

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 1/23/23

License #/Type: 10098 Standard Marijuana Cultivation Facilities

Licensee: Jerry Workman

Address: 501 Raspberry Rd, Anchorage, AK

DBA: Raspberry Roots

AMCO Case #: 23-0123

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 1-20-23, at about 1410 hours, someone from the GCI compound off of Raspberry Rd, telephoned to complain about the odor coming from Raspberry Roots across the street. I arrived in the area about 1325 hours, traveling South on C St. (See attachments for further details) and confirmed that when I reached the Southwest corner of Raspberry Roots, I could smell a moderate odor of unburnt marijuana. Odor was detected at the first place Inv. Hamilton stopped and the second place he stopped. Inv. Hamilton contacted one of the Workman's and advised him of the complaint. Also noted, the business license was expired.

Your attention is directed to 3 AAC 306.430(c)(2): Restricted access area which reads in part .....(c) A marijuana cultivation facility shall ensure that any marijuana at the marijuana cultivation facility (2) does not emit an odor that is detectable by the public from outside the cultivation facility except as specifically allowed by a local government approval

**3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.**

**IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.**

**\*Please send your response to the address below and include your marijuana license number in your response.**

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Hamilton



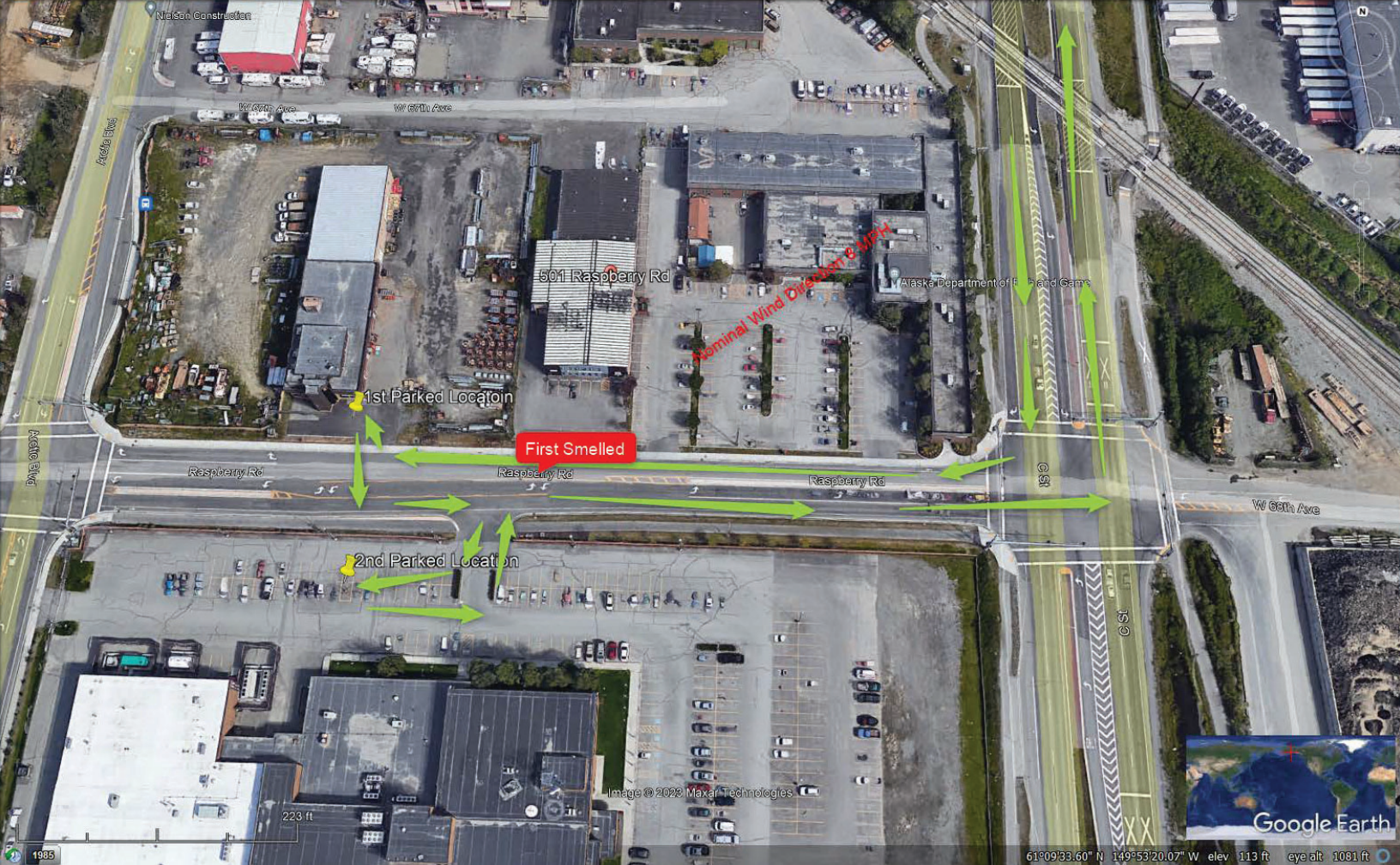
Received by:

SIGNATURE:









SIGNATURE:

Delivered VIA: Email

Date:



Fri, Jan 20

12 am	6 am	12 pm	6 pm
			
Hi:28 Lo:27	Hi:27 Lo:25	Hi:28 Lo:27	Hi:28 Lo:27
 6	 6	 8	 4

# LICENSE DETAILS

**License #:** 1032945

License unavailable for printing

**Business Name:** RASPBERRY ROOTS

**Status:** Expired

**Issue Date:** 02/25/2016

**Expiration Date:** 12/31/2022

**Mailing Address:** 12651 SCHOONER DRIVE  
ANCHORAGE, AK 99515

**Physical Address:** 501 RASPBERRY ROAD  
ANCHORAGE, AK 99518

## Owners

RASPBERRY ROOTS, LLC

## Activities

Line of Business	NAICS	Professional License #
42 - Trade	453998 - ALL OTHER MISCELLANEOUS STORE RETAILERS (EXCEPT TOBACCO STORES)	
11 - Agriculture, Forestry, Fishing and Hunting	111998 - ALL OTHER MISCELLANEOUS CROP FARMING	

## Endorsements

End #	Issue	Renew	Expiration	Action End	Action Note	Address
1	12/17/0218	10/6/2020	12/31/2022			501 RASPBERRY ROAD, ANCHORAGE, AK 99518

## License Lapse(s)

If this business license lapsed within the last four years the lapsed periods will appear below. Lapsed periods are the unlicensed period between an expiration date and renewal date.

No Lapses on record for the last 4 years.



501 RASPBERRY RD  
ANCHORAGE, AK 99518

## Response to Notice of Violation

**Date:** March 8, 2023

**License:** 4a -10098, Standard Cultivation

**Licensee:** Jerry Workman

**Address:** 501 Raspberry Rd. Anchorage, AK 99518

**DBA:** Raspberry Roots

**AMCO Case #:** #23-0123 & 23-0146

**Re: NOV Response – 23-0123 & 23-0146**

Dear Honorable MCB Members, AMCO and AMCO Enforcement,

This letter is in response to the NOV's obtained by Raspberry Roots, License #10098 on January 23, 2023 and January 25, 2023.

According to the information in NOV Case #23-0123 & Case #23-0146 provided by AMCO Enforcement, there was a moderate odor of unburnt marijuana perfuming from the Raspberry Roots facility in late January 2023. Raspberry Roots has been operating since 2017 and has never had an odor complaint prior to this one. However, Raspberry Roots has been and will continue to be a regulatory compliant company that takes these NOV's seriously. Raspberry Roots' personnel has diligently checked the odor control system, replaced filters, increased the volume of total scrubbed air, and updated employees on odor control checks and logs to resolve the exterior odor remnants.

Furthermore, in both NOV's the expired business license was mentioned, this has been resolved (attached).

Lastly, we sincerely apologize for the tardiness of the correspondence as emails from Mr. Hamilton were going to the Licensee's SPAM. We have rectified this issue by making AMCO enforcement emails a VIP contact. If any other contact efforts were made to contact Mr. Workman, please provide details regarding those attempts. There have been several phishing attempts made towards our facility and industry. Therefore, if other attempts were made to contact Mr. Workman and it was unsuccessful, we would like to learn about them to improve the overall ability to communicate with AMCO officials.

Sincerely,



Jerry Workman – Licensee

**Alaska Department of Commerce, Community, and Economic Development**

Division of Corporations, Business, and Professional Licensing  
PO Box 110806, Juneau, AK 99811-0806

This is to certify that

**RASPBERRY ROOTS**

550 W 64th Avenue, Suite 200, ANCHORAGE, AK 99518

owned by

RASPBERRY ROOTS, LLC

is licensed by the department to conduct business for the period

March 3, 2023 to December 31, 2024  
for the following line(s) of business:

11 - Agriculture, Forestry, Fishing and Hunting; 31-33 - Manufacturing; 44-45 - Retail Trade



This license shall not be taken as permission to do business in the state without having complied with the other requirements of the laws of the State or of the United States.

This license must be posted in a conspicuous place at the business location.  
It is not transferable or assignable.

Julie Sande  
Commissioner

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RASPBERRY ROOTS, LLC

**ENDORSEMENT: 1032945 - 1**

Effective March 3, 2023 through December 31, 2024

This business license has an endorsement for the physical address shown below:

501 RASPBERRY ROAD, ANCHORAGE, AK 99518



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Julie Sande  
Commissioner

# Notice of Violation

(3AAC 306.805)

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Date: License #/Type:  
Licensee: Address:  
DBA: AMCO Case #:

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

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550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator:

Received by:

SIGNATURE: *F.R. Hamilton*

SIGNATURE:

Delivered VIA:

Date:



# Raspberry Roots 1-27-23

Odor Complaint Construction

Someone from this Bldg Complained about odor

Legend

1st Detected Odor

Wind Direction Roughly



TODAY

HOURLY

10-DAY

CALENDAR

**HISTORY**

WUNDERMAP

Daily

Weekly

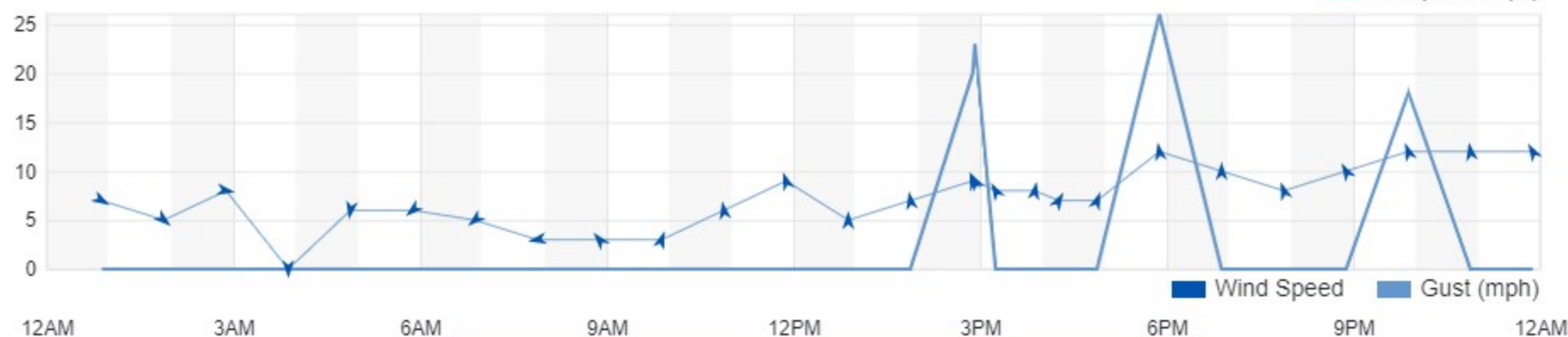
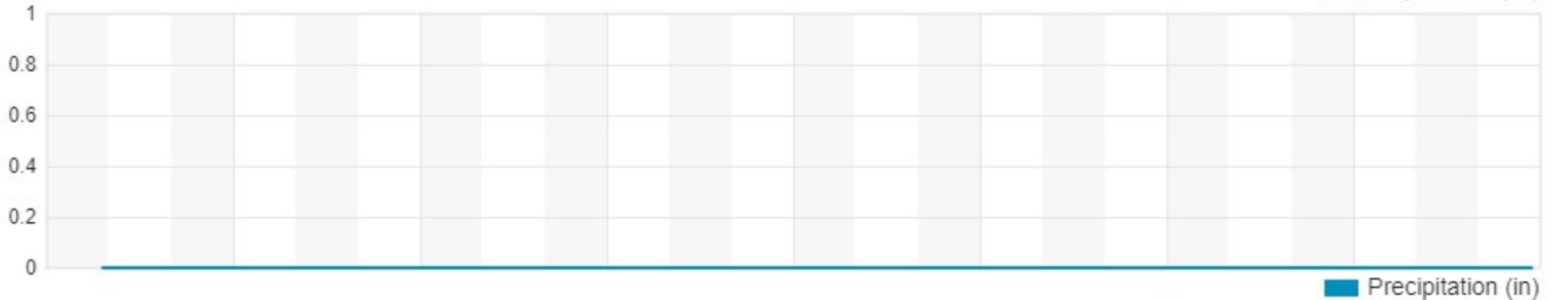
Monthly

January

25

2023

View



## LICENSE DETAILS

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License unavailable for printing

**Business Name:** RASPBERRY ROOTS**Status:** Expired**Issue Date:** 02/25/2016**Expiration Date:** 12/31/2022**Mailing Address:** 12651 SCHOONER DRIVE  
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ANCHORAGE, AK 99518

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**License:** 4a -10098, Standard Cultivation

**Licensee:** Jerry Workman

**Address:** 501 Raspberry Rd. Anchorage, AK 99518

**DBA:** Raspberry Roots

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Furthermore, in both NOV's the expired business license was mentioned, this has been resolved (attached).

Lastly, we sincerely apologize for the tardiness of the correspondence as emails from Mr. Hamilton were going to the Licensee's SPAM. We have rectified this issue by making AMCO enforcement emails a VIP contact. If any other contact efforts were made to contact Mr. Workman, please provide details regarding those attempts. There have been several phishing attempts made towards our facility and industry. Therefore, if other attempts were made to contact Mr. Workman and it was unsuccessful, we would like to learn about them to improve the overall ability to communicate with AMCO officials.

Sincerely,



Jerry Workman – Licensee

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March 3, 2023 to December 31, 2024  
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Commissioner

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owned by

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**ENDORSEMENT: 1032945 - 1**

Effective March 3, 2023 through December 31, 2024

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Julie Sande  
Commissioner

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 3/7/23

License #/Type: 24383 Retail Marijuana Stores

Licensee: Dan Ferguson

Address: 12850 Old Seward Hwy. Space 105

DBA: Primo

AMCO Case #: AM230383

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

AMCO Enforcement was notified of multiple advertisements for your licensed marijuana retail store that depict objects that appeal to persons under 21 years of age. These include images of products that closely resemble Oreos, Nutter Butters, Sour Patch Kids as well as cotton candy and peach rings.

AMCO is aware that most if not all of these products are currently endorsed by the Department of Agriculture for sale in the State of Alaska. However you have chosen to advertise these products under the umbrella of your licensed marijuana retail store, which prohibits this type of advertisement.

