

February 3, 2017
130 E Aurora Ave
Des Moines, Iowa 50313-3654

Rep. Kevin Koester
4207 SW Walnut St.
Ankeny, IA 50023

Dear Representative Koester,

I would like you to file an amendment to HF 198 and HF 199, as follows:

State Medical Marijuana Programs are Exempt from Federal Scheduling

See, *Grinspoon v. DEA*, 828 F.2d 881, 886 (1st Cir. 1987) ("Congress did not intend 'accepted medical use in treatment in the United States' to require a finding of recognized medical use in every state or, as the Administrator contends, approval for interstate marketing of the substance.")

See, *Gonzales v. Oregon*, 546 U.S. 243, 258 (2006) ("The Attorney General has rulemaking power to fulfill his duties under the CSA. The specific respects in which he is authorized to make rules, however, instruct us that he is not authorized to make a rule declaring illegitimate a medical standard for care and treatment of patients that is specifically authorized under state law.")

Thank you!

Sincerely,

Carl Olsen
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