CORRESPONDENCE

THE STATE of ALASKA
GOVERNOR BILL WALKER

Department of Commerce, Community, and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

August 15, 2018

L & J Ventures, Inc.
DBA: Scorpion Grass
Via email: scorpiongrassllc@gmail.com

Re: Retail Marijuana Store Facility #15788

Dear applicant,

The AMCO Office is reviewing the documents submitted for the proposed marijuana establishment license referenced above. The following items need to be corrected and/or resubmitted**.** Please be sure to read the entire letter.

- **MJ-01 Operating Plan**
  - Page 1, Section 1 – Establishment Information:
    - James Hacker was listed as the designated licensee when the online application was initiated, but this form lists Lisa Hacker as the designated licensee. Please confirm who should be listed as the designated licensee for this license.
  - Page 6, Section 4.2:
    - As a reminder, you need to keep at least six months of records on the licensed premises of the retail store (you initialed this on 4.1). Older records may be archived on or off of the licensed premises.
- **MJ-02 Premises Diagram**
  - All:
    - Please number your diagrams according to the list on Page 1 of Form MJ-02.
    - According to the legend, an orange highlight indicates a shared office, but the same color was used to mark the area labeled "Shared Locked Waste Storage".
    - Please specify in the legend that the shared office is an unlicensed area.
    - The Waste Disposal procedures must be performed within each of the licensed premises for each of the licenses, and be under surveillance. Therefore, the "Shared Locked Waste Storage" will not be allowed. Please amend all diagrams that show this area accordingly.
  - Scorpion Grass Site Plan(s):
    - An area labeled "Cannabis Waste Enclosure / 8 CY" is included in one of the site plan diagrams but is not present on the other, which has an area labeled "Secured Locked Waste Container" in a different location.
  - A.01:
    - The details of the retail marijuana store are difficult to discern in this diagram due to their size. Would you be able to provide a closer view of the retail store?
- **MJ-03 Retail Supplemental**
  - Page 4, Section 6.1:

        - The answer provided does not explain how the retail marijuana store will meet the requirements under 3 AAC 306.345(a).
- **MJ-07 Public Notice Posting Affidavit**
    - Section 2 – Certifications:
        - Please identify what the other conspicuous location where the application was posted was (in addition to listing its address).
- **MJ-08 Local Government Notice Affidavit**
    - The public notice provided to your local government and community council was from a previously submitted online application with a different mailing address. Please provide a copy of your current public notice to your local government and community council and provide a new Form MJ-08.

It is very important that you submit the above corrections and/or documents as soon as possible. AMCO staff needs adequate time to review the documents and determine if additional corrections and/or documents are necessary to complete your application. If you fail to complete this application within 90 days of the date of this notice, you must file a new application and pay a new fee, per 3 AAC 306.025(f).

Respectfully,

TJ Zielinski, Occupational Licensing Examiner
For,
Erika McConnell, Director
marijuana.licensing@alaska.gov

From:	Marijuana Licensing (CED sponsored)
To:	scorpiongrassllc@gmail.com
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Application - Scorpion Grass License #15788
Date:	Wednesday, August 15, 2018 12:05:30 PM
Attachments:	15788 Incomplete Application Notice.pdf image001.png

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Good afternoon,

Your application for your marijuana establishment license has been reviewed, and at this time is considered incomplete. Please see the attached notice regarding corrections, additional documents, and/or resubmittals that need to be addressed in your application. Let us know if you require copies of any documents that were submitted.

If you have any questions or concerns, please address them to marijuana.licensing@alaska.gov.

Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From:	Marijuana Licensing (CED sponsored)
To:	"Jana Weltzin"; scorpiongrassllc@gmail.com
Cc:	Valerie Mastolier; Sherri Lindfors
Subject:	RE: Incomplete Application - Scorpion Grass License #15788
Date:	Thursday, September 06, 2018 3:30:00 PM
Attachments:	image001.png

Good afternoon,

I have finished reviewing the revisions submitted for this application, but there are some additional revisions required:

Form MJ-01 Operating Plan

Page 6, Section 4.2 - the response in this section was revised to say that records would be kept for six months in the shared office. However, 3 AAC 306.755(a)(1) states that records for the last six months must be maintained on the marijuana establishment's licensed premises. Older records can be archived on or off premises, but the current six months of records will need to remain on the premises of the retail marijuana store.