This is a violation of 3 AAC 306.770(e)(5)

**3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.**

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**\*Please send your response to the address below and include your marijuana license number in your response.**

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7th Ave, Suite 1600  
Anchorage, Alaska 99501  
amco.enforcement@alaska.gov

Issuing Investigator: J. Bankowski

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

**INFUSED WITH THC!** **SOUR PATCH people**

**Primo**  
**12870 Old Seward Hwy #105**  
**Anchorage, AK 99515**

**The best edibles, flower and prerolls in Town!**  
**EDIBLES THAT ARE LEGAL TO EAT AT**  
**WORK OR ANYWHERE ELSE IN ALASKA!!**

WARNING: Marijuana has intoxicating effects & may be habit forming & addictive. Marijuana impairs concentration, coordination, & judgment. Do not operate a vehicle or machinery under its influence. There are health risks associated with consumption of marijuana. For use only by adults 21 or older. Keep out of the reach of children. Marijuana should not be used by women who are pregnant or breastfeeding. License #24383

primoalaska • Follow  
Primo

primoalaska Tank's Choice. The food you want and you can eat it anywhere you can drink a coke. You can eat these in the police department lobby, church, work, on a plane, etc.  
Edited · 5d

6 likes  
5 DAYS AGO

Add a comment... Post



primoalaska • Follow

primoalaska Tank's Choice..  
 18 flavors of Cotton Candy!  
 The good stuff!!

**WARNING**

Marijuana has intoxicating effects & may be habit forming & addictive. Marijuana impairs concentration, coordination, & judgment. Do not operate a vehicle or machinery under its influence. There are health risks associated with consumption of marijuana. For use only by adults 21 or older. Keep out of the reach of children. Marijuana should not be used by women who are pregnant or breastfeeding. Primo License #24383

10w

2 likes  
DECEMBER 23, 2022

Add a comment... Post



# SOUR Kids



primoalaska • Follow

primoalaska We got em  
11w

1 like

DECEMBER 13, 2022

Add a comment... Post

## Davies, Jason M (CED)

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**From:** Dan Ferguson <dan@primoak.com>  
**Sent:** Wednesday, March 8, 2023 2:32 AM  
**To:** Bankowski, Joe (CED)  
**Cc:** Davies, Jason M (CED); Hoelscher, James C (CED)  
**Subject:** Re: Notice of Violation

Hello Joe,

First let me apologize for being in violation, it was not my intention. I only included the WARNING in the ad because we (licensees) expect you to come down on us if we do not use it liberally. Using it in the ad was just a way to cover myself (or so I thought), as I own both companies. I never expected it would be used as a reason to give me a notice.

I also have an ad in the Alaska Visitors Guide which has already gone into publication, it is almost the same ad as in the notice. Am I understanding correctly that the ad would not have been an issue if the cannabis warning and license # were not in the ad, it would be compliant and AMCO would not have any interest in it? I just want to make sure I understand the regulatory limitations.

I have already spun Tank's Choice off into separate company and will cease any new advertising of those products with the cannabis warning and license # (removing the warning and license #). I also assume since Tank's Choice will put the ad out that it will include the logo for Primo as well as the location in it since that is where they can be found. I have included an example of the ad I would suggest should comply.

I'm curious, if 3 AAC 306.770(e)(5) were applied evenly across the industry does this mean cannabis licensees in Alaska are no longer going to be able to advertise cookies, brownies, and GUMMIES either? Because I guarantee that all of those appeal to children very much and they have been allowed to be sold for years. It seems that simply a picture of something children like to eat qualifies under this? The cotton candy is just a picture of cotton candy, I don't understand how it's different than a pie, cake, gummie, ice cream, etc. At least in regard to appealing to children.

My question is there some way to know what food items should fall under this, and what others shouldn't when they all clearly appeal to children? Is there standard legal definition that we can use to clarify this? Is there a list we can

reference regarding this, something that explains what is allowed since this seems to be a little ambiguous given the variety of products that have already been approved. I am asking because many of my future products are going to fall into this questionable category, like infused soft serve ice cream, freeze dried ice cream, croissants, and cookie dough.

I don't want to pick on anyone but Secret Gardens easily has the most appealing gummi over mine or any of the others, they look like frosty fruit loops, yum. I guess these companies are lucky that their products don't "look" appealing to children. Otherwise they wouldn't be able to make and advertise their products. I have to admit that some of my edibles don't actually look AS appealing as some of these do.





Sample ad:

If I am understanding correctly then this ad would be compliant with regulations from AMCO (since it doesn't list the license # and is HEMP and thus isn't regulated by AMCO) and is also compliant in all 50 states? Of course I don't need the warning in the ad either.

Would you please confirm this for me?



Peppermint Bark

**SOUR**

**PATCH people**



Tank's Choice



Tank's Choice Edibles can be found at



18 Flavors of INFUSED COTTON CANDY

**Primo**  
12870 Old Seward Hwy #105  
Anchorage, AK 99515  
(907) 336-BUDS



The best edibles, flower and prerolls in Town!  
**EDIBLES THAT ARE LEGAL TO EAT AT  
WORK OR ANYWHERE ELSE IN ALASKA!!**

**TRIPLE BERRY CHEESECAKE PEANUT BUTTER CHOCOLATE**



Thank you,

- Dan

On 3/7/2023 4:05 PM, Bankowski, Joe (CED) wrote:

Good Afternoon Mr. Ferguson,

Please see the attached Notice of Violation.

