

# 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: 11/24/20

License #/Type: 10299 Standard Marijuana Cultivation Facilities

Licensee: Christina Marie Euscher

Address: 7801 King Street, Anchorage, AK

DBA: R.C. Tinderbox

AMCO Case #: 20-1083

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 11-20-20, 1515 hours, AMCO Enforcement received an odor complaint regarding your cultivation establishment. At approximately 1600 hours, Inv. Hamilton arrived in the area. Traveling from Dimond Blvd North onto King Street an odor of marijuana could be detected at about 80th Ave. The odor was strong until about 77th Ave. Hamilton then turned East onto 77th Ave., then north onto Schoon Street. No odor was detected. The odor could once again be smelled while traveling South on Schoon Street at about the 7800 block up to 80th Ave. The odor could be detected while traveling West on 80th Ave. until King Street.

Your attention is directed to 3AAC 306.430(c)(2): Restricted access area which reads...

(c) A marijuana cultivation facility shall ensure that any marijuana at the marijuana cultivation facility (1) cannot be observed by the public from outside the marijuana cultivation facility; and (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:

January 5, 2021

**VIA EMAIL**

AMCO Enforcement  
Alcohol & Marijuana Control Office  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Re: R.C. Tinderbox, LLC (License #10299)  
Response to Notice of Violation AMCO Case No. 20 -1083 and  
Case No. 20 -1152 (collectively, "Notices")

Dear AMCO Enforcement:

R.C. Tinderbox, LLC ("RCT") is writing in response to the Notices of a violation of 3 AAC 306.430(c)(2) received from the Alcohol & Marijuana Control Office, Enforcement Division by email on November 24, 2020 and December 8, 2020, respectively. We appreciate your efforts and for bringing this matter to our attention. RCT takes regulatory compliance seriously and takes pride in being a good neighbor.

**1. AMCO Case Nos. 20 -1083 ("November NOV")**

**Factual Circumstance**

The November NOV states, "On 11-20-20, 1515 hours, AMCO Enforcement received an odor complaint regarding your cultivation establishment. At approximately 1600 hours, Inv. Hamilton arrived in the area. Traveling from Dimond Blvd North onto King Street an odor of marijuana could be detected at about 80th Ave. The odor was strong until about 77th Ave. Hamilton then turned East onto 77th Ave., then north onto Schoon Street. No odor was detected. The odor could once again be smelled while traveling South on Schoon Street at about the 7800 block up to 80th Ave. The odor could be detected while traveling West on 80th Ave. until King Street."

**Actions Taken**

Unfortunately, AMCO Enforcement did not stop by the facility on November 20 when the odor was reported to and detected by AMCO Enforcement, so we were unable to look into the source of the odor at the time the odor was documented. However, immediately upon learning of the November NOV on November 24, we inspected the facility looking for the source of the odor. We observed that odor seems to be an issue during times of high use of the front doors (e.g., opening, lunch, and closing times). Therefore, we've installed a couple of freestanding carbon can filters in the entryway of building. (See Attachment A, photos of the entryway carbon can filters.) This noticeably reduced the odor of cannabis escaping the front of the building.

## **2. AMCO Case Nos. 20 -1152 ("December NOV")**

### **Factual Circumstance**

The December NOV states, "On 12-8-20, at about 0950 hours, Interim Director G. Klinkhart reported an odor of marijuana in the vicinity of E. 77th Ave & Schoon St. At about 1120 hours, Inv. Hamilton arrived in the area. As Hamilton approached King St. on E. 76th Ave, he rolled down both front windows of his vehicle. Immediately detectable was the odor of unburnt marijuana. Hamilton then proceeded south on King St. and then east onto E. 77th Ave. The odor was still detectable. Hamilton then turned south onto Schoon St. The odor could be detected for only about 50 yards from 77th Ave. Hamilton proceeded south on Schoon St., turned west onto E. 80th Ave and then north onto King Street. Hamilton did not detect any odor until shortly before reaching E. 77th Ave. The odor was confirmed coming from your facility. There was a light breeze from the south toward the north."

### **Actions Taken**

Once again AMCO Enforcement did not stop by the facility when the odor was reported to and detected by AMCO Enforcement, so we were unable to investigate the source of the odor at the time the odor was documented. However, RCT did receive the December NOV from AMCO Enforcement by the end of the day December 8 and we immediately took further action to determine the source of what then appeared to be a mechanical issue contributing to the marijuana odor.

