



STATE OF OREGON
PUBLIC HEALTH DIVISION
OREGON PSILOCYBIN SERVICES SECTION OREGON
HEALTH AUTHORITY

IN THE MATTER OF:

CD Collective Limited
CDZ Corp
Cody Byrnes
Daniel Wellisch
dba Bend Inner Alchemy

Respondent.

**DEFAULT FINAL ORDER IMPOSING A
CIVIL PENALTY**

License No.: SC-289af77b

The Oregon Health Authority, Oregon Psilocybin Services Section (OHA or OPS) is charged with the jurisdiction, supervision, duties, functions and powers over the production, processing, transportation, delivery, sale, and purchase of psilocybin products and the provision of psilocybin services in the state. ORS 475A.235. OHA's authority includes issuing, renewing, suspending, revoking, imposing civil penalties, or refusing to issue licenses for the sale and provision of psilocybin services, including psilocybin service centers. ORS Chapter 475A; OAR Chapter 333, Division 333. OHA may impose civil penalties for violations of ORS 475A.210 to ORS 475A.722 and rules adopted thereunder. ORS 475A.513.

OHA issued a Notice of Violation and Intent to Impose Civil Penalty (Notice) on August 29, 2025, to CD Collective Limited, CDZ Corp, Cody Byrnes, Daniel Wellisch, dba Bend Inner Alchemy, (Respondent) proposing to impose a civil penalty of \$3,500. The Notice offered Respondent an opportunity for hearing if requested within 20 days of mailing of the Notice. The Notice designated the relevant portions of OHA's file on this matter, including all materials submitted by Respondent, as the record for purposes of default. Respondent did not request a hearing.

NOW, THEREFORE, after considering the relevant portions of OHA's file relating to this matter, OHA enters the following Order.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. OPS issued Respondent a psilocybin service center license effective April 18, 2024, and the license has been active at all times during the conduct alleged in this Notice.
2. Respondent's service center premises is located at 44 NW Irving Avenue, Bend OR 97703.
3. On June 21, 2024, an individual administration session and a group administration session involving eight clients took place at Bend Inner Alchemy.
4. At the time of the group and individual administration sessions on June 21, 2024, Cody Byrnes and David Naftalin were acting as licensee representatives.
5. A client (Client A) who participated in an individual administration session on June 21, 2024, received and consumed a total dose of psilocybin products that exceeded the maximum dose of 50mg psilocybin analyte. Respondent's records indicate that Client A received between 70 and 85mg of psilocybin analyte.
6. On June 21, 2024, during the administration sessions, licensee representatives Cody Byrnes and David Naftalin changed the secondary dose that was provided to all eight clients participating in the group administration session and to Client A who participated in an individual administration session, from the dosages that were previously determined during each client's preparation session.
7. The dosage changes were made during the administration sessions after the initial dose was provided and consumed. None of the clients took possession of the changed secondary dose prior to the start of the administration session. As such, clients did not store secondary doses at a designated secured location outside of a limited access area and within the service center's licensed premises. Clients also did not retrieve the secondary dose themselves. The changed secondary doses did not remain in client packaging until they were consumed by the clients. The changed secondary doses were not discussed during preparation sessions and clients did not complete consent forms to receive the changed secondary doses.
8. The changed secondary doses of psilocybin product were prepared by licensee representatives Cody Byrnes and David Naftalin. The licensee representatives ground whole fungi by hand in order to make a tea that was provided to clients participating in the group administration session and in the individual administration session.

9. Cody Byrnes and David Naftalin brought the secondary doses of psilocybin product to the administration areas while the scheduled administration sessions were in progress. David Naftalin provided the secondary doses of psilocybin product to the clients participating in the group administration session. Cody Byrnes provided the secondary doses of psilocybin product to Client A participating in the individual administration session.
10. Pursuant to OAR 333-333-5240(1), a licensee may not allow a client to consume more than a total of 50 mg of psilocybin analyte during an administration session or during a 24-hour period. On June 21, 2024, Respondent violated OAR 333-333-5240(1) when Respondent allowed Client A to consume a total dose of psilocybin products that exceeded the maximum dose of 50 mg psilocybin analyte. This is a Category III violation, as it is a violation that creates an increased risk to public health or safety. Under OAR 333-333-6200(3), Respondent's first Category III violation in a two-year period warrants a civil penalty of \$2,500.
11. Pursuant to OAR 333-333-5170(1) licensee representatives of a service center may only sell and transfer products to clients consistent with dosage, product type and method of consumption determined by a facilitator and client during the client's preparation session. Respondent violated OAR 333-333-5170(1) because license representatives Cody Byrnes and David Naftalin changed the secondary dose that was provided to eight clients from the dose determined during the preparation sessions. Pursuant to OAR 333-333-5170(4), a licensee representative of a service center must transfer psilocybin products to clients in sealed packaging. On June 21, 2024, licensee representatives Cody Byrnes and David Naftalin prepared secondary doses for eight clients by grinding psilocybin by hand to make tea and then provided the tea to the eight clients participating in the administration session. Respondent violated OAR 333-333-5170(4) when licensee representatives Cody Byrnes and David Naftalin transferred psilocybin products to clients that were not in sealed packages. This is a Category IV violation, as it is a violation that is technical in nature. Under OAR 333-333-6200(3), Respondent's first Category IV violation in a two-year period warrants a civil penalty of \$500.
12. Pursuant to OAR 333-333-5240(3)(a)-(e), if a clients wants the option to consume secondary doses during their administration session, up to a total of 50 mg of psilocybin analyte, a service center must receive written consent in the form and manner prescribed by the Authority prior to the administration session, require the client to purchase and take possession of secondary doses prior to beginning their administration session, require the client to store secondary doses at a designated secure location outside of a limited access area and within the service center's licensed premises, require the client or client support person to retrieve secondary

