

**Samaniego, Joe P (CED)**

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**From:** Eric Erickson <eerickson54@yahoo.com>  
**Sent:** Tuesday, April 19, 2016 4:35 PM  
**Subject:** Petitioning for Retail Facilities  
**Attachments:** Fw Super Majority magic number.html; EErickson.pdf; TOK Area 9.JPG; tok area7 snip.jpg  
  
**Categories:** Red Category

Good Morning,

I've attached a letter, with maps of the canvassing area required for petitioning in the Tok area. Also attached is an email showing stream of discovery, titled "super Majority magic number.html".

I appreciate your time and attention to this important issue.

Please contact me with any suggestions or comments

Thank you  
Eric E Erickson

## **Samaniego, Joe P (CED)**

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**From:** Patricia Patterson <info@luckyraven.com>  
**Sent:** Tuesday, April 19, 2016 10:24 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** please clarify

**Categories:** Red Category

Dear Sir or Madam,  
I have a question concerning coupons and retailers.

**Page 44. 3 AAC 306.360 (d). A marijuana store may not use giveaway coupons as promotional materials**  
'Use giveaway coupons'... this statement is unclear. This not a term used in retail

In retail there are 2 types of coupons;

1. To give away and/or honor an **in- house coupon**. An in-house coupon is created by the retailer(s). This coupon can discount a specific item or any item in their store(s) up to 100% off. Cost of this coupon is paid entirely by the retailer. Therefore, a coupon that offers a discount up to 99% off is not giving away anything. It is only reducing the total cost to the customer. For reference, we Alaskans see these orange coupons hanging on hooks under products at Fred Meyers.
2. To give away and honor a **manufacturer coupon**. This coupon is created by the manufacturer(s). This coupon can discount a specific product at a specific store(s) that sells the manufacturer products. This coupon is discounted at retail for up to 100% off. The cost of this coupon is reimbursed to the retailer or, in other words, paid for by the manufacturer. Therefore, nothing is given away or discounted by the retailer. For reference, these are the most common coupon in the retail industry. They are often in newspapers flyers, mailed to us directly or are an app on a smart phone.

My interpretation is of **3 AAC 306.360 (d)** all types of coupons are legal as long as they are not 100% off. Question, is my interpretation correct?

I'd like to point out. There is a legal precedent for this type of restriction in Federal law. As of 2009, no manufacturer or retailer can create coupons to give away free cigarettes for promotional reasons. In the cigarette industry no coupons are legal for 100% off. It is legal for retailers to honor both in-house and manufacturer coupons for discounts, as in my examples above.

Thank you  
Patricia Patterson  
Kenai AK  
907-398-0202

**Samaniego, Joe P (CED)**

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**From:** Franklin, Cynthia A (CED)  
**Sent:** Tuesday, April 19, 2016 4:38 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Cc:** Marijuana Licensing (CED sponsored)  
**Subject:** FW: Petitioning for Retail Facilities  
**Attachments:** Fw Super Majority magic number.html; EErickson.pdf; TOK Area 9.JPG; tok area7 snip.jpg

**Categories:** Red Category

Upon looking, I think this should have come to the general box. Sorry, I thought he was filing a petition.

Cynthia Franklin, Director  
Alcoholic Beverage & Marijuana Control Boards  
907-269-0351

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**From:** Eric Erickson [<mailto:eeerickson54@yahoo.com>]  
**Sent:** Tuesday, April 19, 2016 4:35 PM  
**Subject:** Petitioning for Retail Facilities

Good Morning,

I've attached a letter, with maps of the canvassing area required for petitioning in the Tok area. Also attached is an email showing stream of discovery, titled "super Majority magic number.html".

I appreciate your time and attention to this important issue.

Please contact me with any suggestions or comments

Thank you  
Eric E Erickson

**Subject:** Fw: Super Majority magic number  
**From:** Eric Erickson <eerickson54@yahoo.com>  
**Date:** 4/18/2016 11:45 AM  
**To:** "chickadeetaxes@gmail.com" <chickadeetaxes@gmail.com>

On Tuesday, April 5, 2016 9:43 AM, Luann Coghill <Luann.Coghill@akleg.gov> wrote:

Eric,  
As I talk with the staff in the office here. They tell me that Rep. Tilton is working on the part of the bill right now. You may want to talk to their office 907.465.2199. I have heard she is trying to fix the part you are talking about.

Luann

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**From:** Eric Erickson [mailto:eerickson54@yahoo.com]  
**Sent:** Tuesday, April 05, 2016 9:39 AM  
**To:** Luann Coghill <Luann.Coghill@akleg.gov>  
**Subject:** Fw: Super Majority magic number

On Monday, April 4, 2016 2:01 PM, Kirk Schwalm <[kirk@goldenheartlaw.com](mailto:kirk@goldenheartlaw.com)> wrote:

Eric,

See attached for a map of the Tok census area. According to the census, there are 920 people over 21 in the area. Under 3 AAC 306.030(d), you only need to count the 21 and over residents. The area is slightly larger than the 5 mile radius under the regulation, but I don't see a quick way to determine how many of the 920 folks are in the 5 mile radius. It might be possible to figure out how many >21 people live down the tok cutoff and up the Alaska Highway towards Fairbanks. Those look like the only places where there would be more than an handful of people over 5 miles from the PO. Somewhere around landfill access drive to the south and Fales drive to the west is about the 5 mile radius. The those numbers could be subtracted from the 920, rather than trying to add up the people inside the radius.