On December 9, upon further inspection of the facility, RCT learned that the design of the HVAC system at the facility was inadequately designed to scrub the air being discharged from the facility. As an initial solution, on Monday December 14, RCT installed an in-line charcoal filter box to scrub the air before being discharged. (See Attachment B, photo of the newly installed in-line carbon filter.) After making this mechanical change, we were unable to detect any odor at the lot line. On December 15, we again checked for odor around the lot line of the facility to confirm that marijuana odor was undetectable

In addition to the mechanical improvements described above, we're continuing efforts to improve the HVAC capacity of the facility by working with Jernstrom Engineering, consulting and mechanical engineers, to improve the design and capacity of the HVAC system.

### **3. Conclusion**

RCT encourages AMCO Enforcement to re-inspect the premises and to share their findings with the company. If AMCO finds evidence of marijuana odor at the lot line, we request that you let RCT know immediately so we can reassess the situation and take additional corrective measures. However, RCT is confident that marijuana odor is no longer an issue, and in that case requests that no further action be taken with respect to this NOV.

Thank you for your time and attention. Please do not hesitate to contact me directly if you have any further questions or if you need additional information.

Sincerely,

R.C. Tinderbox, LLC

A handwritten signature in blue ink that reads "Chris Euscher". The signature is fluid and cursive, with the first name "Chris" and last name "Euscher" clearly legible.

