



San Diego City Attorney Jan I. Goldsmith

NEWS RELEASE

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COURT FINDS POT DISPENSARIES NOT PERMITTED IN CITY

San Diego, CA: A Superior Court Judge has issued a sweeping statement that marijuana dispensaries are prohibited by zone in San Diego.

"The municipal code does not permit the operation of marijuana dispensaries in any zone in the City of San Diego," wrote Judge Ronald Prager.

Prager made the statement Monday in a ruling that granted a temporary restraining order shutting down the Oasis Herbal Center on University Avenue. In the ruling (attached), Judge Prager reiterated his ruling of last week that local zoning laws are not preempted by state medical marijuana laws.

"I think it is clear that building owners and dispensaries that don't voluntarily close their doors will be held accountable for violations of the law," said City Attorney Jan Goldsmith. "We are obligated to enforce the law and we will do so."

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