



# Jason Klimek

## *Special Counsel*

Rochester

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### Education

- Boston University School of Law, LLM
- Touro Law Center, *Magna Cum Laude*, JD
- St. John Fisher College, BS

### Practices & Industries

- Cannabis
- Corporate

### Admitted to Practice

- New York

### Court Admissions

- US District Court for the Eastern District of New York
- US District Court for the Southern District of New York
- US Tax Court

### Biography

Jason is the co-leader of the firm's Cannabis Team. He primarily concentrates his practice on the nuanced processes of structuring, licensing, and maintaining compliant cannabis businesses at the federal, state, and local levels. He has extensive experience advising clients, including cannabis companies, startups, small to midsize technology companies, and medical professionals, on various complex federal and state tax compliance issues affecting cannabis-touching businesses as well as entity selection, funding, intellectual property, employment matters, and securities transactions.

As the chair of the Tax Committee of the New York State Bar Association's Cannabis Law Section and a member of the section's Executive Committee, Jason is at the epicenter of cannabis law and policy developments in New York State. This places him in a unique position to help New York State set the highest possible legal and business standards for legalized cannabis products. Jason also serves as the New York State Bar Association Committee on Cannabis Law Tax Section liaison.

### Bar Associations

- Monroe County Bar Association
- American Bar Association
- New York State Bar Association Cannabis Law Section, Tax Committee, Chair; Executive Committee, Member

### Selected Memberships & Affiliations

- Cannabis Association of New York, Policy Committee, Chair

## Prior Experience

- Woods Oviatt Gilman, Associate
- Boylan Code LLP, Senior Associate
- Harris, Chesworth, Johnstone & Welch, LLP, Associate

## Selected Community Activities

- HempLab, Inc., Former Director
- Roc NORML, Inc., Former Director

## Selected Honors

- *Best Lawyers: Ones to Watch in America®*: Corporate Law, 2024
- amNY Metro and PoliticsNY, Cannabis Industry Power Players, 2023
- Touro Law Center, CALI Award for Academic Excellence in Federal Income Tax

## Selected Speaking Engagements

- Monroe County Bar Association, "The New Cannabis Law: Business, Ethics, Crime" CLE
- HempLab NY, NYS Cannabis Legislation Workshop, Panelist
- New York State Bar Association, "Bridging the Gap" CLE

## Selected Media

- Green Market Report, "New York OCM to Start Investigating Cannabis Company True Parties of Interest"
- POLITICO New York Playbook, "1,500 More Licenses Coming to N.Y."
- CNBC, "Marijuana's Black Market Is Undercutting Legal Businesses"
- Green Market Report, "Experts Predict New York Cannabis Taxes Will Undercut Legal Market"
- *New York Times*, "They Have Sold Pot for Years. Now They Want to Go Legal. Can They?"

## Selected Alerts & Blog Posts

- Urgent Compliance Advisory for New York State Cannabis Operators: Prepare for Upcoming OCM Audits

- Unmasking the Cannabis Conundrum: Navigating the Legal Pitfalls of THCA, Delta-8 THC, Delta-9 THC, Delta-10 THC, THC-O, and HHC Sales
- Office of Cannabis Management Preview of NYS Adult-Use Cannabis Regulations
- New Guidance for Adult-Use Retail Dispensaries in New York State
- Important Developments From the Most Recent NYS Cannabis Control Board Meeting