So in short, you are looking at finding 614 people to sign the petition in order to make it past the regulation based off the information I can find.

The other thought I had was to find a GIS specialist that has experience with those sort of mapping problems. I don't know of any around town though.

Kirk Schwalm  
Partner  
Downes, Tallerico, & Schwalm Law Firm, LLC  
[kirk@goldenheartlaw.com](mailto:kirk@goldenheartlaw.com)  
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Fairbanks, AK 99701

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On Mar 31, 2016, at 11:54 AM, Eric Erickson <[eeerickson54@yahoo.com](mailto:eeerickson54@yahoo.com)> wrote:

On Tuesday, February 16, 2016 10:41 AM, "Franklin, Cynthia A (CED)" <[cynthia.franklin@alaska.gov](mailto:cynthia.franklin@alaska.gov)> wrote:

Mr. Erickson,

For future correspondence, please use [marijuana@alaska.gov](mailto:marijuana@alaska.gov) instead of my personal email.

Regarding your question about a petition in an area with no local government, I have the following information for you:

**3 AAC 306.030. Petition for license in area with no local government. (a)** The board will not approve a new license in an area outside, but within 50 miles of, the boundary of a local government unless the board receives a petition to issue the license signed by a majority of the permanent residents residing within one mile of the proposed premises.

(b) The board will not approve a new license in an area that is 50 miles or more from the boundary of a local government unless the board receives a petition to issue the license containing the signatures of two-thirds of the permanent residents residing within a radius of five miles of the United States post office station nearest to the proposed licensed premises. If there is no United States post office station within a radius of five miles of the proposed licensed premises, the petition must be signed by two-thirds of the permanent residents residing within a five mile radius of the proposed licensed premises.

(c) A petition authorized by this section must be on a form the board prescribes. The applicant must obtain the required signatures within the 90 day period immediately before submitting the petition to the board. A signature may not be added to or removed from the petition after the board has approved the application.

(d) In this section, "permanent resident" means a person 21 years of age or older who has established a permanent place of abode. A person may be a permanent resident of only one place. (Eff. \_\_\_/\_\_\_/\_\_\_, Register \_\_\_)

**Authority:** AS 17.38.010 AS 17.38.087 AS 17.38.100  
AS 17.38.070 AS 17.38.090 AS 17.38.900  
AS 17.38.084

We use this clarifying regulation in determining population for liquor license applications under AS 04.11.160. A similar regular regulation has not yet been adopted for marijuana but until then it provides some guidance for the staff:

### **3 AAC 304.905. Determining population criteria**

(d) When submitting an application for a new license or relocation of an existing license outside an incorporated city, unified municipality, or organized borough, an applicant shall assist in the determination of population by submitting the following information with the application: (1) a United States Geodetic Survey map with a scale of at least one inch to the mile showing the population within the circle described by [AS 04.11.400\(a\)\(1\)](#); (2) if a petition is required under [AS 04.11.460](#), a graphic designation on a United States Geodetic Survey map with a scale of at least one inch to the mile showing the population within a circle of the applicable radius, and showing where petition signatures were obtained; and (3) the population within the applicable area and a narrative of how the population was determined.

It is up to the applicant to work their way through the petition process. The staff does not keep a "magic number" related to any location or community in Alaska. The language for obtaining liquor licenses in these areas of the state is identical, and there are numerous licenses which have been issued pursuant to this process.

I hope this information helps.

Please use [marijuana@alaska.gov](mailto:marijuana@alaska.gov) for any further marijuana questions. Last time I spoke with you on the phone, it ended up being a lot of time. A phone call is not going to work for me or anyone on the staff at this time due to the overwhelming amount of work we are dealing with right now. Please remember that there is no deadline for applying and all applications between now and June will be heard by the board on June 9, 2016.

Cynthia Franklin, Director  
Alcoholic Beverage & Marijuana Control Boards  
907-269-0351

**From:** Eric Erickson [<mailto:eeerickson54@yahoo.com>]

**Sent:** Monday, February 15, 2016 9:42 AM

**To:** Franklin, Cynthia A (CED)

**Subject:** Super Majority magic number

My name is Eric E. Erickson. I live in a unincorporated highway community called Tok, Alaska. We voted 62% for yes on 2. Outlying communities voted 90% +. As I understand it, to apply for a MJ establishment license,, I need to cold call, knock on doors and send out flyers to get a SUPER MAJORITY (we voted yes on 2 by 62%).

I would like to know what that number is so I can participate in the industry. The last time we had a conversation, I was informed that "when the time comes, your office will give me the number of people I need to contact so I can get out the vote over again if I want to participate.. Is this the right time? If it is, I would like the number of contacts I need to make.