Chris Euscher

Managing Member

**Attachment A**



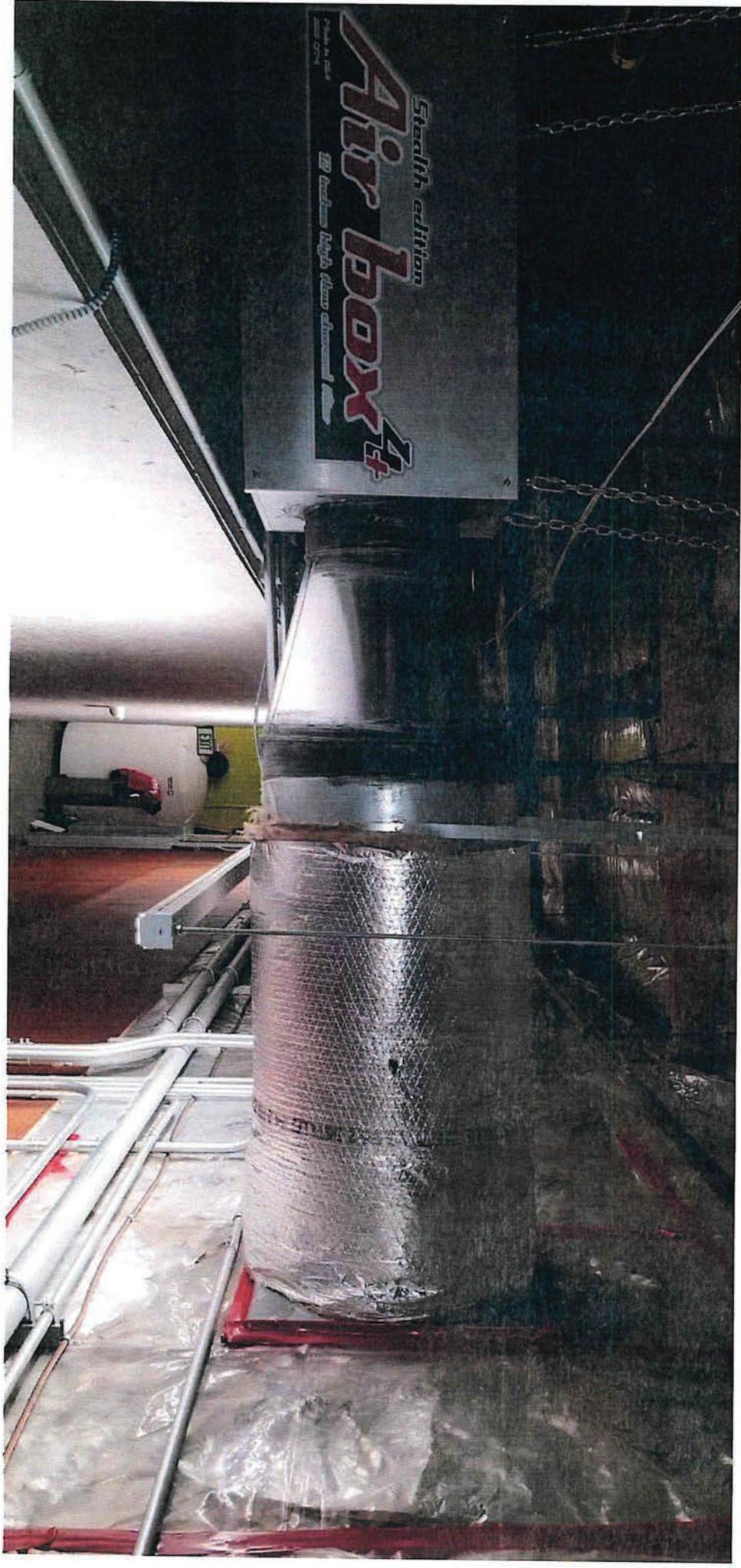
CLOCK IN ONLY





**Attachment B**





# 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: 12/8/20

License #/Type: 10299 Standard Marijuana Cultivation Facilities

Licensee: Christina Marie Euscher

Address: 7801 King Street, Anchorage, AK

DBA: R.C. Tinderbox

AMCO Case #: AM20-1152

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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On 12-8-20, at about 0950 hours, Interim Director G. Klinkhart reported an odor of marijuana in the vicinity of E. 77th Ave & Schoon St. At about 1120 hours, Inv. Hamilton arrived in the area. As Hamilton approached King St. on E. 76th Ave, he rolled down both front windows of his vehicle. Immediately detectable was the odor of unburnt marijuana. Hamilton then proceeded south on King St. and then east onto E. 77th Ave. The odor was still detectable. Hamilton then turned south onto Schoon St. The odor could be detected for only about 50 yards from 77th Ave. Hamilton proceeded south on Schoon St., turned west onto E. 80th Ave and then north onto King Street. Hamilton did not detect any odor until shortly before reaching E. 77th Ave. The odor was confirmed coming from your facility. There was a light breeze from from the south toward the north.

Please directed your attention to 3AAC 306.430(c)(2) 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.**

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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:

January 5, 2021

**VIA EMAIL**

AMCO Enforcement  
Alcohol & Marijuana Control Office  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Re: R.C. Tinderbox, LLC (License #10299)  
Response to Notice of Violation AMCO Case No. 20 -1083 and  
Case No. 20 -1152 (collectively, "Notices")

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**Actions Taken**

Unfortunately, AMCO Enforcement did not stop by the facility on November 20 when the odor was reported to and detected by AMCO Enforcement, so we were unable to look into the source of the odor at the time the odor was documented. However, immediately upon learning of the November NOV on November 24, we inspected the facility looking for the source of the odor. We observed that odor seems to be an issue during times of high use of the front doors (e.g., opening, lunch, and closing times). Therefore, we've installed a couple of freestanding carbon can filters in the entryway of building. (See Attachment A, photos of the entryway carbon can filters.) This noticeably reduced the odor of cannabis escaping the front of the building.

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RCT encourages AMCO Enforcement to re-inspect the premises and to share their findings with the company. If AMCO finds evidence of marijuana odor at the lot line, we request that you let RCT know immediately so we can reassess the situation and take additional corrective measures. However, RCT is confident that marijuana odor is no longer an issue, and in that case requests that no further action be taken with respect to this NOV.

Thank you for your time and attention. Please do not hesitate to contact me directly if you have any further questions or if you need additional information.

Sincerely,

R.C. Tinderbox, LLC

A handwritten signature in blue ink that reads "Chris Euscher". The signature is fluid and cursive, with the first name "Chris" and last name "Euscher" clearly distinguishable.