Form MJ-02 Premises Diagram

1. Diagram 4 was not included with the revised diagrams.
2. An area was added to the proposed licensed premises of the standard marijuana cultivation facility (license #15789) for secure waste storage, but this area is not reflected on the diagram labeled Diagram #5. However, please be sure to review my response regarding License #15789 before making any changes to the diagrams for this application.

Form MJ-08 Local Government Notice Affidavit

The revised form provided states that a copy of the public notice was provided to the local government on a future date - December 5, 2018.

If you have any questions, please direct your correspondence to marijuana.licensing@alaska.gov.

Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From: Jana Weltzin <jana@jdwcounsel.com>
Sent: Friday, August 31, 2018 3:31 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Valerie Mastolier <valerie@jdwcounsel.com>; scorpiongrassllc@gmail.com; Jana Weltzin

<jana@jdwcounsel.com>; Sherri Lindfors <sherri@jdwcounsel.com>
Subject: Incomplete response for retail license 15788 - Scorpion Grass

Hello AMCO team – please find incomplete response attached, please let us know if you need anything else to deem this application complete for the October 2018 MCB agenda.

Jana D. Weltzin, Esq.
JDW, LLC
Principal Owner
Of Counsel to Hoban Law Group
3003 Minnesota Drive Suite 201
Anchorage, Alaska 99503
janaweltzin@gmail.com
jana@jdwcounsel.com
630-913-1113 (cell & text)
907-231-3750 (main office)
*Licensed in Alaska and Arizona

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Thank you.

Think green, please don't print unnecessarily

From:	Marijuana Licensing (CED sponsored)
To:	Jana Weltzin; scorpiongrassllc@gmail.com
Cc:	Marijuana Licensing (CED sponsored); Valerie Mastolier; Sherri Lindfors
Subject:	RE: Incomplete Application - Scorpion Grass License #15788, 15789, and 15790
Date:	Monday, September 10, 2018 1:57:50 PM
Attachments:	image001.png

Good afternoon,

I have completed my review of the attached documents for these licenses and see that most of the needed revisions have been addressed. However, during my review of the revised Form MJ-02 diagrams, I noticed that the restroom in the cultivation facility has been labeled as a restricted access area which would require the area to be under video surveillance. The restroom had not been labeled as a restricted access area initially, so this may have been accidental.

For License #15788, the restroom can be found on the diagrams labeled **Diagram #1 & 2 P. 1** and **Diagram #1 & 2 P. 2**.

For License #15789, the restroom can be found on the diagrams labeled **Diagram #1 & 2 P. 1** and **Diagram #1 & 2 P. 3**.

For License #15790, the restroom can be found on the diagrams labeled **Diagram #2 & 5 P. 1** and **Diagram #2 & 5 P. 2**.

Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From: Jana Weltzin <jana@jdwcounsel.com>
Sent: Monday, September 10, 2018 10:34 AM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>; scorpiongrassllc@gmail.com
Cc: Valerie Mastolier <valerie@jdwcounsel.com>; Sherri Lindfors <sherri@jdwcounsel.com>; Jana Weltzin <jana@jdwcounsel.com>
Subject: RE: Incomplete Application - Scorpion Grass License #15788

Hello TJ, please find attached, revise page 6 of MJ01 addressing the storage of onsite 6 mos business records; mj08 corrected (ops!); and revised diagram set for retail establishment.

