JDW
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ALIGNED FOR EXCELLENCE

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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 28th, 2021.

On January 10, 2021 at approximately 9:40 pm a regular customer of Cannabaska walked into the 4th 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,

Jana D. Weltzin, *Esq.*

Received by AMCO 6.30.21

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.

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: K. Whiteman

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Email

Date:

updated 4/23/19

Received by AMCO 6.30.21