022.)	
16		
17		
18	7. Defendant Kachian was an OWNER of Defendant Conglomerate Marketing, LLC in the period from April 23, 2018 to October 2, 2019.	7.
19		
20	(Yun Dec., Exh. 1: Plaintiff's RFA to Defendant Kachian, No. 17, served on June 14, 2021; RJN, Exh. A: Order Deeming Plaintiff's RFA to Defendant Kachian, Admitted, dated January 10, 2022.)	
21		
22		
23		
24		
25		
26		
27		
28		

<p>No. 8 through 15 pertain to Defendant Vertical Bliss, Inc.</p>	
<p>8. Defendant Vertical Bliss leased the PREMISES in the period from April 23, 2018 to October 2, 2019.</p> <p>(Yun Dec., Exh. 2: Plaintiff's RFA to Defendant Vertical Bliss, No. 2, served on June 14, 2021; RJN, Exh. D: Order Deeming Plaintiff's RFA to Defendant Vertical Bliss, Admitted, dated July 18, 2022.)</p>	<p>8.</p>
<p>9. Defendant Vertical Bliss operated a business at the PREMISES in the period from April 23, 2018 to October 2, 2019.</p> <p>(Yun Dec., Exh. 2: Plaintiff's RFA to Defendant Vertical Bliss, No. 3, served on June 14, 2021; RJN, Exh. D: Order Deeming Plaintiff's RFA to Defendant Vertical Bliss, Admitted, dated July 18, 2022.)</p>	<p>9.</p>
<p>10. Defendant Vertical Bliss did NOT have a COMMERCIAL CANNABIS LICENSE to engage in COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES in the period from April 23, 2018 to October 2, 2019.</p> <p>(Yun Dec., Exh. 2: Plaintiff's RFA to Defendant Vertical Bliss, No. 4, served on June 14, 2021; RJN, Exh. D: Order Deeming Plaintiff's RFA to Defendant Vertical Bliss, Admitted, dated July 18, 2022; Declaration of Laura Meeks (Meeks Dec.), ¶ 9.a.; Declaration of Eileen Del Rosario (Del Rosario Dec.), ¶¶ 36, 39, and 51.)</p>	<p>10.</p>
<p>11. Defendant Vertical Bliss engaged in COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES on 527 separate days, in the period from April 23, 2018 to October 2, 2019.</p> <p>(Yun Dec., Exh. 2: Plaintiff's RFA to Defendant Vertical Bliss, No. 12, served on June 14, 2021; RJN, Exh. D: Order Deeming Plaintiff's RFA to Defendant Vertical Bliss, Admitted, dated July 18, 2022; Del Rosario Dec., ¶ 51.)</p>	<p>11.</p>

12. The GROSS REVENUE Defendant Vertical Bliss received from COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES in the period from April 23, 2018 to April 22, 2019 exceeded \$10,000,000. (Yun Dec., Exh. 2: Plaintiff's RFA to Defendant Vertical Bliss, No. 18, served on June 14, 2021; RJN, Exh. D: Order Deeming Plaintiff's RFA to Defendant Vertical Bliss, Admitted, dated July 18, 2022.)	12.
13. Defendant Vertical Bliss did NOT have a COMMERCIAL CANNABIS LICENSE to engage in COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 2: Plaintiff's RFA to Defendant Vertical Bliss, No. 19, served on June 14, 2021; RJN, Exh. D: Order Deeming Plaintiff's RFA to Defendant Vertical Bliss, Admitted, dated July 18, 2022; Meeks Dec., ¶ 9.a.; Del Rosario Dec., ¶¶ 36, 39, and 51.)	13.
14. Defendant Vertical Bliss engaged in COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES, on 527 separate days, in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 2: Plaintiff's RFA to Defendant Vertical Bliss, No. 27, served on June 14, 2021; RJN, Exh. D: Order Deeming Plaintiff's RFA to Defendant Vertical Bliss, Admitted, dated July 18, 2022; Del Rosario Dec., ¶ 51.)	14.

15. The GROSS REVENUE Defendant Vertical Bliss received from COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES in the period from April 23, 2018 to April 22, 2019 was more than \$1,000,000. (Yun Dec., Exh. 2: Plaintiff's RFA to Defendant Vertical Bliss, No. 28, served on June 14, 2021; RJN, Exh. D: Order Deeming Plaintiff's RFA to Defendant Vertical Bliss, Admitted, dated July 18, 2022.)	15.
No. 16 through 23 pertain to Defendant Kushy Punch, Inc.	
16. Defendant Kushy Punch leased the PREMISES in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 4: Plaintiff's RFA to Defendant Kushy Punch, No. 2, served on June 14, 2021; RJN, Exh. E: Order Deeming Plaintiff's RFA to Defendant Kushy Punch, Admitted, dated July 29, 2022.)	16.
17. Defendant Kushy Punch operated a business at the PREMISES in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 4: Plaintiff's RFA to Defendant Kushy Punch, No. 3, served on June 14, 2021; RJN, Exh. E: Order Deeming Plaintiff's RFA to Defendant Kushy Punch, Admitted, dated July 29, 2022.)	17.