Thank You,  
Eric Erickson

POB 55  
Tok, Alaska  
99780  
Ph: 907 883 5391



Eric E. Erickson  
PO Box 55  
Tok, AK 99780

PH: 907-883-5391 CPH: 907-505-0427

April 13, 2016

Dear Sir(s) and Madam(s):

My name is Eric Erickson. I live in Tok, Alaska an "unorganized" highway community with no borough or city affiliations. I am currently in the process of submitting an application for a Marijuana Retail Facility.

The regulation for an unorganized community appears to require a petition signed by 66% of permanent residents within a 5 mile radius from the post office. This places an undue burden on the applicant.

My reasoning is as follows: We just voted on ballot measure #2 and this community returned a vote of 62% for the measure. The satellite communities of Tetlin, Tanacross, Northway, Mentasta and Dot Lake returned a vote of 90% in favor. This is a matter of public record.

The additional burden of physically petitioning voters all over again and obtaining a super majority is redundant, an undue burden, and over restrictive. The premise of the original ballot measure #2 was to facilitate and implement - NOT - to obstruct and limit the people's will.

This model works well if the applicant lives in a small isolated town/village; all within walking distance of each other with a small city council. This model doesn't fit every situation in rural Alaska.

Using alcohol probation as an example; the United States and territory of Alaska voted to go wet 70+ years ago. We just had our vote to legalize cannabis some months ago. Very little has changed in this community's population demographics, since the vote on ballot measure #2. The requirement to get a super majority appears to be a double standard.

The highway communities are notorious for high unemployment, low wages and seasonal income. The current process puts undue and restrictive burden on the initial application process for those not in an organized borough or municipality.

Sincerely,



Eric E. Erickson

cc: David Talerico Alaska Rep. Dist. 6C  
Cynthia A Franklin ACB/MCB  
Kathy Tilton Alaska Rep. Dist. 12  
Kirk Schwalm, Attorney at Law  
Alaska Cannabis Institute: Kory, Kendra  
General Circulation





a River

Rectangular Shaded Area

Tanana River

5 miles

Tok

N



5 miles

Tok

1

2

Tok Junction Airport

## **Samaniego, Joe P (CED)**

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**From:** Alcohol Enforcement, CED ABC (CED sponsored)  
**Sent:** Wednesday, April 20, 2016 7:59 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** FW: transportation in S.E. Alaska

**Categories:** Red Category



**JOE BANKOWSKI**  
**INVESTIGATOR III**  
Alcohol & Marijuana Control Office  
550 W 7<sup>th</sup> Avenue, Suite 1600  
Office (907) 269-0355  
Cell (907) 782-7909  
[joe.bankowski@alaska.gov](mailto:joe.bankowski@alaska.gov)

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**From:** duane King [<mailto:duanemking2@yahoo.com>]  
**Sent:** Tuesday, April 19, 2016 9:29 AM  
**To:** Alcohol Enforcement, CED ABC (CED sponsored)  
**Subject:** transportation in S.E. Alaska

Hello

I am waiting for Wrangell to make zoning decisions for cultivation before I apply for a permit.

In the mean time I have a problem with how to send samples for testing from the Island to testing facilities?

It is my hope that the Alaska marine highway can make a agreement with the USGS for transport on the ferries, in much the same way firearms are transported.

Juneau should have a testing facility ( I hope ) before I need to have samples tested.

Are transportation plans required for samples sent for testing?

Thank you  
Duane King  
907-660-7550

**Samaniego, Joe P (CED)**

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**From:** Eric Erickson <eerickson54@yahoo.com>  
**Sent:** Wednesday, April 20, 2016 1:18 PM  
**Subject:** Petitioning for Retail Facilities - additonal map  
**Attachments:** EEErickson-new map.pdf  
  
**Categories:** Red Category

I've attached an additional map that shows the street names. It more clearly shows the canvassing area.

Thank you  
Eric Erickson



15332032

# TOK AREA STREET MAP

- Tok Roads**
- Highway
  - Main
  - Secondary
  - Third
  - Driveway
  - Cat Trail
  - Dead End
  - Proposed



Heather Kraemer  
5-7-99  
dirays/stuff/projects/tokdmap.apr



**Samaniego, Joe P (CED)**

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**From:** Lawrence Bento <vivagtv@gmail.com>  
**Sent:** Wednesday, April 20, 2016 1:52 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Marijuana Licensing Question

**Categories:** Red Category

To Whom it Concerns,

I was hoping you could shed some light on a few questions I have in reference to 3 AAC 306.360. Section 3 AAC 306.360 states that an advertisement for marijuana or a marijuana product may not contain a statement or illustration that represents that the use of marijuana has curative or therapeutic effects. Is this only in reference to our advertisement signs for our retail store? Our core model is based on the medical side of the industry, will this regulation effect the way we promote our business? We wish to use a green cross as a part of our logo, does this violate the regulation? Inside of the store itself, are we able to promote to our customers the specific healing properties of each of our products? Thank you for taking the time to review these questions.

Sincerely,  
Lawrence S. Bento



## **Samaniego, Joe P (CED)**

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**From:** Samaniego, Joe P (CED)  
**Sent:** Thursday, April 21, 2016 3:01 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Letter recieved 4/21/2016  
**Attachments:** scan.pdf

**Categories:** Red Category

**From:** [ced-pr-abc-anc-hp425@alaska.gov](mailto:ced-pr-abc-anc-hp425@alaska.gov) [<mailto:ced-pr-abc-anc-hp425@alaska.gov>]  
**Sent:** Thursday, April 21, 2016 2:46 PM  
**To:** Samaniego, Joe P (CED)  
**Subject:**

Eight bags of gold on a Field of blue,  
ALASKA'S TAX May it mean to you,  
The blue of smoke, The DRIVERS HIGH  
Marijuana Cakes, the BROWIE SIGH.

GOLDEN OIL'S of early user's dream's,  
the precious HASH of REVENUE

STREAMS  
LETHARGIC STARES in a school kids  
Eye,  
a BONG, ROACH CLIP and shining high,  
A great BIC LIGHTER,

a steady sight,  
for Glowing RED EMBER'S,

with smelly light.  
O'er land and sea a beacon bright.

ALASKA'S FLAG -- to dealers dear,  
The STONER'S flag,  
Of the LAST FRONTIER.

15 APR 2016

Good Job Alaska,

we have turned a resource rich state into an "opium den".

The Alcohol control Board just made ~~had~~ <sup>are</sup> alcohol or drinking problem before the DOPE TAX and now we have a spectrum drug problem.

No doubt we will deny responsibility and ignore the flag ditty and photo graph (there are only 2); copies will be sent various to offices in JNU

Thanks for turning our neighbors and neighbor hoods into drug money targets.

Sincerely,

admiring the malfeasance

Dan LaPlante



ANCHORAGE

AFTER  
ACB

APRIL 20 '61

25J  
5-02  
↓

Be  
the  
ACB



WALMART OLD SEWARD





1944-1945

1944-1945

1944-1945

1944-1945

**Samaniego, Joe P (CED)**

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**From:** Marijuana Licensing (CED sponsored)  
**Sent:** Thursday, April 21, 2016 3:21 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** FW: Petitioning for Retail Facilities - additonal map  
**Attachments:** EEErickson-new map.pdf

**Categories:** Red Category

One more document to include in Eric Erickson's email.

-Jane

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**From:** Eric Erickson [<mailto:eeerickson54@yahoo.com>]  
**Sent:** Wednesday, April 20, 2016 1:18 PM  
**Subject:** Petitioning for Retail Facilities - additonal map

I've attached an additional map that shows the street names. It more clearly shows the canvassing area.