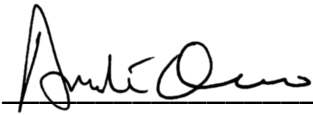
doses from the designated location and consume without assistance from a licensee representative or facilitator, and ensure that secondary doses remain in sealed packaging until consumed. On June 21, 2024, Respondent violated OAR 333-333-5240(3)(a)(b), (c), (d) and (e) because eight clients did not complete written consent to provide a secondary dose in the form and manner prescribed by OHA; did not take possession of the changed secondary dose prior to the start of the administration session; did not store secondary doses at a designated secured location outside of a limited access area and within the service center's licensed premises; did not retrieve the secondary doses themselves; and secondary doses for eight clients did not remain in client packaging until they were consumed by the clients. This is a Category IV violation, as it is a violation that is technical in nature. Under OAR 333-333-6200(3), Respondent's first Category IV violation in a two-year period warrants a civil penalty of \$500.

ORDER

NOW THEREFORE, OHA finds that Respondent committed one Category III violation of OAR 333-333-5240(1), a single Category IV violation for violation of 333-333-5170(1) & (4) and a single Category IV violation for violation of OAR 333-333-5240(3)(a)(b)(c) and (d) and imposes a total civil penalty of \$3,500 against Respondent for these violations. ORS 475A.513; OAR 333-333-6200.

IT IS SO ORDERED.

Dated this 25th day of September.



André Ourso, MPH, JD
Administrator, Center for Health Protection
Oregon Health Authority
Public Health Division

Appeal Rights: You have the right to appeal this Order to the Oregon Court of Appeals pursuant to ORS 183.482. To appeal you must file a petition for judicial review with the Court of Appeals within 60 days from the day this Order was served on you. If this Order was personally delivered to you, the date of service is the day you received the Order. If this Order was mailed to you, the date of service is the day it was mailed not the day you received it. If you do not file a petition for judicial review within the 60-day time period, you will lose your right to appeal.

PAYMENT

The civil penalty may be paid via the online Training Licensing and Compliance program (TLC). If not paid online, payments may be made as follows:

Money orders and checks are payable to Oregon Psilocybin Services.

You may mail a money order or check, to the following address:

Oregon Health Authority - Public Health Division
Fiscal Services
RE: OPS
PO Box 14260
Portland, OR 97293-0260

In-person payment with a money order or check:

To make an in-person fee payment with a money order or check, proceed to Cashier's Office on the second floor of the Portland State Office Building at:

800 NE Oregon St, Suite 200
Portland, OR 97232
Hours: 9am to 4pm, Monday to Friday

NOTICE

A civil penalty becomes due and payable 10 days after the order imposing the civil penalty becomes final by operation of law or on appeal. If unpaid, civil penalties may be recorded and filed with the county clerks as liens against property 10 days after the expiration of the statutory appeals period. Pursuant to ORS 293.231, OHA is required to assign liquidated and delinquent civil penalties to the Department of Revenue, as provided in ORS 293.250, not later than 90 days after the civil penalty becomes due and payable. Reasonable administrative costs, collection costs, attorney's fees, and all other costs and charges necessary for the collection of any amount not paid when due, including but not limited to collection charges assessed by the Department of Revenue may be added to the total civil penalty amount.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 26thth day of September, 2025, I directed to be served the within **DEFAULT FINAL ORDER IMPOSING CIVIL PENALTY**; upon the parties hereto, a full, true, and correct copy thereof, by the method indicated below:

CD Collective Limited
CDZ Corp
Cody Byrnes
Daniel Wellisch
dba Bend Inner Alchemy
44 NW Irving Ave
Bend OR 97703

☒ by Regular Mail, postage prepaid
☒ by Certified Mail
☐ Via Fax
☒ Via E-mail

URS Agents, LLC
Registered Agent, CDZ Corp
698 12th St. SE
Suite 200
Salem OR 97301

☒ by Regular Mail, postage prepaid
☒ by Certified Mail
☐ Via Fax
☐ Via E-mail



Angela E. Allbee, MPA
Section Manager
Oregon Psilocybin Service Section
Oregon Health Authority
Public Health Division
Center for Health Protection