18. Defendant Kushy Punch did NOT have a COMMERCIAL CANNABIS LICENSE to engage in COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 4: Plaintiff's RFA to Defendant Kushy Punch, No. 4, served on June 14, 2021; RJN, Exh. E: Order Deeming Plaintiff's RFA to Defendant Kushy Punch, Admitted, dated July 29, 2022; Meeks Dec., ¶ 9.b.; Del Rosario Dec., ¶¶ 36, 39, and 51.)	18.
19. Defendant Kushy Punch engaged in COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES on 527 separate days, in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 4: Plaintiff's RFA to Defendant Kushy Punch, No. 12, served on June 14, 2021; RJN, Exh. E: Order Deeming Plaintiff's RFA to Defendant Kushy Punch, Admitted, dated July 29, 2022; Del Rosario Dec., ¶ 51.)	19.
20. The GROSS REVENUE Defendant Kushy Punch received from COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES in the period from April 23, 2018 to April 22, 2019 exceeded \$10,000,000. (Yun Dec., Exh. 4: Plaintiff's RFA to Defendant Kushy Punch, No. 18, served on June 14, 2021; RJN, Exh. E: Order Deeming Plaintiff's RFA to Defendant Kushy Punch, Admitted, dated July 29, 2022.)	20.

21. Defendant Kushy Punch did NOT have a COMMERCIAL CANNABIS LICENSE to engage in COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 4: Plaintiff's RFA to Defendant Kushy Punch, No. 19, served on June 14, 2021; RJN, Exh. E: Order Deeming Plaintiff's RFA to Defendant Kushy Punch, Admitted, dated July 29, 2022; Meeks Dec., ¶ 9.b.; Del Rosario Dec., ¶¶ 36, 39, and 51.)	21.
22. Defendant Kushy Punch engaged in COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES, on 527 separate days, in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 4: Plaintiff's RFA to Defendant Kushy Punch, No. 27, served on June 14, 2021; RJN, Exh. E: Order Deeming Plaintiff's RFA to Defendant Kushy Punch, Admitted, dated July 29, 2022; Del Rosario Dec., ¶ 51.)	22.
23. The GROSS REVENUE Defendant Kushy Punch received from COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES in the period from April 23, 2018 to April 22, 2019 was more than \$1,000,000. (Yun Dec., Exh. 4: Plaintiff's RFA to Defendant Kushy Punch, No. 28, served on June 14, 2021; RJN, Exh. E: Order Deeming Plaintiff's RFA to Defendant Kushy Punch, Admitted, dated July 29, 2022.)	23.
No. 24 through 31 pertain to Defendant Conglomerate Marketing, LLC	

1	24. Defendant Conglomerate Marketing leased the PREMISES in the period from April 23, 2018 to October 2, 2019.	24.
2		
3	(Yun Dec., Exh. 6: Plaintiff's RFA to Defendant Conglomerate Marketing, No. 2, served on June 14, 2021; RJN, Exh. F: Order Deeming Plaintiff's RFA to Defendant Conglomerate Marketing, Admitted, dated August 1, 2022.)	
4		
5		
6		
7	25. Defendant Conglomerate Marketing operated a business at the PREMISES in the period from April 23, 2018 to October 2, 2019.	25.
8		
9	(Yun Dec., Exh. 6: Plaintiff's RFA to Defendant Conglomerate Marketing, No. 3, served on June 14, 2021; RJN, Exh. F: Order Deeming Plaintiff's RFA to Defendant Conglomerate Marketing, Admitted, dated August 1, 2022.)	
10		
11		
12		
13	26. Defendant Conglomerate Marketing did NOT have a commercial cannabis license to engage in COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES in the period from April 23, 2018 to October 2, 2019.	26.
14		
15		
16		
17	(Yun Dec., Exh. 6: Plaintiff's RFA to Defendant Conglomerate Marketing, No. 4, served on June 14, 2021; RJN, Exh. F: Order Deeming Plaintiff's RFA to Defendant Conglomerate Marketing, Admitted, dated August 1, 2022; Meeks Dec., ¶ 9.c.; Del Rosario Dec., ¶¶ 36, 39, and 51.)	
18		
19		
20		
21		