Thank you,

Joe



**Joe Bankowski**  
**Special Investigator I**

**Enforcement Unit**  
**Alcohol & Marijuana Control Office**  
550 W 7<sup>th</sup> Ave

Anchorage, AK 99501  
(907) 269-0355

[joe.bankowski@alaska.gov](mailto:joe.bankowski@alaska.gov)

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 4/18/23 License #/Type: #10131/Retail Marijuana Stores  
Licensee: Howard C. Hollister Address: 1851 Fox Avenue, Fairbanks, AK  
DBA: Pakalolo Supply Company, Inc AMCO Case #: AM 230632

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On about 04/16/2023, AMCO Investigators observed a promotional activity on Pakalolo Supply Company's Facebook page, specifically, a 4-20 event encouraging people to "Come enjoy a Goldie's AK beverage in their sunny parking lot "lounge", check out the specials inside Pakalolo Supply Co. and get a peek at the coming soon Pakalolo Tasting Room and Coffee shop". Further, Goldie's AK, alcohol licensee # 2847, is catering an event serving alcohol in the parking lot outside of Pakalolo's licensed premises.

This is a violation of 3AAC306.770(k)(4) Signs, Merchandise, Advertisements and Promotions: A licensed marijuana establishment may not encourage the sale of marijuana or a marijuana product by holding promotional activities outside of the licensed premises.

A promotion is defined as the politicization of a product, organization, or venture so as to increase sales or public awareness and activity is defined as a thing that a person or group does or has done.

AMCO Enforcement requests that you stop advertising this event on social media and outside of Pakaloko's premises. Further, please remember it is unlawful to consume marijuana in public, AS 17.38.040.

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Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7th Ave, Suite 1600  
Anchorage, Alaska 99501  
amco.enforcement@alaska.gov

Issuing Investigator: P. Moses

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:



Re: Appeal of, and concerns regarding, NOV AM 230632 issued to Pakalolo Supply Company License No. 10131 dated April 18<sup>th</sup>, 2023.

Date: April 20, 2023

Dear Director Wilson,

I hope this finds you well and enjoying the slow transition to Spring.

I am sorry to be in contact to register a complaint, and to appeal the issuance of NOV AM 230632. Per regulation 3 AAC.805(d), we hereby request the opportunity to be heard by the MCB, or alternatively, provided you agree our right to be heard by the Board still is preserved, to have an informal conference with yourself to discuss this NOV, and consider our request to withdraw it and remove it from our record. I received the attached NOV on April 19<sup>th</sup>, 2023, although it is dated April 18, 2023. While it would be easy to just let it slide, make changes to appease Enforcement, and move on, I cannot do this due to the pettiness of issuing this NOV, and the consequences and implications longer term for the industry. The interpretation of 3 AAC 306.770(k) is so broad and sweeping if this NOV were to stand it would have the impact of validating the erroneous interpretation by Enforcement that ANY event held by a licensee outside of their premises is illegal. That is not the law, and is not correct. While the strictest reading of 3 AAC 306.770(k)(4) could be considered to ban the use of the word "specials" in an ad promoting an event OUTSIDE of the licensed premises, in this particular situation, that is nonsensical. We did not even specify what our specials were in regards to - there is absolutely no mention of general or specific cannabis products. We could, and are, having specials on our apparel, and the house plants that we grow ourselves to sell to our community members. Moreover, the "corrective" action requested by Enforcement went FAR beyond the bounds of being narrowly tailored to the removal of the term "special", which could easily been requested by a courtesy phone call from our regulatory partners. In fact, Enforcement asked us, without



any regulatory authority, to STOP advertising the event for the biggest industry holiday of the year categorically. This is inappropriate and an overreach.

The facts and basis for the NOV are incorrect, and the issuance of the NOV petty and targeted. We, like nearly every licensed retail establishment in the state of Alaska, are holding a 4-20 celebration and offering specials throughout our store. However, the NOV has been issued, one day before the holiday, for our social media post on Facebook for the event tied to this cannabis holiday. It claims we are in violation of the regulation against promoting the sale of Marijuana or a Marijuana product by holding promotional activities outside of the licensed premises. Please review the attached social media posts from both our company and one of the vendors we are sponsoring in our parking lot for the event. There is not one word promoting or encouraging the sale of cannabis. We say 'check out the specials inside Pakalolo Supply Co.' As mentioned above, we are having storewide specials including houseplants, apparel, and cannabis products, as we frequently do, but not one mention of cannabis in our posting.

We have been doing this longer than any other licensed cannabis business in Alaska. We have never received an NOV for any activity related to our retail sales of cannabis at either of our locations, or for our promoting our family-owned business. My son, Keenan, is our Vice-President of Marketing and Public Relations. He works diligently to adhere strictly to our compliance with all cannabis regulations, and has set the standard for all companies to follow in promoting our business. He was very careful not to use any wording that promoted the sale of cannabis, only to come see the "Specials" inside our store while getting a look at our soon to open Tasting Room (OCE facility). The NOV makes a point of adding a mention of one of our sponsored vendors, Goldies AK, catering an event serving alcohol outside our licensed premises. Not surprisingly, that is not an actual part of the violation, and Goldies already received AMCO authorization and license for this special event. This event is not a violation for either company, nor should it have been mentioned in the NOV other than it may indicate the possible motive for actually issuing this NOV.