Chris Euscher

Managing Member

**Attachment A**



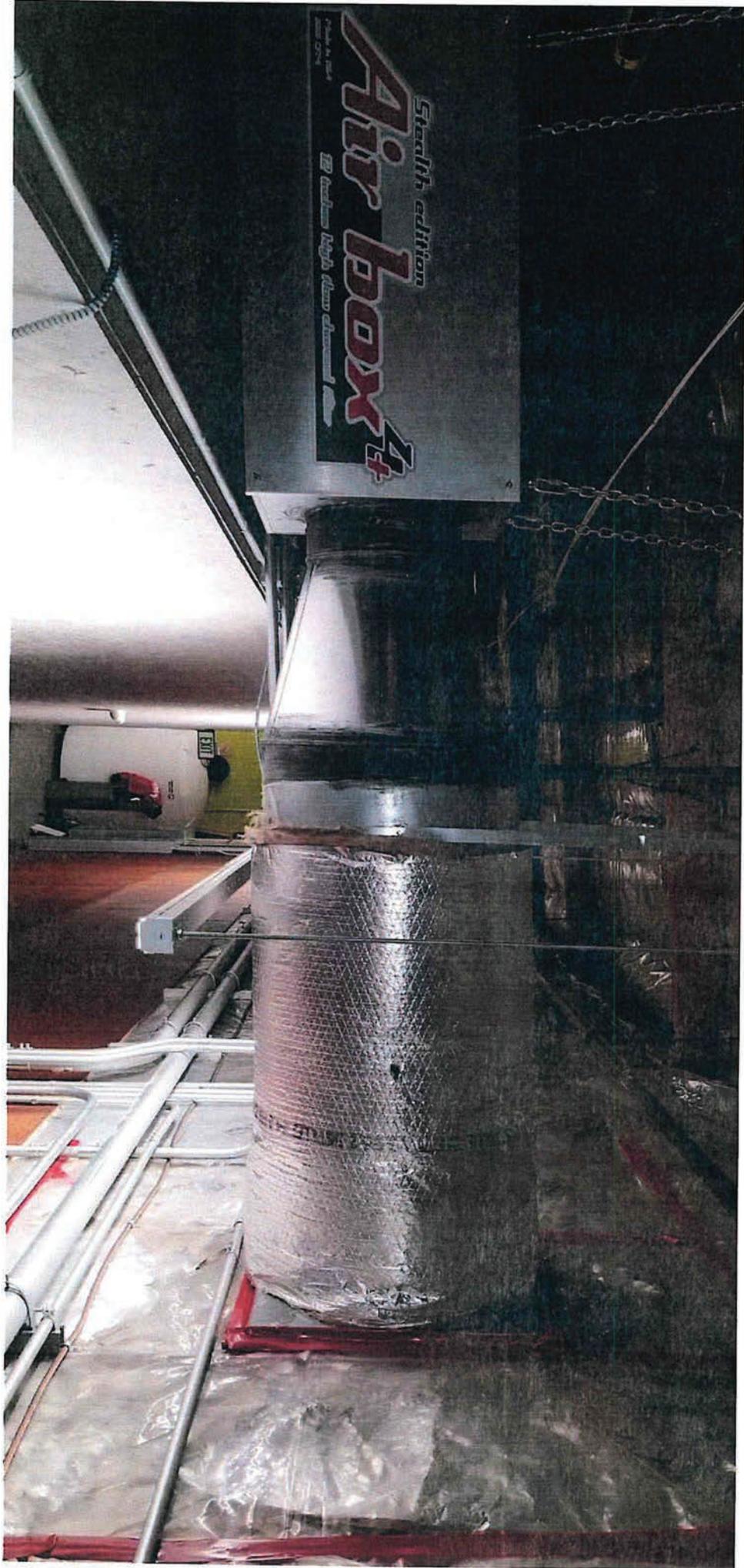
CLOCK IN ONLY





**Attachment B**





# 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: 1/19/21

License #/Type: 23988 Standard Marijuana Cultivation Facilities

Licensee: Kerby Coman

Address: 6570 W. Trevett Circle #3, Wasilla, AK

DBA: Green Degree

AMCO Case #: AM21-0046

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 1-15-21, Inv. Hamilton responded to your facility to inspect a change in premises which included adding a building to your licensed premises. Upon arrival, it was learned the building was already being used for the past approximately two months; clones growing and marijuana processing. The inspection was conducted with Manager Laura Griffin. Noticeable was no restricted access placards on the two doors identified needing them leading into the restricted access area. The facility also lacked 100 percent camera coverage in the restricted access area. No cameras in the office, a blind spot in the hallway, two inoperable cameras causing blind spots, and blind spots in the drying room.

Approximately 18, 1 -2 pounds bags of flower were being processed in one room. Twenty-two clones were growing in addition to 6 pots with seeds planted were also growing in another room.

Your attention is directed to 3AAC 306.720: Video Surveillance and 3AAC 306.710: Restricted access areas and 3AAC 306.015(c): License conditions

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

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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:

## Davies, Jason M (CED)

---

**From:** Kerby Coman <kerby@hempire-co.com>  
**Sent:** Friday, February 5, 2021 10:54 AM  
**To:** CED AMCO Enforcement (CED sponsored)  
**Subject:** Re: Green Degree, 23988, NOV.pdf

Hello and good day to you all.

This letter is my response to AMCO Case #AM21-0046 issued to licens #23988

We had submitted our change of premises to AMCO on 10-14-2020. The change of premises was a building that was previously licensed but with a different License that expired back in August of 2020. We use the building for harvesting, drying, and curing our crop. When it came time to harvest in November of 2020 it was 2nd nature for our team to utilize the building that we have been using over the past couple years to harvest our crop. I too failed to recognize at the time that the building that we had been using under a different license was still pending inspection. It wasn't until Investigator Hamilton showed up at the premises to do an inspection for the Change of Premises on 1-15-2021 that the inspection had not yet taken place. It was an honest mistake and was pure oversight on my part. It will not happen again. We are asking for your understanding on how this might happen and consider that when making a decision on our penalty for this NOV.

