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PRESS RELEASE

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CITY ATTORNEY SECURES TEMPORARY RESTRAINING ORDER TO STOP ILLEGAL MARIJUANA SALES AT MIRA MESA SMOKE AND VAPE AND PRIME SMOKE AND VAPE

SAN DIEGO – The City Attorney's Office has secured a temporary restraining order against Mira Mesa Smoke and Vape, Inc. and Prime Smoke & Vape, ordering the two retailers to immediately stop selling marijuana products until they come into compliance with state and city licensing requirements.

The order prohibits the businesses and their owners and operators from possessing, selling, or distributing any product containing THC without the licenses required under state law and the San Diego Municipal Code.

The City Attorney's Office filed a civil enforcement action in December 2025 alleging the two stores were operating as unlicensed cannabis outlets at 9811 Mira Mesa Boulevard and 16588 Bernardo Center Drive in San Diego. Undercover investigators were directed to hidden back rooms at both locations, where staff sold them products that later tested well above the 0.3 percent THC threshold that separates lawful hemp from cannabis under California law. Neither business holds a state cannabis license or a Cannabis Outlet Permit from the City.

"Selling marijuana out of the back room of a vape shop puts untested, unregulated product into the hands of consumers, including kids, and it cuts the legs out from under every licensed operator playing by the rules," said **City Attorney Heather Ferbert**. "These stores need to stop selling THC, today."

This case is being prosecuted by The Affirmative Civil Enforcement (ACE) Unit of the City Attorney's Office which pursues public interest actions on behalf of the People of the State of California.

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