Thank you  
Eric Erickson

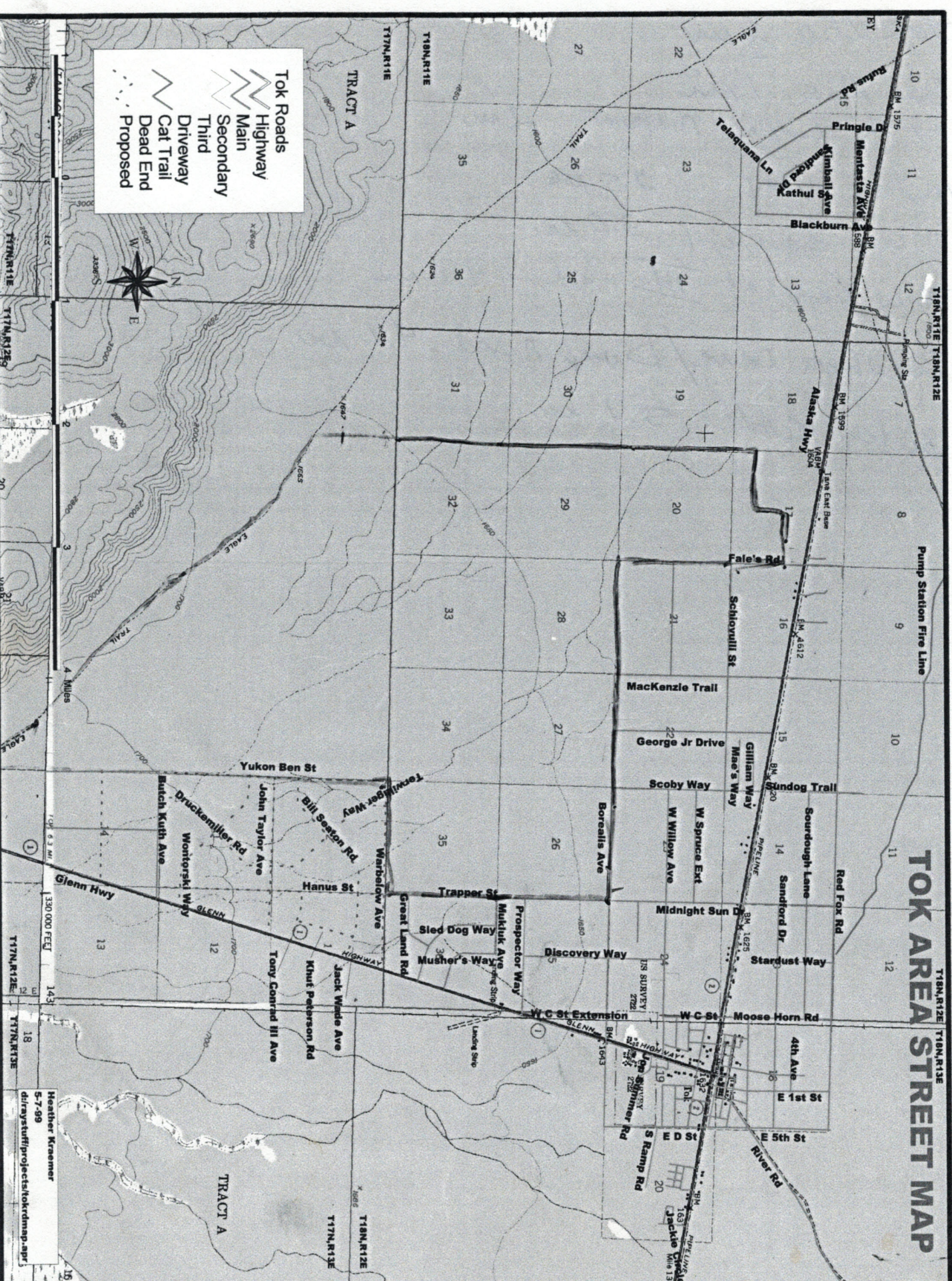


15332032

# TOK AREA STREET MAP

**Tok Roads**

- Highway
- Main
- Secondary
- Third
- Driveway
- Cat Trail
- Dead End
- Proposed



Heather Kraemer  
5-7-99  
diraysstuff/projects/tokdmap.apr



**Samaniego, Joe P (CED)**

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**From:** Patty Varra <pvarra3@gmail.com>  
**Sent:** Tuesday, April 26, 2016 7:28 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Jason Harder

**Categories:** Red Category

I'm writing to you to voice my deep concern that Jason Harder is applying for 3 AAC 306.400 (1) for Marijuana cultivation in the copper valley area. The area Jason is thinking about is really close to my daughter house and we are concerned people will continually go to the wrong property plus it's a really bad idea to have that type of Marijuana farm in our small community. I'm firmly against any one having a marijuana farm in the copper valley area period. I realize he wants to make a living but he needs to do something else. Please denie his application for a Marjuana cultivation farm anywhere in the copper valley area. Thank you for your time.

Sincerely

Patricia Varra

## **Samaniego, Joe P (CED)**

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**From:** Katie Davies <kdavies@BHB.com>  
**Sent:** Tuesday, April 26, 2016 10:13 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Landlord/tenant question re: eviction and possession of MJ

**Categories:** Red Category

Good morning,

I am doing research on behalf of a client who is interested in renting property to an individual who is planning on operating a marijuana retail facility.

Assume this individual obtains a license and starts operating their retail store, but eventually defaults on the lease for back rent. Landlord evicts tenant and puts a pad-lock on the door until tenant pays rent. Landlord does not have an interest in the marijuana (i.e., not on the license), what should they do with the marijuana until the tenant pays? They are technically breaking State and local law because they are in possession of an amount that requires a license. Also, if the tenant doesn't pay, should the landlord call local law enforcement to take possession of the marijuana?

Thanks in advance!

Katie Davies

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Katie Davies  
Birch Horton Bittner & Cherot  
1127 West 7th Ave | Anchorage AK 99501  
Tel 907.263.7234 | Main 907.276.1550  
[kdavies@bhb.com](mailto:kdavies@bhb.com) | [www.birchhorton.com](http://www.birchhorton.com)  
Bio | vCard

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## **Samaniego, Joe P (CED)**

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**From:** Howard Hollister <cole@acpac.org>  
**Sent:** Tuesday, April 26, 2016 4:46 PM  
**To:** bruce.schulte@alaska.gov; loren.jones@alaska.gov; brandon.emmett@alaska.gov; mark.springer@alaska.gov; peter.mlynarik@alaska.gov; Calder, John P (CED); Marijuana, CED ABC (CED sponsored); Franklin, Cynthia A (CED)  
**Subject:** Re: Marijuana Handler Permit Course Providers and On-Site Consumption Endorsement  
**Categories:** Red Category

Dear Chair Schulte, Members of the MCB, and AMCO staff;

I apologize for the last minute sending of this commentary, and hope you have time to review our organization's positions on the subject matter before your discussions on Wednesday. The meeting packet only became available on Sunday evening for us to review and discuss with key members. We feel it is very important that additional voices that are hands-on working in the trenches to create, and make viable, this new industry have the opportunity to participate in the formulation of the regulations that will affect us so much more than the drafters and regulators. We would like to point out again our long standing position that industry representatives should be involved in the drafting of all regulations and legislation that affects this new industry, especially since, other than AMCO, very few people in state government know anything at all about this industry. We offer the example of the cooperation that existed between the Fairbanks North Star Borough and representatives of the cannabis industry to draft the most practical and supportive ordinances and zoning regulations in the state.

Below are our specific comments on each of the 3 consumption venue proposals. It appears that some members of the board had early access to AMCO's draft while others may not have. I preface the comments on the consumption venue endorsement by saying we commend Director Franklin for coming up with this solution to the overwhelming public comment in support of consumers having legal locations to enjoy each others company while consuming cannabis and cannabis products. However, with such strict guidelines and regulations already in place governing retail marijuana stores, this should be a simple add-on endorsement for an additional fee. The KISS principle is the best approach here despite AMCO's love of creating overly detailed and complex regulations. We strongly endorse Chairman Schulte's proposal and approach to setting up a reasonable, practical framework for these venues.

Tab 21A AMCO Proposal:

- First off, this is in way more depth and detailed than is necessary. The Onsite Consumption endorsement should be exactly that, an add-on endorsement to the Retail

Store license for an additional fee. AMCO's is 4.5 pages long, and Bruce covered it just fine in one.

- 3 AAC 306.365 - combine (b) and (b)(1) into one sentence, and eliminate all of (b) (2) and (3). Most of that is covered in the Retail Store application already, and the rest can be covered well the way Bruce wrote it up.
- (c) We'll just add to our opinion on all of the licensing fees for cannabis businesses being so much higher than alcohol and for only one year. It's just wrong.
- (d) We are not sure what to think about this one giving local government a second crack at messing with a business.
- (f) Need some clarity on this clause. Take out the word 'only' in the first sentence. Change 'HVAC' to 'ventilation' system - this is only semantics but we don't want it in writing that the café would have to have a full on separate Heating, Ventilation, and Air Conditioning system of its own.
- (f)(1-3) These limits are arbitrary as individual consumers vary substantially in their tolerances to cannabis - more so than with alcohol. There are no limits on individual consumption in an alcohol bar. I know some members of the board do not agree with calling the café consumption area a bar, but certain attributes function the same. The limits set here will be more acceptable as long as the statement 'in a single transaction' remains and does not preclude additional transactions while the consumer remains in the café, just like in any other bar or restaurant. There is no reason a tourist or local cannot come into the café, buy a joint, enjoy a performer or ball game, and choose to choose to share another one with friends until the game is over.
- (f)(4&5) These are both great. I thought I should point out something that is fine as written.
- (g)(1) This is ok to destroy unconsumed pot as long as it was forgotten and left behind, and that the consumer is allowed to take their purchases with them in proper packaging when they leave. (2) this is fine, but was already addressed in (f) above.
- (h)(4) This clause needs to include language that allows the consumer to bring product into the café that was just purchased onsite in the retail store. That is the whole point of the café, that consumers can buy in the store, and have a public place to consume it. It is great that they can also buy in the café, but if they can save money buying up to the allowed transaction limit for a better price in the store, they should be equally allowed to bring it into the café. I understand they are looking at the alcohol regulations here where you can't bring your own liquor or beer into a bar, but this scenario is not the same, and is unique to Alaska from any other legal marijuana state. The store and café are the same facility, and this is one area where alcohol and marijuana cannot be treated in the exact same fashion. This does not mean a consumer can bring cannabis into the store and café that was not purchased there on that same visit.
- (h)(6) Delete the phrase 'already possessing marijuana or marijuana product' from this sentence. This is for the same reason stated in (h)(4) - a consumer who is not in possession of an amount of product exceeding the transaction limits set in 3 AAC

306.355, and purchased the product in their possession in the store or café on that visit, is not violating any law or regulation.

- (i) \*\*This is the big one. This clause must be stricken for the following reasons: 1. Most important is the matter of the consumer's safety, this clause encourages overconsumption. A person may be at their personal limit, but doesn't want to leave their remaining joint, edible, or concentrate so they finish the rest of the product. Especially with edibles and concentrates which take longer to affect a person, the consumer could later suffer a very unpleasant experience. 2. The issue of 'open container' as it applies to alcohol does not apply with cannabis as long as the consumer complies with the requirements for transporting their cannabis. A person cannot be prohibited from taking their 'doggy bag' of unconsumed cannabis product home while allowing retail sales to that same person in another part of the store - it does not make sense. 3. This restriction places an unnecessary, and possible dangerous, burden on store employees to monitor and stop consumers from taking their purchases with them. 4. This clause will inhibit the success of consumption cafés by discouraging the public from wanting to enter and purchase cannabis products that they would have to forfeit.

#### Tab 21B Schulte Proposal:

- (a)(2) This rule does not apply to alcohol. There is not a valid reason for this restriction to apply to cannabis which is legal to consume in Alaska. A consumption café will be as legal as an outdoor venue at a bar or restaurant where consumers can enjoy their alcoholic beverages. Since consumers will not be allowed to consume cannabis in any public place other than a licensed retail store with a consumption endorsement, those consumers should be allowed the same right to enjoy their product on an outdoor deck as they would their beer at the bar or restaurant down the street. This is purely a response to regulate moral sensibilities, rather than an independent secular government decision.
- (c)(1) Because at this time there cannot be standalone consumption venues, and the cafés are part of the retail store, a consumer should be allowed to purchase their products and consume them at that facility.
- (c)(2) Kudos to Bruce for taking this position.

#### Tab 21C Mlynarik Proposal:

- (c) This is an impractical and unreasonable requirement which could put an undue and unnecessary burden on an owner to comply with it. As with federal ADA requirements, they cannot place that type of burden on a small business owner. In addition, there is not a similar requirement for restaurants and bars. Further, in the clause preceding this one, the café is required to have a ventilation system adequate to remove cannabis smoke from the air. None of our professionals want to see the stereotype of the smoky opium dens of earlier times that the author appears to envision.
- (d) As stated previously, since standalone consumption facilities are not allowed and are a part of the retail store license, the consumer should have the right and opportunity to



purchase products in both the café and the store and consume them onsite if they choose.

- Next Section (a)(2) Delete this clause. It has been addressed in other areas in regards to recognizing and not serving persons that have overindulged in alcohol, cannabis, or a controlled substance. In actual fact, consumers will purposely come to the café to consume and be under the influence of marijuana and marijuana products. Without measureable thresholds, and methods to test for it, what constitutes over-consuming and being under the influence of cannabis?
- (a)(3) Even on a per transaction basis these limits are way too low, and I suspect Peter wants this to be a total purchase per visit limit, not per transaction. These are arbitrary amounts that, as stated previously, cannot be applied to individuals with widely varying tolerance ranges for cannabis. Alcohol bars do not have similar limits on the amounts they serve patrons. Stores will still have the obligation to not over-serve consumers.
- (d) As just stated in (a)(2) above 'under the influence' needs to be more clearly defined to refer to persons that have over-consumed, are inebriated, or out of control. It is very difficult even for trained law enforcement officers to determine if a person has over-consumed marijuana. Most importantly, consumers come to the café to be 'under the influence' of cannabis, but that does not constitute over-consumption in a legal sense.
- (e) Clarify this restriction. As it stands, no one, including employees, are allowed to consume in the retail store itself. If referring specifically to the café area, then this restriction can not apply to employees who are off duty. There are already regulations in place prohibiting employees from consuming cannabis inside of or within 20' of the entrance of any cannabis facility.
- Delete this clause entirely for all the reasons stated previously for the same restriction in the AMCO proposal section above. As Bruce stated, consumers must be allowed to take all purchases home as long as contained in the proper packaging.
- Peter's Final Restriction. (a) This regulation needs to be corrected by adding a phrase for the regulation to read "Any marijuana or marijuana product that is purchased by a consumer in the marijuana consumption area, but is not consumed by the consumer, 'nor taken from the premises by the consumer,' shall be disposed of as required by 3 AAC 306.740."

#### Marijuana Handler Permit Course Providers:

To spare you, we

will not go into every detail about each of the handler permit training providers. We did look at every one of them, and some of the programs are like taking a semester long college course and final exam just for an employee to work trimming or selling buds. It would have been good if Charr had weighed in to offer a course just like their TAPS training program. Their course

offering is the perfect example and format for setting up the Marijuana Handler Permit training. It was also hoped that the Alaska Marijuana Industry Association, as the industry's leading professional business association, would have followed Charr's example to offer this course and other training to their members and all persons involved in the industry. Of the existing applicants, we think Strainwise University's offering was the clear winner. That is followed by the Alaska Cannabis Institute's program, then Kimberly Kole's course. Most vendors have way too much extraneous legal stuff in their programs and many of the tests are too comprehensive or complex. We are aware everyone involved in the industry has to take the training, but it is supposed to be just like the alcohol training requirement. Employees don't need to learn the entire legal and regulatory framework, and business owners should all already know it. This permit is an excellent idea to provide all employees of cannabis businesses statewide and basic understanding of the commodities they are dealing with and the legal rules they have to follow. It is supposed to enhance the employees abilities, and protect public health and safety. It should not be an obstacle to the industry hiring qualified employees, nor prevent prospective employees from being able to obtain well paying year round employment in what could easily be a career job.

We believe AMCO should have set more clearly defined guidelines for what the vendors had to include in their course offerings. Specifically, there should have been course time limits, test specifications, and fee parameters.

Once the course program is selected and refined, it should be standardized and the best vendors selected to all offer the same course statewide.

Following are our recommendations for course guidelines for consideration:

- It is still not too late to standardize the course, and choose the most qualified vendors to offer it.
- The course has to be offered online, with in-person classroom training optional.
- Cost should definitely be

no more

than \$

5

0 (we think \$50 is good - Charr is \$35).

- Time required - no more than 4 hours total (Charr is 2.5-3.5hrs.- one vendor required 20 hrs.).
- Tests should be no more than 25-30 questions (one vendor had 200 on the final). Questions should all multiple choice or True/False (one vendor had all short answer and essay). The passing grade on tests should be 75%.

- If you fail the test, it should be like the drivers license written exam, you have to wait 1-3 days to study the course materials and retake the test. You can do that as many times as required to pass. (One vendor gave you one retake, then said you had to pay to take the whole course again).
- There should be the same 30 day grace period for new employees to get their permit as there is for alcohol's TAPS card.
- Permits should be good for 3 years, and renewals are by test only, not retaking the training course unless a person wanted to voluntarily.

Thank you for considering our comments and recommendations as you advance these important industry decisions. As always, we thank every one of you for your dedication and service, and acknowledge the incredible job that Cindy, Sarah, John, and all of the AMCO staff have done for the past year and a half.

