CORRESPONDENCE

THE STATE of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Commerce, Community, and Economic Development

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

December 1, 2021

L & H Enterprises LLC
DBA: L & H Enterprises LLC
Via email: shanalacie@gmail.com

Re: Standard Marijuana Cultivation Facility #29493

Dear applicant,

The AMCO Office has reviewed the documents submitted for the proposed marijuana establishment license referenced above. This letter is notice under 3 AAC 306.025(e)(2) that your application is incomplete and additional items are needed to complete the application. The additional items that need correction or resubmittal are listed below—please be sure to read the entire letter. **Please note that if the corrections and/or additional documents submitted in response to this letter are not found to be complete, your application will be returned to you in accordance with 3 AAC 306.025(e)(1), and you will need to file a new application and pay a new fee should you wish to continue pursuing licensure.**

- **Online Application**
  - Based on the information in our previous emails, there are several corrections needed to your application including updating the Licensee to the LLC, and updating the Business License to be owned by the LLC. They must be completed in a certain order. My letter will be based on the name of your business being: L & H Enterprises LLC; and the Licensee being: L & H Enterprises LLC. The Entity Officials would be the two individuals. Please correct me if I am mistaken.
  - First, please contact the Division of Corporations, Business & Professional Licensing (CBPL) to get a new Business License with the business name of: L & H Enterprises LLC; owned by L & H Enterprises LLC. I don't know if CBPL will allow you to fix your current business license (#2127688 – owned by Stephen Lovelace and Shantell Hacker), but you can always ask them, if preferred. A new business license may be required.
  - Second, please submit to AMCO your new Business License.
  - Third, I will have to go into our database and manually make the updates, and then I will roll the application back to "New" status so that you can go into MyAlaska and re-submit the online application. This way a new Public Notice and Advertisement Notice will generate which you will need as part of your corrections outlined below under MJ-07, MJ-08, and Publisher's Affidavit.
  - Fourth, I will notify you that I have rolled the application back to "New" status so that you may re-submit the online application in MyAlaska. You will then need to use the new Public Notice and Advertisement Notice as outlined below under MJ-07, MJ-08, and Publisher's Affidavit.

- **MJ-00 Application Certifications**
  - Page 3: Please remove your initials from the second to last statement, as long as it does not apply to you.

- **MJ-02 Premises Diagram**
  - Section 1: Please correct the Doing Business As to say, L&H Enterprises LLC.
  - Please label your diagrams.
    - It appears that the detailed diagram would be Diagrams 1, 2, & 5.
    - It appears that the site plan would be Diagram 3.
    - It appears that the map diagram would be Diagram 4.
  - On the detailed diagram (Diagram 1, 2, & 5):
    - Label the mezzanine.
    - Show the marijuana storage area.
    - For security reasons, and because these applications are public record, please remove all cameras from your diagram and the Legend/Key.
    - Outline the entire facility in red to show the entire Licensed Premises as described in your Legend/Key.
  - On all diagrams or any diagram that is applicable:
    - In your Legend/Key, I see that blue represents parking, yellow represents ingress/egress, and green represents non-license. Please show these colors on any applicable diagram, and/or adjust accordingly.

- **MJ-04 Cultivation Supplemental**
  - Section 1: Please correct the Doing Business As to say, L&H Enterprises LLC.
  - Section 4.6: I see several Safer Brand pesticides on DEC's list of approved pesticides, but I do not see #5991312. Please address/fix accordingly.
  - Section 4.7: Please describe all gases, including carbon dioxide management, to be used, if any.
  - Section 5.2: The burning of marijuana waste has not been approved in other applications per se, but (as long as your application is deemed complete) we can bring your burning process to the board for consideration; **OR**, do you have a permit from the Kenai Peninsula Borough to burn marijuana? Please clarify and adjust accordingly.

- **MJ-07 Public Notice Posting Affidavit**
  - Because of the discrepancies on the online application, please post the updated Public Notice (after re-submitting the online application) at both, the location of the proposed premises and another conspicuous location for ten days, and then submit a new MJ-07 completed and signed in front of a notary.

- **MJ-08 Local Government Notice Affidavit**
  - Because of the discrepancies on the online application, please re-notify the local government by submitting to them the updated Public Notice (after re-submitting the online application), and then submit a new MJ-08 completed and signed in front of a notary.

- **MJ-09 Statement of Financial Interest**
  - Section 1: Please correct the Doing Business As to say, L&H Enterprises LLC.

- **Publisher's Affidavit**
    - Because of the discrepancies on the online application (including the Advertisement Notice), you will need to redo the 3-week advertising. Please re-advertise for 3 weeks, then, submit a new Publisher's Affidavit with a copy of the newspaper clipping. Make sure to use the updated Advertisement Notice from MyAlaska after you re-submit the online application.

- **Proof of Possession for Proposed Premises**
    - The Lease Agreement submitted needs more information for the requirements of our office. Example leases can be found online or on our website under MCB Meeting Documents: https://www.commerce.alaska.gov/web/amco/MCBMeetingDocuments
    - Along with all the other requirements of a legally binding lease, the lease must contain:
        - The disclaimer that the landlord may not take possession of any marijuana or marijuana product, and that AMCO will be contacted in the event that this is necessary.

It is very important that you submit the above corrections and/or documents in a timely manner so that AMCO staff has adequate time to review the corrections and/or additional documents which must be found to be complete within 90 days of the date of this letter.

Respectfully,

Jacqlene Drulis

Jacqlene Drulis, Local Government Specialist
For,
Glen Klinkhart, Director
marijuana.licensing@alaska.gov

From:	Marijuana Licensing (CED sponsored)
To:	"Shana Hacker"
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Application - L & H Enterprises LLC - License #29493
Date:	Wednesday, December 1, 2021 4:31:00 PM
Attachments:	29493 Incomplete Application Notice.pdf image001.png

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Hello,

Your application has been reviewed, attached is correspondence regarding corrections, additional documents, and/or resubmittals that need to be addressed.

Please make sure to read the entire notice. If the submitted corrections for your application are inadequate to deem your application complete, or your application is still incomplete after ninety (90) days from the date of this notice, your application will be returned to you in accordance with 3 AAC 306.025(e)(1) and 3 AAC 306.025(f). Should you wish to continue pursuing licensure, it would be necessary to file a new application and pay new fees.

Ninety-day Due Date: March 1, 2022

Let us know if you require copies of any submitted documents, and feel free to email if you need clarification on any items in the Incomplete Notice. Correspondence should be sent to marijuana.licensing@alaska.gov.

Thank you,

Jacqlene Drulis
Local Government Specialist
Alcohol & Marijuana Control Office (AMCO)
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501
(907) 334-2195

From:	Marijuana Licensing (CED sponsored)
To:	"shanalacie@gmail.com"
Cc:	Marijuana Licensing (CED sponsored)
Subject:	L & H Enterprises LLC License #29493
Date:	Monday, November 22, 2021 12:45:00 PM
Attachments:	image001.png

Hello,

I have started to review your application for a standard cultivation facility and have some clarifying questions before I proceed with my review and the Incomplete Notice.

I see that you have an Entity called, L & H Enterprises LLC. However, when you applied for the marijuana license, you applied under a partnership with two individuals, not the LLC. Additionally, I see that you have a business license for L & H Enterprises LLC with the partnership as the owners, not the LLC. But, your application documents show that you are applying under the LLC as the licensee, not the partnership.

Is it your intent to have your marijuana license be under the licensee "L & H Enterprises LLC"? Meaning, you are not intending to apply under a partnership with two individuals, correct? In this case, the licensee would be the LLC, and the Entity Officials would be the two individuals. From my research, it appears that your Doing Business As (DBA), which is the same as your business license, is L & H Enterprises LLC as well.

Either way, your application packet is going to need substantial corrections. But I will need clarification before moving forward. To clarify, I believe you are intending to apply for your marijuana license under the licensee "L & H Enterprises LLC", correct?

Thank you,

Jacqlene Drulis
Local Government Specialist
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