<p>27. Defendant Conglomerate Marketing engaged in COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES on 527 separate days, in the period from April 23, 2018 to October 2, 2019.</p> <p>(Yun Dec., Exh. 6: Plaintiff's RFA to Defendant Conglomerate Marketing, No. 12, served on June 14, 2021; RJN, Exh. F: Order Deeming Plaintiff's RFA to Defendant Conglomerate Marketing, Admitted, dated August 1, 2022; Del Rosario Dec., ¶ 51.)</p>	27.
<p>28. The GROSS REVENUE Defendant Conglomerate Marketing received from COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES in the period from April 23, 2018 to April 22, 2019 exceeded \$10,000,000.</p> <p>(Yun Dec., Exh. 6: Plaintiff's RFA to Defendant Conglomerate Marketing, No. 18, served on June 14, 2021; RJN, Exh. F: Order Deeming Plaintiff's RFA to Defendant Conglomerate Marketing, Admitted, dated August 1, 2022.)</p>	28.
<p>29. Defendant Conglomerate Marketing did NOT have a COMMERCIAL CANNABIS LICENSE to engage in COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES in the period from April 23, 2018 to October 2, 2019.</p> <p>(Yun Dec., Exh. 6: Plaintiff's RFA to Defendant Conglomerate Marketing, No. 19, served on June 14, 2021; RJN, Exh. F: Order Deeming Plaintiff's RFA to Defendant Conglomerate Marketing, Admitted, dated August 1, 2022; Meeks Dec., ¶ 9.c.; Del Rosario Dec., ¶¶ 36, 39, and 51.)</p>	29.

30. Defendant Conglomerate Marketing engaged in COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES, on 527 separate days, in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 6: Plaintiff's RFA to Defendant Conglomerate Marketing, No. 27, served on June 14, 2021; RJN, Exh. F: Order Deeming Plaintiff's RFA to Defendant Conglomerate Marketing, Admitted, dated August 1, 2022; Del Rosario Dec., ¶ 51.)	30.
31. The GROSS REVENUE Defendant Conglomerate Marketing received from COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES in the period from April 23, 2018 to April 22, 2019 was more than \$1,000,000. (Yun Dec., Exh. 6: Plaintiff's RFA to Defendant Conglomerate Marketing, No. 28, served on June 14, 2021; RJN, Exh. F: Order Deeming Plaintiff's RFA to Defendant Conglomerate Marketing, Admitted, dated August 1, 2022.)	31.
No. 32 through 39 pertain to Defendant More Agency, Inc.	
32. Defendant More Agency leased the PREMISES in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 8: Plaintiff's RFA to Defendant More Agency, No. 2, served on June 14, 2021; RJN, Exh. G: Order Deeming Plaintiff's RFA to Defendant More Agency, Admitted, dated August 2, 2022.)	32.
33. Defendant More Agency operated a business at the PREMISES in the period from April 23, 2018 to October 2, 2019. (Yun Dec., Exh. 8: Plaintiff's RFA to Defendant More Agency, No. 3, served on June 14, 2021; RJN, Exh. G: Order Deeming Plaintiff's RFA to Defendant More Agency, Admitted, dated August 2, 2022.)	33.

1	34. Defendant More Agency did NOT have a commercial cannabis license to engage in COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES in the period from April 23, 2018 to October 2, 2019.	34.
2	(Yun Dec., Exh. 8: Plaintiff's RFA to Defendant More Agency, No. 4, served on June 14, 2021; RJN, Exh. G: Order Deeming Plaintiff's RFA to Defendant More Agency, Admitted, dated August 2, 2022; Meeks Dec., ¶ 9.d.; Del Rosario Dec., ¶¶ 36, 39, and 51.)	
3		
4		
5		
6		
7		
8		
9	35. Defendant More Agency engaged in COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES on 527 separate days, in the period from April 23, 2018 to October 2, 2019.	35.
10	(Yun Dec., Exh. 8: Plaintiff's RFA to Defendant More Agency, No. 12, served on June 14, 2021; RJN, Exh. G: Order Deeming Plaintiff's RFA to Defendant More Agency, Admitted, dated August 2, 2022; Del Rosario Dec., ¶ 51.)	
11		
12		
13		
14		
15		
16	36. The GROSS REVENUE Defendant More Agency received from COMMERCIAL MANUFACTURING CANNABIS ACTIVITY at the PREMISES in the period from April 23, 2018 to April 22, 2019 exceeded \$10,000,000.	36.
17	(Yun Dec., Exh. 8: Plaintiff's RFA to Defendant More Agency, No. 18, served on June 14, 2021; RJN, Exh. G: Order Deeming Plaintiff's RFA to Defendant More Agency, Admitted, dated August 2, 2022.)	
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		