We had previously submitted a Change of Premises for License #12022 that was received by the AMCO office on 4-22-2020 and signed off by all parties by 5-7-2020. On 5-9-2020 i informed AMCO that we had completed the construction for the Change of Premises. We didn't hear back from enforcement on this until i had brought it to Investigator Hamilton's attention on 1-15-2021 that we still had not received any correspondence regarding this Change of Premises. We finally got an inspection for this on 1-29-2021. 265 days from the time I let AMCO know that the construction was finished and we were ready for an inspection for this Change of Premises is beyond an acceptable timeline. It is my opinion that Change of Premises need to take a higher priority and be handled with better care.

Thank you

Kerby Coman  
President, GD Services  
907-884-3153

On Tue, Jan 19, 2021 at 1:34 PM Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)> wrote:

Please follow instructions on notice.

# 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: 2/4/21

License #/Type: 25190 Marijuana Retail Stores

Licensee: Jake Markey

Address: 2219 Dunn St., Juneau, AK 99801

DBA: Alaskan Coffee Pot

AMCO Case #: AM210083

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 01-30-2021 AMCO was informed of a radio advertisement aired for Alaskan Coffee Pot. The script aired read: [...]THIS IS YOUR DESTINATION FOR THE BEST SELECTION OF HIGH END MEDICAL AND RECREATIONAL DISPENSABLES.[...]

This is a violation of 3 AAC 306.770(e)(3). Signs, merchandise, advertisements, and promotions

The licensee was contacted and the advertisement was immediately removed from the broadcast.

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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: 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: 1/28/21

License #/Type: 10254 Marijuana Retail Stores

Licensee: Smadar Warden

Address: 217 E. 4th Ave. Anchorage, AK 99503

DBA: Cannabaska

AMCO Case #: AM210069

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 Tuesday, January 26th 2021, at approximately 3:44pm, the Alcohol and Marijuana Control Office enforcement received an emailed report of a theft that occurred at Cannabaska on 217 E. 4th ave. located in Anchorage, AK.

Marijuana product was stolen from the retail store during regular business hours on Sunday, January 10th 2021 at approximately 9:40 pm and a report was made to the Anchorage Police Department.

The Licensee did not advise the Alcohol and Marijuana Control Office of the theft in the required time frame of 24 hours from the time of when the incident occurred.

This is a violation of:

3 AAC 306.715. Security alarm systems and lock standards

(e) A marijuana establishment shall notify the Department of Commerce, Community, and Economic Development, Alcohol and Marijuana Control Office as soon as reasonably practical and in any case not more than 24 hours after any unauthorized access to the premises or the establishment's knowledge of evidence or circumstances that reasonably indicate theft, diversion, or unexplained disappearance of marijuana, marijuana products, or money from the licensed premises.

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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: K. Whiteman

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:



Jana D. Weltzin  
Licensed in Alaska & Arizona  
901 Photo Ave, Second Floor  
Anchorage, Alaska 99503  
Phone 907-231-3750  
JDW, LLC  
jana@jdwcounsel.com

February 3, 2021

**Re: NOV Response - AM210069**

Dear: Honorable MCB Members, AMCO and AMCO Enforcement,

This letter is in response to the NOV obtained by Cannabaska, License #10254 on January 28<sup>th</sup>, 2021.

On January 10, 2021 at approximately 9:40 pm a regular customer of Cannabaska walked into the 4<sup>th</sup> avenue location (License #10254). The regular customer proceeded to ask the Cannabaska associate working the counter to smell their product, starting with a small jar and then progressing to a large jar. When the Cannabaska associate got to the large jar and held it out for the customer to smell, the customer immediately grabbed the jar which contained approximately 180 grams of G13 marijuana flower and ran out the door. APD was contacted immediately after the incident and detailed police was filed. The police report was submitted to AMCO enforcement. Cannabaska immediately implemented new policies and procedures to prevent any future incidents from occurring.

Cannabaska does not regularly experience situations like this and in the midst of ensuring employees were safe, police had been notified, and inventory accounting and documentation was swiftly implemented, there was an internal breakdown of communication in reporting the situation to AMCO enforcement. Once Cannabaska began updating internal policies and training staff to avoid any potential repeat occurrences, Cannabaska realized AMCO enforcement was not notified within the 24 hour timeframe and self-reported the incident and failure to report within the 24 hour timeframe.

