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Criminal Activities

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§10.17 F. Medical Marijuana

The principles discussed in §§10.10–10.16 regarding illegality of drug-related conduct are more nuanced when considering medical marijuana. Although possession of marijuana is still unlawful under federal law, California has decriminalized the possession, use, cultivation, and limited transport of marijuana when done by a person qualified under California law to use marijuana medically. In addition, the possession of less than one ounce of marijuana by anyone (whether or not a medical marijuana patient) is now an infraction. Health & S C §11357(b). What this means, generally, as discussed in more detail in §§10.61–10.70, is that when dealing with offensive conduct in the neighborhood pertaining to marijuana, one must be cognizant of the possibility that the conduct engaged in may be legal.



For further discussion, see [Neighbor Disputes: Law and Litigation](#): Criminal Activities, chapter 10 (Cal CEB). Available in print and through [OnLaw](#).

Handle whatever dispute comes your way. This book lays out issues and provides guidance for resolving common disputes. Includes checklists, tips, and forms to aid in preparing a complaint or response, conducting client interviews, and dealing with emotional clients. Addresses causes of action, remedies, recouping fees, and available defenses.