<p>37. Defendant More Agency did NOT have a COMMERCIAL CANNABIS LICENSE to engage in COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES in the period from April 23, 2018 to October 2, 2019.</p> <p>(Yun Dec., Exh. 8: Plaintiff's RFA to Defendant More Agency, No. 19, served on June 14, 2021; RJN, Exh. G: Order Deeming Plaintiff's RFA to Defendant More Agency, Admitted, dated August 2, 2022; Meeks Dec., ¶ 9.d.; Del Rosario Dec., ¶¶ 36, 39, and 51.)</p>	37.
<p>38. Defendant More Agency engaged in COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES, on 527 separate days, in the period from April 23, 2018 to October 2, 2019.</p> <p>(Yun Dec., Exh. 8: Plaintiff's RFA to Defendant More Agency, No. 27, served on June 14, 2021; RJN, Exh. G: Order Deeming Plaintiff's RFA to Defendant More Agency, Admitted, dated August 2, 2022; Del Rosario Dec., ¶ 51.)</p>	38.
<p>39. The GROSS REVENUE Defendant More Agency received from COMMERCIAL DISTRIBUTOR CANNABIS ACTIVITY at, to, or from the PREMISES in the period from April 23, 2018 to April 22, 2019 was more than \$1,000,000.</p> <p>(Yun Dec., Exh. 8: Plaintiff's RFA to Defendant More Agency, No. 28, served on June 14, 2021; RJN, Exh. G: Order Deeming Plaintiff's RFA to Defendant More Agency, Admitted, dated August 2, 2022.)</p>	39.
<p>No. 40 through 44 pertain to Defendant Arutyun Barsamyan</p>	

1	40. Defendant Arutyun Barsamyan (“Defendant Barsamyan”) was the CEO of Defendant Kushy Punch, Inc. in the period from April 23, 2018 to October 2, 2019.	40.
2	(Yun Dec., Exh. 10: Plaintiff’s RFA to Defendant Barsamyan, No. 1, served on June 14, 2021; RJN, Exh. C: Order Deeming Plaintiff’s RFA to Defendant Barsamyan, Admitted, dated July 15, 2022, p. 3, Ins. 4-5.)	
3		
4		
5	41. Defendant Barsamyan was an OWNER of Defendant Vertical Bliss, Inc. in the period from April 23, 2018 to October 2, 2019.	41.
6	(Yun Dec., Exh. 10: Plaintiff’s RFA to Defendant Barsamyan, No. 5, served on June 14, 2021; RJN, Exh. C: Order Deeming Plaintiff’s RFA to Defendant Barsamyan, Admitted, dated July 15, 2022, p. 3, Ins. 4-5.)	
7		
8		
9		
10	42. Defendant Barsamyan was an OWNER of Defendant Kushy Punch, Inc. in the period from April 23, 2018 to October 2, 2019.	42.
11	(Yun Dec., Exh. 10: Plaintiff’s RFA to Defendant Barsamyan, No. 8, served on June 14, 2021; RJN, Exh. C: Order Deeming Plaintiff’s RFA to Defendant Barsamyan, Admitted, dated July 15, 2022, p. 3, Ins. 4-5.)	
12		
13		
14	43. Defendant Barsamyan was an OWNER of Defendant More Agency, Inc. in the period from April 23, 2018 to October 2, 2019.	43.
15	(Yun Dec., Exh. 10: Plaintiff’s RFA to Defendant Barsamyan, No. 11, served on June 14, 2021; RJN, Exh. C: Order Deeming Plaintiff’s RFA to Defendant Barsamyan, Admitted, dated July 15, 2022, p. 3, Ins. 4-5.)	
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		