Truly and Sincerely Yours,

A handwritten signature in blue ink, appearing to read "Jana D. Weltzin", is written over a large, stylized blue oval shape that serves as a decorative flourish or underline.

Jana D. Weltzin, Esq.

# 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: 2/12/21

License #/Type: 11303 Marijuana Retail Store

Licensee: Tina Yi, YNY Investment, LLC

Address: 2429 E. 88th Ave, Anchorage, AK

DBA: Hollyweed 907

AMCO Case #: 21-0170

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.

You have unapproved changes of ownership. Details are as follows:

Hyon Yun removed. Skylimit08, LLC was previously 25% member, now a 50% member.

CBPL was notified on 10-7-20

AMCO discovered the change on 2-10-21

Your attention is directed to 3AAC 306.040: Ownership change

Please direct any questions regarding this notice to [marijuana.licensing@alaska.gov](mailto:marijuana.licensing@alaska.gov)

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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: M. Chiesa

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:



Jana D. Weltzin  
Licensed in Alaska & Arizona  
901 Photo Ave, Second Floor  
Anchorage, Alaska 99503  
Phone 907-231-3750  
JDW, LLC  
jana@jdwcounsel.com

February 16, 2021

**Re: Notice of Violation, AMCO Case # 20-0170**

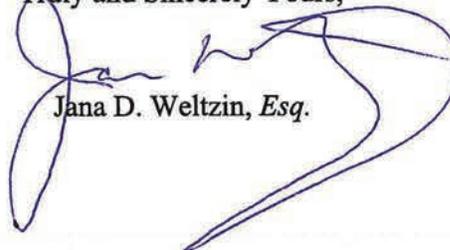
Dear AMCO Enforcement,

This letter is in response to the Notice of Violation for License #11303 dated February 12, 2021.

An Ownership Change (MJ-17) had been filed for this license, but when the 2021 Biennial Report was filed for YNY Investment, Hyon Yun was removed as an entity official and her ownership percentage was allocated to Skylimit08, LLC which reflects the submitted MJ-17. YNY Investment did not realize that this would result in an unapproved change of ownership. The licensee's primary language is not English, which resulted in a misunderstanding when filing the 2021 Biennial Report. As soon as this NOV was received a Notice of Change of Officials was prepared and will be promptly filed with the Department of Commerce, Community, and Economic Development Division of Corporations, Business and Professional Licensing, adding Hyon Yun and her ownership percentage back to YNY Investment, LLC and changing Skylimit08, LLC ownership back to its original 25%.

YNY Investment, LLC prides themselves on running compliant licenses and never intended to bend or break any regulation in 3AAC. They do appreciate the learning experience and Investigator Hamilton's commitment to ensuring licensees follow the regulations and thank Enforcement for their continued efforts keeping this Industry tightly and safely regulated. They worked diligently to resolve the issue at hand and now have a clearer understanding of the error that occurred. The licensees are committed to staying compliant with current regulations and apologize for the mistake regarding the change of ownership.

Truly and Sincerely Yours,



Jana D. Weltzin, Esq.

# 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: 2/12/21

License #/Type: 11304 Marijuana Product Manufacturing Facility

Licensee: Tina Yi, YNY Investment, LLC

Address: 2429 E. 88th Ave, Anchorage, AK

DBA: Hollyweed 907

AMCO Case #: 21-0171

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.

You have unapproved changes of ownership. Details are as follows:

Hyon Yun removed. Skylimit08, LLC was previously 25% member, now a 50% member.

CBPL was notified on 10-7-20

AMCO discovered the change on 2-10-21

Your attention is directed to 3AAC 306.040: Ownership change

Please direct any questions regarding this notice to [marijuana.licensing@alaska.gov](mailto:marijuana.licensing@alaska.gov)

**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: M. Chiesa

Received by:

SIGNATURE:

*J.R. Hamilton*

SIGNATURE:

Delivered VIA: Email

Date:



Jana D. Weltzin  
Licensed in Alaska & Arizona  
901 Photo Ave, Second Floor  
Anchorage, Alaska 99503  
Phone 907-231-3750  
JDW, LLC  
jana@jdwcounsel.com

February 16, 2021

**Re: Notice of Violation, AMCO Case # 20-0171**

Dear AMCO Enforcement,

This letter is in response to the Notice of Violation for License #11304 dated February 12, 2021.