Please let me know you received this email and its three attachments and if you need anything else to deem this application complete and schedule it for October MCB hearing. Thank you, jana

---

From: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Sent: Thursday, September 06, 2018 3:31 PM
To: Jana Weltzin <jana@jdwcounsel.com>; scorpiongrassllc@gmail.com
Cc: Valerie Mastolier <valerie@jdwcounsel.com>; Sherri Lindfors <sherri@jdwcounsel.com>
Subject: RE: Incomplete Application - Scorpion Grass License #15788

Good afternoon,

I have finished reviewing the revisions submitted for this application, but there are some additional revisions required:

Form MJ-01 Operating Plan
Page 6, Section 4.2 - the response in this section was revised to say that records would be kept for six months in the shared office. However, 3 AAC 306.755(a)(1) states that records for the last six months must be maintained on the marijuana establishment's licensed premises. Older records can be archived on or off premises, but the current six months of records will need to remain on the premises of the retail marijuana store.

Form MJ-02 Premises Diagram

1. Diagram 4 was not included with the revised diagrams.
2. An area was added to the proposed licensed premises of the standard marijuana cultivation facility (license #15789) for secure waste storage, but this area is not reflected on the diagram labeled Diagram #5. However, please be sure to review my response regarding License #15789 before making any changes to the diagrams for this application.

Form MJ-08 Local Government Notice Affidavit
The revised form provided states that a copy of the public notice was provided to the local government on a future date - December 5, 2018.

If you have any questions, please direct your correspondence to marijuana.licensing@alaska.gov.

Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From: Jana Weltzin <jana@jdwcounsel.com>
Sent: Friday, August 31, 2018 3:31 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Valerie Mastolier <valerie@jdwcounsel.com>; scorpiongrassllc@gmail.com; Jana Weltzin <jana@jdwcounsel.com>; Sherri Lindfors <sherri@jdwcounsel.com>
Subject: Incomplete response for retail license 15788 - Scorpion Grass

Hello AMCO team – please find incomplete response attached, please let us know if you need anything else to deem this application complete for the October 2018 MCB agenda.

Jana D. Weltzin, Esq.
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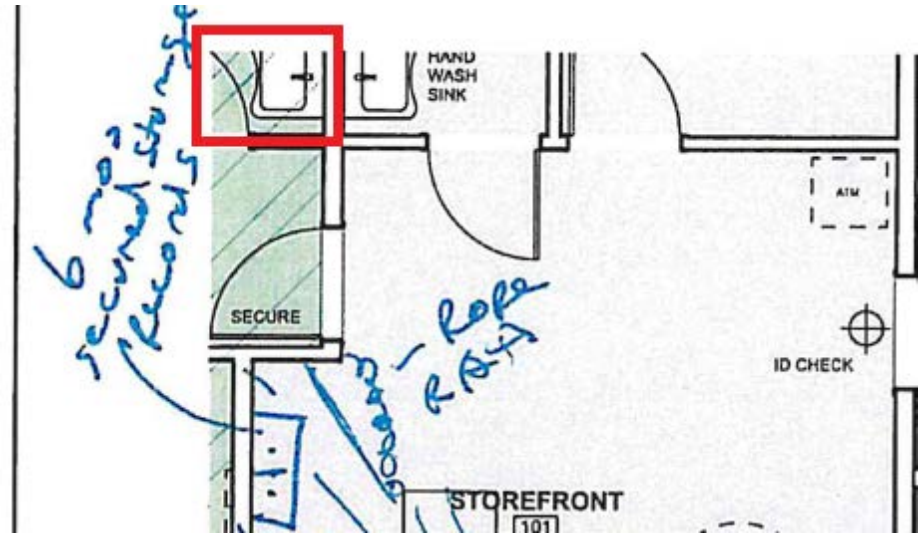
Thank you.

Think green, please don't print unnecessarily

From:	Marijuana Licensing (CED sponsored)
To:	Valerie Mastolier; Marijuana Licensing (CED sponsored); scorpiongrassllc@gmail.com
Cc:	Sherri Lindfors; Jana Weltzin
Subject:	RE: Incomplete Application - Scorpion Grass License #15788, 15789, and 15790
Date:	Wednesday, September 12, 2018 8:10:02 AM
Attachments:	image002.png image003.png

Good morning Valerie,

The outlined bathroom is the correct one that I was referencing. The full bathroom is not shown on the second diagrams for each license, but a portion of the lower right-hand corner is. Just to keep the diagrams consistent with each other, this section should also be labeled as part of the licensed premises but not a restricted access area:



Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From: Valerie Mastolier <valerie@jdwcounsel.com>
Sent: Tuesday, September 11, 2018 2:37 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>; scorpiongrassllc@gmail.com
Cc: Sherri Lindfors <sherri@jdwcounsel.com>; Jana Weltzin <jana@jdwcounsel.com>
Subject: RE: Incomplete Application - Scorpion Grass License #15788, 15789, and 15790

Hi TJ,

Attached are the updated diagrams outlining the restrooms as not Restricted Access Area's. However, on the second diagram for each license you mention below, there are no bathrooms on the diagram. There are sinks shown, but these sinks are a three compartment sink and a handwashing sink that is required by DHHS/DEC. Please let me know if that is what you were referencing or if was a different diagram you were meaning.

Thank you!

--

Valerie Mastolier
JDW, LLC
Office Manager & Paralegal
3003 Minnesota Drive Suite 201
Anchorage, Alaska 99503
907-231-3750
info@jdwcounsel.com
valerie@jdwcounsel.com

The author of this email is not an attorney. This communication does not constitute legal advice and should not be construed as such. The information contained in this message is privileged and confidential. It is intended only to be read by the individual or entity named above or their designee. If the reader of this message is not the intended recipient, you are on notice that any distribution of this message, in any form is strictly prohibited. If you have received this message in error, please immediately notify the sender by telephone at 630-913-1113 and delete or destroy any copy of this message. Thank you.

P Think green, please don't print unnecessarily

From: Jana Weltzin
Sent: Tuesday, September 11, 2018 1:17 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>; scorpiongrassllc@gmail.com
Cc: Valerie Mastolier <valerie@jdwcounsel.com>; Sherri Lindfors <sherri@jdwcounsel.com>
Subject: RE: Incomplete Application - Scorpion Grass License #15788, 15789, and 15790

Hi – none of the restrooms are intended to be restricted access – it was accidental when the architect revised the diagrams – we will make a notation on each of the diagrams you identify below that the restroom is NOT included in the restricted access area, would this be acceptable? Please let us know as soon as possible, and please let us know if you need anything else to deem these applications complete for October hearing. The applicants are really hoping/and really do need to make the October hearing – so please let us know asap.

From: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Sent: Monday, September 10, 2018 1:58 PM
To: Jana Weltzin <jana@jdwcounsel.com>; scorpiongrassllc@gmail.com
Cc: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>; Valerie Mastolier <valerie@jdwcounsel.com>; Sherri Lindfors <sherri@jdwcounsel.com>

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Anchorage, Alaska 99501

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Sincerely,

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Hello AMCO team – please find incomplete response attached, please let us know if you need anything else to deem this application complete for the October 2018 MCB agenda.

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Of Counsel to Hoban Law Group
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Thank you.

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Jana D. Weltzin
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Phone 630-913-1113
Main Office 907-231-3750
JDW, LLC
jana@jdwcounsel.com

August ~~20~~ 31, 2018

AMCO
Sent Via Email

Re: Response to Incomplete Letter for L&J Ventures, Inc. License No. 15788

AMCO Team:

Thank you for your correspondence dated August 15, 2018. Please find the following attachments and/or statements to address your incomplete items:

- MJ-01 Page 1 has been updated to reflect James Hacker has designated licensee.
    - Page 6 has been updated to add that all records will be stored at least 6 months.
- MJ-02 All diagrams have been numbered
    - Shared office is now specified as unlicensed area but will remain restricted access area.
    - Shared waste storage has been removed and waste storage is located in each licensed premises.
    - Diagrams have been numbered and labeled per MJ02.
- MJ-03 Page 4, section 6.1: this response has been modified to address regulation 306.345(a).
- MJ-07 has been updated to identify the name of the conspicuous location where the application was posted (Three Bears Alaska)
- MJ-08 has been updated with the re-notice date of 12/5/2018 – however, it is not included in this packet as I have sent it to the applicant to be signed and notarized, we will supplement early next week.

Thank you for your consideration,

Jana D. Weltzin, Esq.

AMCO Received 8/31/2018