1	44. Defendant Barsamyan was an OWNER of Defendant Conglomerate [Marketing] ¹ , LLC in the period from April 23, 2018 to October 2, 2019.	44.
2		
3	(Yun Dec., Exh. 10: Plaintiff's RFA to Defendant Barsamyan, No. 14, served on June 14, 2021; RJN, Exh. C: Order Deeming Plaintiff's RFA to Defendant Barsamyan, Admitted, dated July 15, 2022, p. 3, lns. 4-5.)	
4		
5		
6		
7	No. 45 through 48 pertain to Defendant Mike A. Toroyan	
8		
9	45. Defendant Mike A. Toroyan ("Defendant Toroyan") was an OWNER of Defendant Vertical Bliss, Inc. in the period from April 23, 2018 to October 2, 2019.	45.
10		
11	(Yun Dec., Exh. 12: Plaintiff's RFA to Defendant Toroyan, No. 2, served on June 14, 2021; RJN, Exh. H: Order Deeming Plaintiff's RFA to Defendant Toroyan, Admitted, dated August 10, 2022, pp. 2-3.)	
12		
13		
14	46. Defendant Toroyan was an OWNER of Defendant Kushy Punch, Inc. in the period from April 23, 2018 to October 2, 2019.	46.
15		
16	(Yun Dec., Exh. 12: Plaintiff's RFA to Defendant Toroyan, No. 5, served on June 14, 2021; RJN, Exh. H: Order Deeming Plaintiff's RFA to Defendant Toroyan, Admitted, dated August 10, 2022, pp. 2-3.)	
17		
18		
19		
20	47. Defendant Toroyan was an OWNER of Defendant More Agency, Inc. in the period from April 23, 2018 to October 2, 2019.	47.
21		
22	(Yun Dec., Exh. 12: Plaintiff's RFA to Defendant Toroyan, No. 8, served on June 14, 2021; RJN, Exh. H: Order Deeming Plaintiff's RFA to Defendant Toroyan, Admitted, dated August 10, 2022, pp. 2-3.)	
23		
24		
25		

¹ Although RFA No. 14 in RFA to Defendant Barsamyan referred to Conglomerate Marketing, LLC as "Conglomerate Management, LLC," it was correctly referred to as "Conglomerate Marketing, LLC" in RFA No. 16. There are no other Defendants or entities in this case with the word "Conglomerate" in its name, other than Conglomerate Marketing, LLC.

48. Defendant Toroyan was an OWNER of Defendant Conglomerate [Marketing]², LLC in the period from April 23, 2018 to October 2, 2019.

(Yun Dec., Exh. 12: Plaintiff's RFA to Defendant Toroyan, No. 11, served on June 14, 2021; RJN, Exh. H: Order Deeming Plaintiff's RFA to Defendant Toroyan, Admitted, dated August 10, 2022, pp. 2-3.)

48.

Dated: September 21, 2022

Respectfully submitted,

ROB BONTA
Attorney General of California
HARINDER KAPUR
Senior Assistant Attorney General
JOSHUA B. EISENBERG
Supervising Deputy Attorney General



MICHAEL J. YUN
ETHAN A. TURNER
GREGORY M. CRIBBS
Deputy Attorneys General
Attorneys for Plaintiff
Department of Cannabis Control

² Although RFA No. 11 in RFA to Defendant Toroyan referred to Conglomerate Marketing, LLC as "Conglomerate Management, LLC," it was correctly referred to as "Conglomerate Marketing, LLC" in RFA No. 13. There are no other Defendants or entities in this case with the word "Conglomerate" in its name, other than Conglomerate Marketing, LLC.

DECLARATION OF SERVICE BY U.S. Mail and E-Mail

Case Name: **California Department of Public Health, et al. v. Vertical Bliss, Inc., et al.**
Case No.: **20CHCV00560**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On **September 21, 2022**, I served the attached **SEPARATE STATEMENT OF UNDISPUTED MATERIAL FACTS IN SUPPORT OF DEPARTMENT OF CANNABIS CONTROL'S MOTION FOR SUMMARY JUDGMENT** by transmitting a true copy via electronic mail. In addition, I placed a true copy thereof enclosed in a sealed envelope, in the internal mail system of the Office of the Attorney General, addressed as follows:

Party	Address
Margarita Salazar, Esq. <i>Attorney for Defendants Vertical Bliss, Inc., Kushy Punch, Inc., Conglomerate Marketing, LLC., More Agency, Inc., Ruben Kachian, Arutyun Barsamyan, and Mike A. Toroyan</i>	Margarita Salazar, Esq. Law Offices of Margarita Salazar 470 Third Avenue, Ste. 9 Chula Vista, CA 91910-4663 E-mail Address: margarita@msalazarlaw.com
Ian Stewart Wilson Elser Moskowitz Edelman & Dicker LLP <i>Attorney for Defendant Kevin Halloran</i>	Wilson Elser Moskowitz Edelman & Dicker LLP 555 South Flower St. Ste. 2900 Los Angeles, Ca 90071 E-mail Address: ian.stewart@wilsonelser.com

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on **September 21, 2022**, at San Diego, California.

Cecilia Apodaca

Declarant



Signature