An Ownership Change (MJ-17) had been filed for this license, but when the 2021 Biennial Report was filed for YNY Investment, Hyon Yun was removed as an entity official and her ownership percentage was allocated to Skylimit08, LLC which reflects the submitted MJ-17. YNY Investment did not realize that this would result in an unapproved change of ownership. The licensees' primary language is not English, which resulted in a misunderstanding when filing the 2021 Biennial Report. As soon as this NOV was received a Notice of Change of Officials was prepared and will be promptly filed with the Department of Commerce, Community, and Economic Development Division of Corporations, Business and Professional Licensing, adding Hyon Yun and her ownership percentage back to YNY Investment, LLC and changing Skylimit08, LLC ownership back to its original 25%.

YNY Investment, LLC prides themselves on running compliant licenses and never intended to bend or break any regulation in 3AAC. They do appreciate the learning experience and Investigator Hamilton's commitment to ensuring licensees follow the regulations and thank Enforcement for their continued efforts keeping this Industry tightly and safely regulated. They worked diligently to resolve the issue at hand and now have a clearer understanding of the error that occurred. The licensees are committed to staying compliant with current regulations and apologize for the mistake regarding the change of ownership.

Truly and Sincerely Yours,

A handwritten signature in blue ink, appearing to read "Jana D. Weltzin", is written over the typed name. The signature is stylized with large loops and a long horizontal stroke extending to the right.

Jana D. Weltzin, Esq.

# 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: 3/15/24

License #/Type: 11031 Marijuana Retail Stores

Licensee: Kerby Coman

Address: 2301 South Knik-Goose Bay Rd, #1B, Wasilla

DBA: Green Degree

AMCO Case #: 21-0217

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 3-1-21, AMCO Investigators received an anonymous complaint that on 2-24-21, an under 21 person was allowed entry into your retail store to use the restroom. The caller stated she believed the clerks nickname was "Sweet". Sweet was later identified as Green Degrees Kaitlin Sweeten. Sweeten admitted that she had allowed the girl (under 21 years of age) to use the restroom. She shielded the girls eyes so the girl would not see any marijuana product. When asked why she did it, she replied she has kids.

The licensee has been asked to provide AMCO video of the violation to which he has. However, the video cameras were not placed in a way that produced a clear view adequate to identify any individual entering or in certain areas of the licensed premises.

Your attention is directed to 3AAC 306.325(a): Access restricted at retail marijuana store which (a) reads, "A person under 21 years of age may not enter a retail marijuana store" and 3AAC 306.720(b): Video Surveillance which (b) reads "At a marijuana establishment, a required video camera must be placed in a way that produces a clear view adequate to identify any individual inside the licensed premises or within 20 feet of each entrance to the licensed premises. Both the interior and the exterior of each entrance to the facility must be recorded by video camera".

**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: M. Chiesa

Received by:

SIGNATURE:

*J.R. Hamilton*

SIGNATURE:

Delivered VIA: Email

Date:

## Davies, Jason M (CED)

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**From:** Hamilton, Joe (CED)  
**Sent:** Monday, March 15, 2021 12:31 PM  
**To:** Davies, Jason M (CED)  
**Cc:** Hoelscher, James C (CED); Klinkhart, Glen Edward (CED)  
**Subject:** Official response to NOTICE

**From:** Kerby Coman <kerby@hempire-co.com>  
**Sent:** Monday, March 15, 2021 12:28 PM  
**To:** Hamilton, Joe (CED) <joe.hamilton@alaska.gov>  
**Subject:** Re: Video

This email is the official response to AMCO Casse #21-0217

Kaitlin Sweeten did let a minor use the bathroom in the retail area, even though it was literally a step inside the retail area and Kaitlin says she blocked the minor from seeing any marijuana product this was still in violation of the regulations and Kaitlin knew this and violated them anyway justifying it with her own reasoning. I'm sure for the minor and the minors parents this was not a big deal and they were happy we were able to accommodate them. However this is not how we operate. Kaitlin has sense then been let go from working for us. My response to the camera issue is that as soon as we saw the cameras needed to be adjusted we did just that immediately following this video footage inquiry.

On Mon, Mar 15, 2021 at 11:22 AM Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)> wrote:

Roger. Please respond accordingly to the attached notice.

Joe

**From:** Kerby Coman <[kerby@hempire-co.com](mailto:kerby@hempire-co.com)>  
**Sent:** Monday, March 15, 2021 11:09 AM  
**To:** Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)>  
**Subject:** Re: Video

Unfortunately what we sent you is all we have of the door because our cameras were not angled in the manor they should have been.

On Mon, Mar 15, 2021 at 10:01 AM Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)> wrote:

Okay, got to work and I was able to view the video. Will need all angles that show the door and the bathroom.