We are certain this action was the result of a complaint to AMCO, or else it would be a serious waste of AMCO resources to have Enforcement personnel spend so much time monitoring social media only to find and act on such a trivial matter where we regularly see more serious infractions, not even to mention the black market sellers who openly advertise on social media groups without consequence or action by Enforcement. We are also confident this decision to issue the NOV came out of the Anchorage AMCO office, even if issued by Fairbanks Investigator Moses. For the record, we have removed the work 'Specials' from our posting as it could be the only possible basis for issuing the NOV. Our attorney, Jana Weltzin,

agreed the only plausible basis for why the NOV was issued was the use of the word 'specials', but as we explained above, there was no mention of cannabis specials, it was purposefully left generalized for compliance purposes. She too agrees that this was an erroneous and broad interpretation of regulation 306.770(k)(4).

With license renewals coming up, I would rather not have to have each of us answer 'Yes' that we have received an NOV since our last renewal. We would have to send in an explanation, and it would delay the processing and issuance of our renewal license. Additionally, as many licenses have explained before, NOVs have other consequences on licensees than AMCO and Enforcement seem to understand. If we want to engage in any cannabis banking program, we have to disclose NOVs and NOVS can be a basis for disqualifying the licensee from the banking program. Another example is insurance, we must disclose NOVs for most insurance policy considerations, and NOVs can be used as a basis to increase premiums or deny coverage.

Thank you for your thoughtful consideration of our request. As stated above, we look forward to either an informal conference with yourself to review and consider our request to rescind and void this NOV, or for us directly addressing this issue with the MCB.

Respectfully,

*Cole Hollister*

President/CEO  
Pakalolo Supply Company, Inc.  
3264 Riverview Drive  
Fairbanks, AK 99709

Posts

Filters

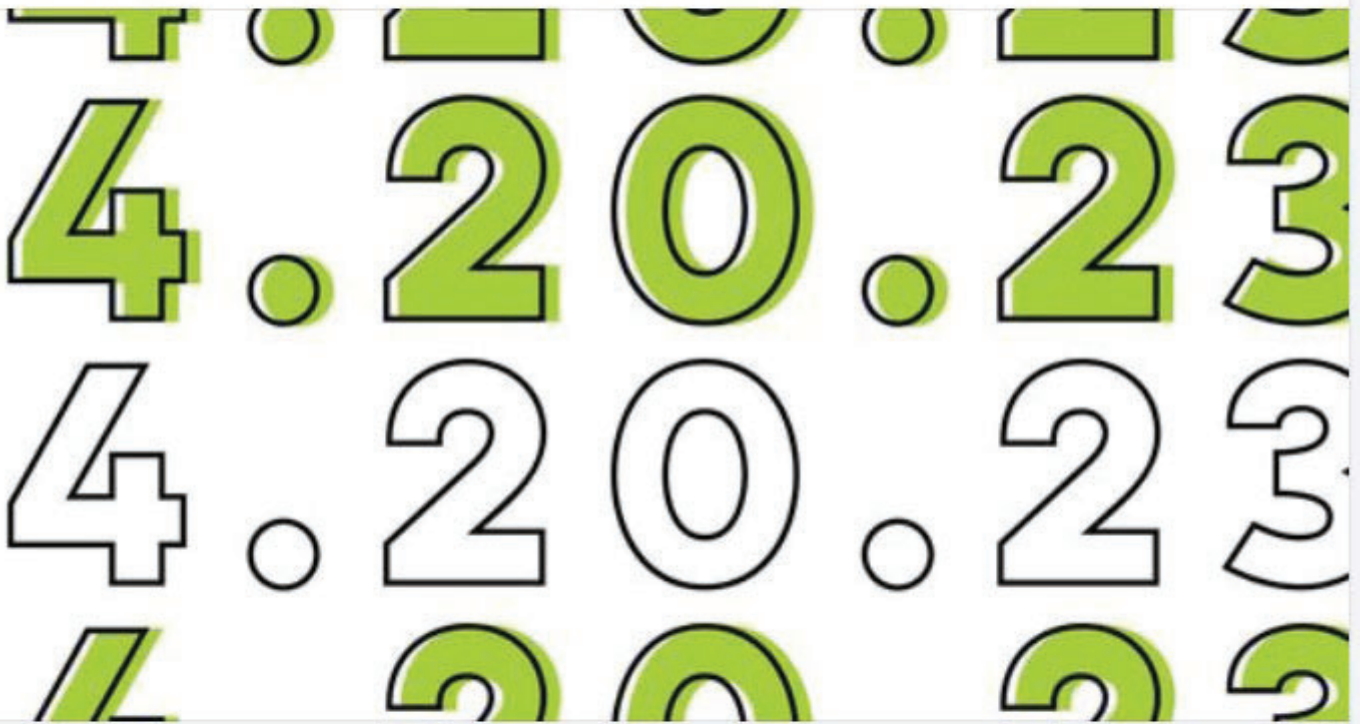


Pakalolo Supply Co.

March 30 at 11:42 AM · 🌐



Come enjoy a [Goldie's AK](#) beverage in their sunny parking lot "lounge", check out the specials inside Pakalolo Supply Co. and get a peek at the coming soon Pakalolo Tasting Room and Coffeeshop 🍷👓



TOMORROW AT 4 PM

4.20.23

Fairbanks, AK

39 people interested

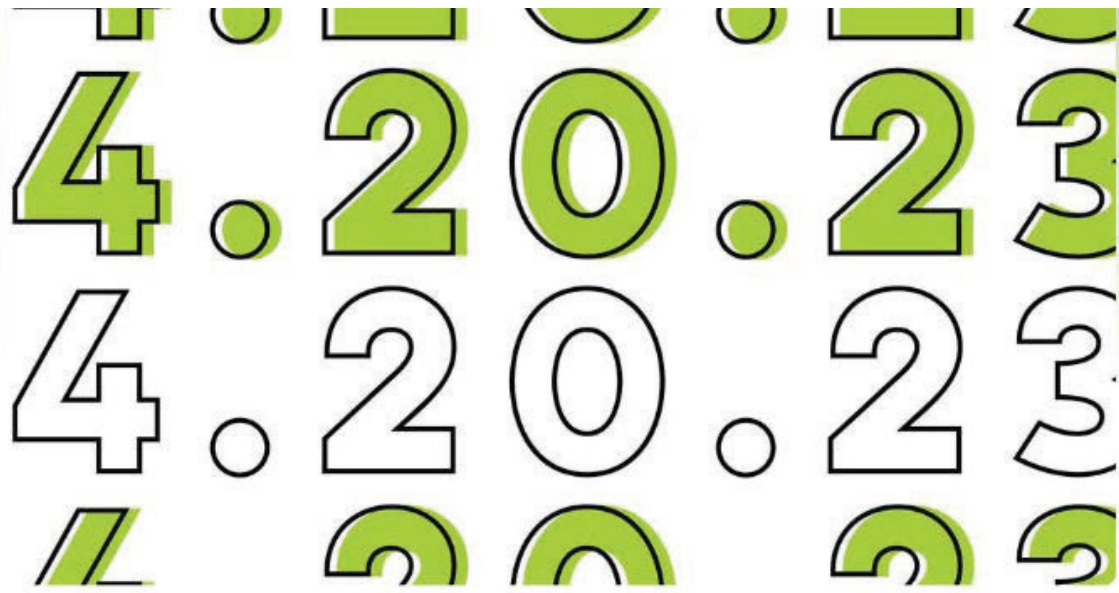
☆ Interested

9

Like

Comment

Share



TOMORROW AT 4 PM

**4.20.23**

Pakalolo Supply Co.

[About](#) [Discussion](#)

☆ Interested



### Details

47 people responded

Event by Goldie's AK and Pakalolo Supply Co.

[Pakalolo Supply Co.](#)

Public · Anyone on or off Facebook

The ground might be as slushie as the drinks, but we'll have the Goldie's Slushie van on site to usher in spring and celebrate Pakalolo's favorite holiday!

Fairbanks, Alaska



## Davies, Jason M (CED)

---

**From:** Jana Weltzin <jana@jdwcounsel.com>  
**Sent:** Thursday, April 20, 2023 1:49 PM  
**To:** Wilson, Joan M (CED)  
**Cc:** Cole Hollister; Brenda Butler; Randi Baker; Tyler Hollister; Keenan Hollister  
**Subject:** Appeal of NOV AM230632 re Pakalolo Supply Company Lic. No. 10131  
**Attachments:** PSC Letter re NOV AM230632.pdf

Good Afternoon Director Wilson - please see attached letter from Pakalolo Supply Co. that I am submitting on its behalf.

Thank you in advance for your attention to this matter,

Jana D. Weltzin, Esq.

JDW, LLC

Principal Owner

901 Photo Avenue

Anchorage, Alaska 99503

[jana@jdwcounsel.com](mailto:jana@jdwcounsel.com)

907-231-3750 Office Line

630-913-1113 Cell

\*Licensed in Alaska and Arizona

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 Think green, please don't print unnecessarily

## Davies, Jason M (CED)

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**From:** Jana Weltzin <jana@jdwcounsel.com>  
**Sent:** Thursday, April 20, 2023 1:59 PM  
**To:** Wilson, Joan M (CED)  
**Cc:** Cole Hollister; Brenda Butler; Randi Baker; Tyler Hollister; Keenan Hollister  
**Subject:** Re: Appeal of NOV AM230632 re Pakalolo Supply Company Lic. No. 10131  
**Attachments:** 10131 - Pakalolo Supply Co. - NOV - AM230632.pdf; Goldie's AK - 4-20 - Screenshot.pdf; Pakalolo 4-20 - Screenshot.pdf

Hi Joan - I meant to also include a copy of the NOV and the accompanying images - pls see attached and thanks!

Jana D. Weltzin, Esq.

JDW, LLC

Principal Owner

901 Photo Avenue

Anchorage, Alaska 99503

[jana@jdwcounsel.com](mailto:jana@jdwcounsel.com)

907-231-3750 Office Line

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On Thu, Apr 20, 2023 at 1:49 PM Jana Weltzin <[jana@jdwcounsel.com](mailto:jana@jdwcounsel.com)> wrote:

Good Afternoon Director Wilson - please see attached letter from Pakalolo Supply Co. that I am submitting on its behalf.

Thank you in advance for your attention to this matter,

Jana D. Weltzin, Esq.

JDW, LLC

Principal Owner

901 Photo Avenue

Anchorage, Alaska 99503

[jana@jdwcounsel.com](mailto:jana@jdwcounsel.com)

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# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 5/2/23

License #/Type: 10299 Standard Marijuana Cultivation

Licensee: Aaron Morse

Address: 7801 King St., Anchorage, AK

DBA: Great Northern Cultivation, Inc.

