



City of Trinidad Police Department

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Office of the Chief of Police

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To Whom It May Concern:

It has come to our attention recently that you have been hosting at your place of business either a marijuana consumption/smoking club, or an "industry night," i.e. a social gathering where marijuana is purportedly given away to people after a cover charge is being paid, ostensibly to gain entrance.

This letter is to inform you that we have determined that such gatherings are illegal under State law. They are essentially a pretext for what amounts to a sale of marijuana to a consumer without a license to lawfully do so. The "consumer" and the proprietor may be saying that the money paid is for the cover charge, or something else, but it amounts to a thinly veiled exchange of money for marijuana to be consumed on the premises. I won't even opine or speculate about the likelihood of some marijuana leaving the premises that is disseminated during these events. These events are in violation of State law prohibiting public consumption in several capacities, the cover charge, providing wrist bands for those over the age of 21, the vendor's distribution of products, the promotion of the event including advertising are all examples of the public nature of these events. In some cases, these events do not meet the appropriate capacity demands and are in violation of the fire code.

It is, therefore, our intent to criminally prosecute the people who hold, organize, or preside over such events. The charge will be sale or distribution of marijuana without a license, or conspiracy to so commit, in contravention of C.R.S. section 18-18-406. Also, subsection 5.5(a) of that statute makes it a criminal offense to transfer marijuana or marijuana concentrate at no cost to a person if the transfer is in any way related to remuneration for any other service or product.

Accordingly, we are putting you on notice that we will be enforcing and prosecuting this statute with respect to this activity, and law enforcement will be so instructed.

Thank you for your cooperation, and you may feel free to contact us should you have any questions regarding this matter.

Chief Charles Glorioso
Police Chief, City of Trinidad

Henry Solano, Esquire
District Attorney, 3rd Judicial District