**From:** Kerby Coman <[kerby@hempire-co.com](mailto:kerby@hempire-co.com)>  
**Sent:** Friday, March 12, 2021 5:36 PM  
**To:** Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)>  
**Subject:** Re: Video

I understand. The attached video files is the best clip of the girl either in the lobby or in the retail store. Because there is literally no distance from the lobby entrance to the retail and the bathroom entrance this is all our cameras captured of the minor in the retail store cause she went straight from the lobby to the bathroom then straight back to the lobby after using the restroom (about 1 min). The minor never stepped further into the retail store. The camera inside the retail captured the door open when the minor was let into the retail space but not a great visual on the minors body. The Camera must have been bumped down when we recently moved that fridge below the camera. We have taken the immediate action of fixing that issue and double checked all camera angles at this location as well as all of our other stores.

On Fri, Mar 12, 2021 at 2:22 PM Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)> wrote:

I'm not saying it not what I wanted, I'm saying I should have been more specific about what I wanted which is a snippet of the girl in the MJ Retail Store, will suffice, until you can get the whole incident sent to me.

**From:** Kerby Coman <[kerby@hempire-co.com](mailto:kerby@hempire-co.com)>  
**Sent:** Friday, March 12, 2021 2:11 PM  
**To:** Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)>  
**Subject:** Re: Video

Unfortunately Eugene our technician was not able to make it back to work until Monday the 8th. He has provided me with the video footage i sent you. Now you are telling me that its not what you wanted. Please understand this is a top priority for me to get you this video. Eugene is headed over to KGB now to harvest what we have of the child in the retail area.

On Fri, Mar 12, 2021 at 1:37 PM Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)> wrote:

I guess I should have been clearer. Snippet of video of the young girl entering the Marijuana Retail Store, not seated in the area she is allowed to be in. This does not preclude you from providing the whole video unless the whole video can be sent via e-mail. We are going on ten days for this request. You initially told me your camera person would be back 3-5-21. Remember there is a time limit for records request. My idea in asking for the snippet of video was so you could make this time request. Please send a snippet of video of the young girl in your licensed premises. Thank you.

Joe

**From:** Kerby Coman <[kerby@hempire-co.com](mailto:kerby@hempire-co.com)>  
**Sent:** Friday, March 12, 2021 10:58 AM  
**To:** Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)>  
**Subject:** Re: Video

Here it is.

On Wed, Mar 10, 2021 at 10:56 AM Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)> wrote:

Can you just send me a snippet of her in the retail store please. Just five or ten seconds. Thanks

**From:** Kerby Coman <[kerby@hempire-co.com](mailto:kerby@hempire-co.com)>  
**Sent:** Tuesday, March 9, 2021 5:25 PM  
**To:** Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)>  
**Subject:** Re: Video

I will be headed into Anchorage on Friday. I will bring it in. where am I dropping it off at?

On Tue, Mar 9, 2021 at 11:17 AM Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)> wrote:

Yes, you can get the flash drive back. Do you have anyone coming to town this week? If not, if you want to leave it at Green Degree in an envelope, I can come out and get it.

Joe

**From:** Kerby Coman <[kerby@hempire-co.com](mailto:kerby@hempire-co.com)>  
**Sent:** Tuesday, March 9, 2021 11:06 AM  
**To:** Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)>  
**Subject:** Re: Video

We do have the video on a flash drive. Whats tge best way to get it to you? Also will we be getting the flash drive back?

On Tue, Mar 9, 2021, 10:47 AM Hamilton, Joe (CED) <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)> wrote:

Kerby,

Was wondering how the video is progressing?

Joe

Joe Hamilton

Special Investigator 1

Enforcement Unit

Alcohol & Marijuana Control Office

550 W. 7th Ave, Suite 1600

Anchorage, AK 99501

Office (907) 269-0063

Cell (907) 441-2534

[joe.hamilton@alaska.gov](mailto:joe.hamilton@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: 3/17/21

License #/Type: 12313 Marijuana Retail Stores

Licensee: Elizabeth Romanoski

Address: 263 Marine Way, Juneau 99801

DBA: Juneau's Green Market

AMCO Case #: AM210282

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 01-25-2021 a biennial report submitted to the State of Alaska Department of Commerce, Community, and Economic Development Division of Corporation, Business, and Professional Licensing lists Aaron Bean as 100% owner of ISG, Inc. no longer listing Elizabeth Romanoski as the owner of ISG, Inc. ISG, Inc is the listed owner of Juneau's Green Market. This change of ownership without AMCO or the Marijuana Control Board's approval is a violation of 3 AAC 306.040 & 3 AAC 306.045.

**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: S. Johnson

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date: