

# Legal battle won't stop pot sales in Nevada

## Rules added to protect children

By SCOTT SONNER  
Associated Press

RENO, Nev. — A lengthy legal battle over the alcohol industry's exclusive rights to distribute marijuana in Nevada won't affect the state's plans to begin recreational pot sales at medical dispensaries on Saturday, state officials said.

The Nevada Tax Commission also approved emergency regulations Monday with stricter labeling and packaging requirements aimed at protecting children. Among other things, the rules prohibit edible pot products modeled after products marketed primarily to children or bearing likenesses

of animals, fruit or cartoon characters.

The marijuana industry is eager for the fast-approaching July 1 kickoff of recreational sales in Nevada, where demand from tourists is expected to eventually make the state's market bigger than other states where it's legal, including Colorado, Oregon and Washington.

The state intends to appeal a Carson City judge's order that only alcohol wholesalers can obtain pot distribution licenses, Stephanie Klapstein, Taxation Department spokeswoman, confirmed Monday.

It won't happen on an emergency basis, and it won't affect retail sales starting Saturday, Klapstein said.

State regulators argued they have the authority to issue distributor licenses to

existing medical dispensaries if there aren't enough applicants from the alcohol industry to meet demand. Judge James Wilson disagreed.

"Nobody said they are going to just roll over and accept the court's finding. It's a fairly big issue," said Michael Willden, chief of staff to Gov. Brian Sandoval.

But that fight is for another day, he said, because Sandoval has decided they don't want to pursue that matter through an emergency regulation.

In the meantime, properly licensed medical dispensaries can sell off their stockpiles for recreational use and expect to have enough supply to meet demand for three weeks or longer. The state anticipates at least some alcohol wholesalers will be licensed to distribute pot by then.

# Crew rescues man after sailboat capsizes

Associated Press

DEER ISLAND — U.S. Coast Guard officials say one man was rescued after his sailboat capsized on the Columbia River near Deer Island.

Coast Guard Station

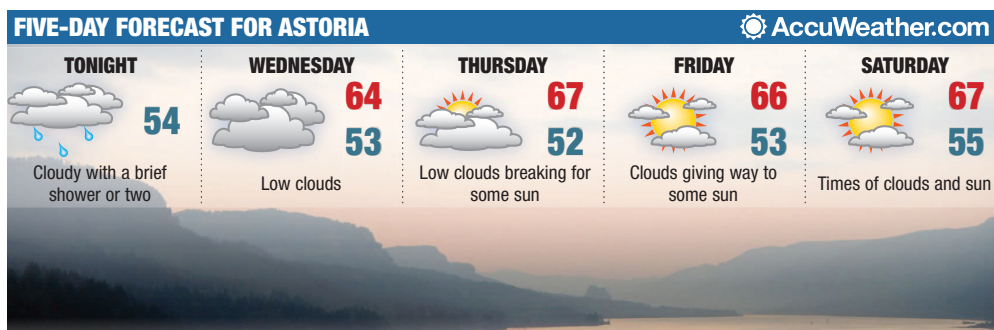
Portland crewmembers responded Monday evening after people on a tug boat reported that the approximately 12-foot sailboat capsized.

The U.S. Coast Guard says the man was tossed a life ring and pulled onto their

boat before he was taken to Kalama, Washington, and to a local hospital.

The Coast Guard says the boater was reportedly hypothermic.

Authorities in Columbia County towed the capsized vessel to shore.



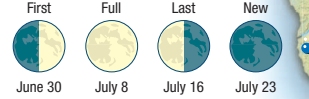
## ALMANAC

Astoria through Monday.

Temperatures	
High/low	65°/56°
Normal high/low	65°/51°
Record high	85° in 2006
Record low	41° in 1976
Precipitation	
Monday	Trace
Month to date	2.44"
Normal month to date	2.32"
Year to date	49.57"
Normal year to date	35.68"

## SUN AND MOON

Sunset tonight	9:11 p.m.
Sunrise Wednesday	5:27 a.m.
Moonrise today	9:48 a.m.
Moonset today	11:58 p.m.



## UNDER THE SKY

Tonight's Sky: Low in the southeast is Antares of Scorpion.

## TOMORROW'S TIDES

Astoria / Port Docks

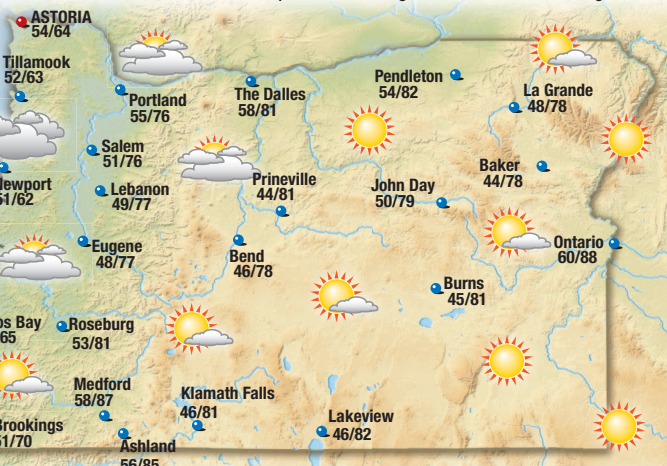
Time	High	Time	Low
4:53 a.m.	8.5 ft.	11:43 a.m.	-0.8 ft.
6:15 p.m.	8.1 ft.	none	

## NATIONAL CITIES

City	Today	Wed.
Atlanta	85 64 s 87 69 s	
Boston	77 59 t 79 63 s	
Chicago	77 59 t 83 69 pc	
Denver	92 55 t 85 55 t	
Des Moines	82 66 pc 85 67 t	
Detroit	74 54 pc 80 67 s	
El Paso	97 73 pc 102 75 s	
Fairbanks	74 54 pc 73 52 c	
Honolulu	86 75 pc 87 74 s	
Indianapolis	74 55 s 82 69 s	
Kansas City	82 71 s 86 69 t	
Las Vegas	108 80 s 106 80 s	
Los Angeles	86 62 s 78 61 pc	
Memphis	85 68 s 90 73 pc	
Miami	90 78 t 90 79 t	
Nashville	83 59 pc 89 69 s	
New Orleans	84 73 c 83 73 t	
New York	78 62 t 78 65 s	
Oklahoma City	92 71 pc 92 71 pc	
Philadelphia	79 59 pc 81 65 s	
St. Louis	82 68 s 91 77 pc	
Salt Lake City	93 65 s 92 61 pc	
San Francisco	69 56 pc 68 54 pc	
Seattle	75 55 pc 73 55 pc	
Washington, DC	80 61 pc 83 67 s	

## REGIONAL WEATHER

Shown is tomorrow's weather. Temperatures are tonight's lows and tomorrow's highs.

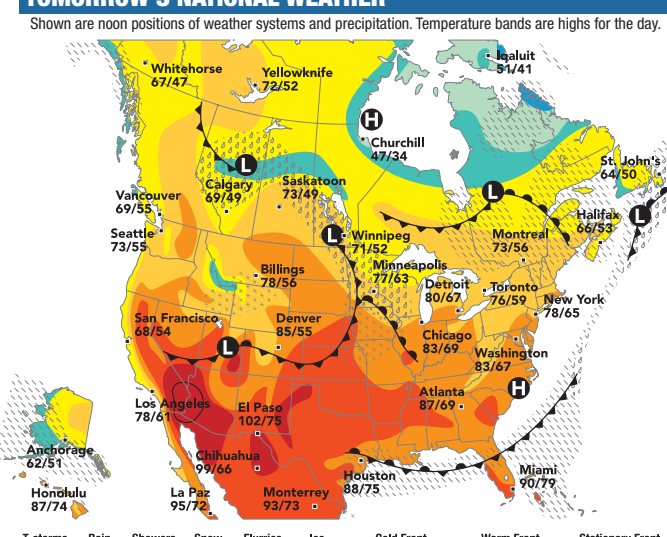


## REGIONAL CITIES

City	Today	Wed.
Baker City	80 44 s 78 41 s	
Bend	80 46 s 78 46 s	
Brookings	64 52 pc 66 52 pc	
Eugene	78 48 pc 77 48 pc	
Ilwaco	62 55 c 61 55 c	
Klamath Falls	83 46 s 81 42 s	
Medford	89 58 pc 87 55 s	
Newberg	77 52 pc 75 51 pc	
Newport	61 51 c 62 49 c	
North Bend	63 53 c 65 52 c	
Olympia	75 51 pc 72 49 pc	
Pendleton	82 54 s 82 54 s	
Portland	77 55 pc 76 55 pc	
Roseburg	81 53 pc 81 53 pc	
Salem	78 51 pc 76 53 pc	
Seaside	63 54 c 62 53 c	
Spokane	84 57 pc 81 57 s	
Springfield	78 49 pc 77 49 pc	
Vancouver	76 53 pc 73 52 pc	
Yakima	89 55 s 88 55 s	

## TOMORROW'S NATIONAL WEATHER

Shown are noon positions of weather systems and precipitation. Temperature bands are highs for the day.



# US does not need warrant to subpoena Oregon drug data

## Ruling reverses judge's finding on database

By GILLIAN FLACCUS  
Associated Press

PORTLAND — The 9th U.S. Circuit Court of Appeals ruled Monday that the U.S. Drug Enforcement Agency does not need a court order to subpoena a prescription drug database kept by the state of Oregon, but the ruling did not specify whether those subpoenas would violate constitutional protections.

The ruling reverses a 2014 judge's ruling finding that the agency must obtain warrants to access the database, which Oregon uses to help health care providers identify abuse. The appeals panel, however, said nothing prevents Oregon from challenging individual warrantless subpoenas in court "in light of the particularly important privacy inter-

est implicated here."

The ruling did not resolve the question of whether the DEA's administrative subpoenas violate constitutional protections against unreasonable search and seizure outlined in the Fourth Amendment of the U.S. Constitution.

The Oregon Prescription Drug Monitoring Program sued the DEA in 2012 over the administrative subpoenas for patient prescription records because under state law police must get court orders to check the same database. The DEA argued that the federal Controlled Substances Act allowed it to access the information without a warrant.

The American Civil Liberties Union joined in the case to litigate the broader issue of whether the requests violated Fourth Amendment protections.

The appeals court said that the ACLU does not have standing in the case and did not address that issue.

A similar Utah case may help to resolve that question, said Nathan Wessler, the ACLU attorney who argued the Oregon appeal.

The case began in 2012 when the DEA sought the records of one patient and two prescribing physicians as a part of an investigation. The state argued it could not be compelled to disclose health information about a patient without a federal court order.

Oregon lawmakers approved the prescription database in 2009 and it became fully operational two years later. A pharmacy must electronically report information about the quantity and type of drugs dispensed, identifying information about patients and the names of doctors prescribed medication.

About 7 million prescription records are uploaded to Oregon's system annually, according to the 2014 opinion on the case written by U.S. District Judge Ancy L. Haggerty.

## OBITUARIES

### Lottie Holden Cannon Beach

March 12, 1962 — June 22, 2017



Lottie Holden

Lottie Holden, 55, passed away June 22.

Holden, a graduate of Dartmouth College, moved to Cannon Beach in the mid-1990s to help care for her parents and four grandparents. She worked as a journalist for New West and other magazines in California.

When Lottie moved to the area,

she wrote for the Cannon Beach Gazette, which was managed and edited by her father, the late Don L. Holden.

Holden is survived by her mother, Joan, and many friends.

A memorial will be held at 1 p.m. Sunday, July 23, in Les Shirley Park in Cannon Beach.

## ON THE RECORD

### DUII

At 2:08 a.m. Friday, Gregory F. Sage, 34, of Seaside, was arrested by the Seaside Police Department on the 2100 block of North Holladay Drive and charged with driving under the influence of intoxicants and reckless driving.

## Highway 101 closed near Wheeler for sinkhole

Associated Press

A sinkhole has closed U.S. Highway 101 south of Wheeler.

The state Department of Transportation said the highway is closed in both direc-

tions at milepost 48. Drivers are advised to use Oregon Route 53 and Miami River Road.

The state said the sinkhole is about 3 feet by 3 feet. Crews are working to determine the cause.

## BIRTHS

### June 18, 2017

BONNER, Jenna and Brett, of Astoria, a boy, Tucker Lee Bonner, born at Columbia Memorial Hospital in Astoria. Grandparents are Brent and Lane Wike

of Cullowhee, North Carolina, Colorado and Randy and Lesa Weathers of Red Bluff, California.

### June 16, 2017

BRIM, Britaney and

Michael, of Seaside, a girl, Jaycee Taylor Brim, born at Providence Seaside Hospital. Grandparents are Linda and Michael Brim of Astoria, Gerald Dowker of Colorado and Beckey Dowker of Michigan.

## DEATHS

### June 16, 2017

WARREN, Adelbert Malcolm, 90, of Hammond, died in Hammond. Luce-Layton Mortuary of Astoria is in charge of the arrangements.

### June 25, 2017

DINWIDDIE, Beverly M., 76, of Longview, Washington, formerly of Astoria,

died in Longview. No service is planned at this time.

MARSH, Patrick, 74, of Seaside, died in Seaside. Hughes-Ransom Mortuary & Crematory in Astoria/Seaside is in charge of the arrangements.

BETTS, Edward Leon, 75, of Astoria, died in Port-

land. Caldwell's Luce-Layton Mortuary in Astoria is in charge of the arrangements.

### June 26, 2017

MILLER, Clara, 91, of Astoria, died in Astoria. Caldwell's Luce-Layton Mortuary in Astoria is in charge of the arrangements.

## PUBLIC MEETINGS

### TUESDAY

**Astoria City Council**, noon, special meeting on workers' compensation insurance, City Hall, 1095 Duane St.  
**Clatsop Care Health District Board**, noon, budget meeting for fiscal year beginning July 1, 947 Olney Ave.  
**Astoria Library Board**, 5:30 p.m., Flag Room, 450 10th St.  
**Clatsop County Fair Board**, 5:30 p.m., special meeting, Fair & Expo, 92937 Walluski Loop, Astoria.  
**Warrenton City Commission**, 6 p.m., City Hall, 225 S. Main Ave.

### WEDNESDAY

**Astoria Parks Board**, 6:45 a.m., City Hall, 1095 Duane St.  
**Skipanon Water Control District**, noon, Pacific Grange, 90475 U.S. Highway 101, Warrenton.  
**Clatsop County Housing Authority Board**, 5 p.m., Judge Guy Boyington Building, 857 Commercial St.  
**Clatsop County Board of Commissioners**, 6 p.m., Judge Guy Boyington Building, 857 Commercial St.

## The Daily Astorian

Established July 1, 1873  
(USPS 035-000)

Published daily, except Saturday and Sunday, by EO Media Group, 949 Exchange St., PO Box 210, Astoria, OR 97103 Telephone 503-325-3211, 800-781-3211 or Fax 503-325-6573. POSTMASTER: Send address changes to The Daily Astorian, PO Box 210, Astoria, OR 97103-0210

www.dailyastorian.com

MEMBER OF THE ASSOCIATED PRESS

The Associated Press is entitled exclusively to the use for republication of all the local news printed in this newspaper.

SUBSCRIBER TO THE NEW YORK TIMES NEWS SERVICE

MEMBER CERTIFIED AUDIT OF CIRCULATIONS, INC.

## SUBSCRIPTION RATES

Effective July 1, 2015

HOME DELIVERY		MAIL	
EZpay (per month)	\$11.25	EZpay (per month)	\$16.60
13 weeks in advance	\$36.79	13 weeks in advance	\$51.98
26 weeks in advance	\$70.82	26 weeks in advance	\$102.63
52 weeks in advance	\$135.05	52 weeks in advance	\$199.90

Circulation phone number: 503-325-3211  
Periodicals postage paid at Astoria, OR

## ADVERTISING OWNERSHIP

All advertising copy and illustrations prepared by The Daily Astorian become the property of The Daily Astorian and may not be reproduced for any use without explicit prior approval.

COPYRIGHT ©

Entire contents © Copyright, 2017 by The Daily Astorian.

Printed on recycled paper

# APPLIANCE PACKAGE DEALS

## APPLIANCE AND HOME FURNISHINGS

529 SE MARLIN, WARRENTON

### 503-861-0929

HOURS OPEN: MON-FRI 8-6 • SATURDAY 9-5 • SUNDAY 10-4

We Service What We Sell

OVER 30 YEARS IN CLATSOP COUNTY

Mattresses, Furniture & More!