AMCO Case #: 23-0716

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 5-1-23, Alcohol & Marijuana Control Office received an odor complaint regarding Great Northern Cultivation (GNC). Inv. J. Hamilton responded to the area at about 1400 hours, first driving North on King St. Inv. Hamilton parked in the parking lot of the building north of GNC. Not smelling an odor, He continued traveling North on King and then right (East) on 77th Ave. The odor of marijuana could be smelled traveling East on 77th Ave. Inv. Hamilton then turned South on Schoon St. No odor could be detected. Inv. Hamilton continued South and departed the area. The winds were coming from the South to the North (nominally) at about 15 MPH. Chief Investigator J. Hoelscher was in the area at about 1515 hours and smelled the odor on 77th Ave.

Your attention is directed to 3 AAC 306.430(c)(2): Restricted access area which reads in part .....(c) A marijuana cultivation facility shall ensure that any marijuana at the marijuana cultivation facility (2) does not emit an odor that is detectable by the public from outside the cultivation facility except as specifically allowed by a local government approval

**3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.**

**IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.**

**\*Please send your response to the address below and include your marijuana license number in your response.**

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Hamilton



Received by:

SIGNATURE: *F.R. Hamilton*

SIGNATURE:

Delivered VIA: Email

Date:



# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 5/9/23

License #/Type: Retail Marijuana Stores

Licensee: Jason Kolanko

Address: 726 Water St., Ketchikan, AK 99901

DBA: Rainforest Cannabis

AMCO Case #: AM230772

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 05/04/2023 at approximately 1735 hours I, Investigator Steven Johnson was contacted by Ketchikan Airport Police Department Supervisor Kodie Moss reporting one of his officers stopped and inspected a group of marijuana transporters at the airport. The transport consisted of five transporters on a single airplane. The officer, Kelepi Hausia checked each transporters manifest as well as Marijuana Handler cards.

Officer Hausia checked manifest #0002536114 going to Rainforest Cannabis from Lady Grey. The manifest listed Thomas Mackie MHP# 17456 as the transporter. Officer found the transporter on scene was Adrian Davina Wallin, MHP#13036. Adrian did not have her handler card on her person and was unable to provide a copy.

The manifest was edited to allow for a transporter with a valid MHP to transport to its final destination.

On 05/04/2023 I received a telephone call from Jason Kolanko, owner of Rainforest Cannabis who offered his apologies and stated this would never happen again. I informed him I would be in contact with him the following week when I was back in the office.

I spoke with owner Jason Kolanko on 05/09/2023 via telephone. He stated the transport had been delayed by a day and the intended transporter had the day off and he, Jason had a sick child and just dropped the ball on letting Great Northern know about the change in transporter. He stated he just had a bad day.

The above listed are violations of:

3 AAC 306.700(d) Marijuana Handler Permit

3 AAC 306.750(b) & (c) Transportation

**3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.**

**IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.**

**\*Please send your response to the address below and include your marijuana license number in your response.**

Alcohol & Marijuana Control Office

ATTN: Enforcement

550 W. 7th Ave, Suite 1600

Anchorage, Alaska 99501

amco.enforcement@alaska.gov

Issuing Investigator: S. Johnson

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 5/18/23

License #/Type: 21725 Standard Marijuana Cultivation Facilities

Licensee: James Millhouse

Address: 407 E Northern Lights Blvd 2A

DBA: The Red Light District

AMCO Case #: AM230840

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 05/16/23 at approximately 1115 hours, Chief Investigator Hoelscher notified me that he could smell the odor of marijuana while driving westbound on Northern Lights Blvd in the area of The Red Light District, located at 407 E Northern Lights Blvd.

At approximately 1330 hours, I responded to the area and confirmed there was a strong odor of marijuana. I parked in the REI parking lot at 500 E Northern Lights Blvd in an area which was approximately 400 feet away from The Red Light District. There was a light 4 mph breeze from the south under cloudy skies.

There are no other marijuana cultivation facilities located in the immediate area.

This is a violation of 3 AAC 306.430 (c) (2)

**3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.**

**IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.**

**\*Please send your response to the address below and include your marijuana license number in your response.**

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7th Ave, Suite 1600  
Anchorage, Alaska 99501  
amco.enforcement@alaska.gov

Issuing Investigator: J. Bankowski

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Email

Date:

## Davies, Jason M (CED)

---

**From:** Mindy Millhouse <millhousemindy@gmail.com>  
**Sent:** Thursday, May 18, 2023 10:54 AM  
**To:** Bankowski, Joe (CED)  
**Cc:** Davies, Jason M (CED); Hoelscher, James C (CED)  
**Subject:** Re: Notice of Violation

Received, thank you. New parts and materials are ordered to control the smell. Post Covid things are moving a little slower but we are doing everything in our power to get this problem resolved.

On Thu, May 18, 2023 at 10:51 AM Bankowski, Joe (CED) <[joe.bankowski@alaska.gov](mailto:joe.bankowski@alaska.gov)> wrote:

Good Morning Mr. Millhouse,

Please see the attached Notice of Violation.



**Joe Bankowski**  
**Special Investigator I**

**Enforcement Unit**  
**Alcohol & Marijuana Control Office**  
550 W 7<sup>th</sup> Ave

Anchorage, AK 99501  
(907) 269-0355  
[joe.bankowski@alaska.gov](mailto:joe.bankowski@alaska.gov)

--  
Mindy Millhouse