

September 12, 2005

[Addressee]

Re: Chronic Candy Acts and Advertisements

Dear [Addressee]:

I respectfully request that you exercise your authority to investigate Chronic Candy Corporation (“Chronic Candy”) for potential deceptive acts and false advertisements. Chronic Candy is a California corporation that nationally distributes, markets, and sells lollipops and other candies containing hemp oil and/or cannabis flower oil.

Hemp oil and cannabis flower oil are derived from the cannabis plant and contain tetrahydrocannabinol (THC), a Schedule I controlled substance. The safety of hemp oil and cannabis flower oil for human consumption has not been scientifically established, and the Food and Drug Administration has not approved either oil as a food additive.

Federal Drug Enforcement Administration (DEA) regulations prohibit the sale or possession of products intended for human consumption that contain THC. The United States Court of Appeals for the Ninth Circuit has ruled that the DEA may not legally enforce these regulations as against hemp oil products. See Attachment 1. (The Ninth Circuit covers California, Oregon, Washington, Arizona, Montana, Idaho, Nevada, Alaska, and Hawaii.) However, the DEA regulations as to both hemp oil and cannabis flower oil remain in effect and enforceable in all states that do not fall under Ninth Circuit jurisdiction. Thus, the legality of consumer possession of Chronic Candy products is ambiguous at best.

Chronic Candy’s logo contains a cannabis leaf, and its products are sold out of boxes with depictions of cannabis leaves on them. The names of its products include “Ganja” and “Green Buds.” The Chronic Candy website displays photos of a man smoking marijuana, fields of cannabis plants, and Chronic Candy lollipops resting on a bed of cannabis leaves. See attachments 2-6.

Chronic Candy’s sale of hemp oil and/or cannabis flower oil candies and use of marijuana images and language associated with marijuana use in their promotion are likely to mislead consumers in a number of ways. Primarily, Chronic Candy’s acts are likely to deceive reasonable consumers regarding the nutritional content, safety, and legality of Chronic Candy’s lollipops and other products containing hemp oils, cannabis flower oils or hemp, as well as marijuana. Chronic Candy’s practices and representations

are material because they involve consumers' health and safety, in addition to the legality of consumers' actions.

I urge you to proceed vigorously against Chronic Candy, and I ask that you keep me apprised of your progress on this matter.

Sincerely,

[Name]

Attachments

1. Vote Hemp statement, 06/28/05: http://www.votehemp.com/PR/6-28-05_hemp_candy.html
2. Website display: "Ganja" lollipops: <http://store.chroniccandy.com/c-13-lollipops.aspx>
3. Website display: "Green Buds" candy: <http://store.chroniccandy.com/p-20-icky-sticky-buds-now-bigger-and-better.aspx>
4. Website photo: man smoking marijuana
5. Website photo: cannabis field
6. Website photo: Chronic Candy products on bed of cannabis leaves
7. Associated Press article, 06/19/05: <http://www.ajc.com/metro/content/metro/0605/19potcandy.html>

cc: [U.S. Senator]
[U.S. Senator]
[U.S. Representative]

Link to the Chronic Candy Website:
<http://www.chroniccandy.com/flash/main.html>