With sincere respect,

*Cole Hollister*

Chairman

**ACPAC**

Alaska Cannabis PAC

3264 Riverview Drive

Fairbanks, AK 99709

Email: [cole@acpac.org](mailto:cole@acpac.org)

Phone: [\(907\) 322-9575](tel:(907)322-9575)

**Samaniego, Joe P (CED)**

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**From:** Mystiek Lockery <mystiekforstatesrights@yahoo.com>  
**Sent:** Wednesday, April 27, 2016 2:35 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** April 27, 2016 Board meeting  
  
**Categories:** Red Category

Dear Members of the Marijuana Control Board,

As you come together for this next session, I would like to ask each of you to please remember that every single thing does not need to be micro managed. I hope you go into it with the mindset that less regulation is better. Please do not strangle this newly emerging industry by trying to control every single detail about it. The best thing you can do is let the industry begin with as little regulation as you can. If there arises a need, then you can put more regulations in place, but overwhelming these businesses before they even have a chance to come into existence is not fair to them, and is not necessary. Please, I beg of you, do not bury this industry in red tape, and regulations.

Sincerely,  
Mystiek Lockery

## Samaniego, Joe P (CED)

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**From:** Jim Dyer <jim@jkdbands.com>  
**Sent:** Wednesday, April 27, 2016 8:16 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Questions - Regulations & Procedures

Dear MCB Members & Staff:

My name is Jim Dyer, and I have a few questions centered around packaging and labeling. I believe that clarification regarding these points will save everyone considerable time and money. My questions are listed below; thank you for taking the time to read and consider these points.

Sincerely, Jim

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### POINTS FOR CLARIFICATION

- 3 AAC 306.475 (b) Written Disclosure – to “Whom” and “How”?
  - Soil amendment, fertilizer, and other crop production aid
  - Test facility & test resultsTo “Whom” and “How” is this written disclosure to be made?
- 3 AAC 306.475 (e) Is there an explicit requirement to place “Test Label” information on each Commercial Package? (It appears that the regulations only require this information to be affixed to the tamper-evident transport container.)
- 3 AAC 306.470 (d) (1) The “tamper-evident shipping container” procedure needs clarification. Tamper-evident seals; serialized “seal numbers”, enter numbers on manifest?
- 3 AAC 306.470 (d) (3) Manifest “form” and “procedure” details are needed.
- 3 AAC 306.345 (b) (2) Procedure is needed for precisely “how” to derive the total milligrams of THC in each commercially packaged product.
- 3 AAC 306.310 (6) “ . . . Expiration date shown on label . . . ” *-not mentioned elsewhere in the regulations.*
- Does the Franwell/METRC tracking number and/or bar code need to appear on each commercial package? (Or, just on the larger “bulk” package containing the individual commercial packages?)
- Can the Harvest Batch Number be the same as [identical to] the Franwell/METRC tracking number?
- Is the marijuana “strain” name required to be displayed on each commercial package?

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## **Samaniego, Joe P (CED)**

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**From:** K, E, & E Martin <keeconstructionllc@yahoo.com>  
**Sent:** Wednesday, April 27, 2016 8:18 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Fw: Marijuana Control Board Regulations

**Categories:** Red Category

AMCB please add this letter to your Meeting today. Please respond to our concerns about the Resident issues we wish you would change. If you wish our testimony call us prior to your board Meeting today. Thanks, Ed & Kathy Martin 907-252-7857

KEE Construction, LLC

----- Forwarded Message -----

**From:** "K, E, & E Martin" <keeconstructionllc@yahoo.com>  
**To:** "chris.hladick@alaska.gov" <chris.hladick@alaska.gov>  
**Sent:** Friday, February 26, 2016 6:00 PM  
**Subject:** Marijuana Control Board Regulations

To: Chris Hladick , Commissioner of Commerce, Community & Economic Development

We became aware of the Regulations (3 AAC 306) created and filed by the Marijuana Control Board on February 21, 2016 three days ago. We were immediately concerned with (2) "resident of the state" means a person who meets the residency requirement under AS [43.23](#) for a permanent fund dividend in the calendar year in which that person applies for a marijuana establishment license under this chapter.

Edward D. Martin, Jr. had accepted a job working for the military in Hawaii back in December of 2004 and we bought a second home in Hawaii at that time. Both he and Kathleen were denied the 2003 checks (and subsequent checks) on the basis that we cannot prove we intend to remain Alaska residents. One CANNOT legally prove an "intention." However, the fact remains that we maintain our primary residence in Alaska and we continue to spend more time in Alaska than in Hawaii every year. Just because we are now "snow birds" does not mean we are no longer residents of Alaska. Our intention is obvious to us as we keep returning.

We are also contractors in Alaska and that is where we make our living.

### **AS 43.23.095. Definitions.**

In this chapter,

(7) "state resident" means an individual who is physically present in the state with the **intent** to remain indefinitely in the state under the requirements of AS [01.10.055](#) or, if the individual is not physically present in the state, intends to return to the state and remain indefinitely in the state under the requirements of AS [01.10.055](#) ;

### **AS 01.10.055. Residency.**

(a) A person establishes residency in the state by being physically present in the state with the intent to remain in the state indefinitely and to make a home in the state.



- (b) A person demonstrates the intent required under (a) of this section
- (1) by maintaining a principal place of abode in the state for at least 30 days or for a longer period if a longer period is required by law or regulation; and
- (2) by providing other proof of intent as may be required by law or regulation, which may include proof that the person is not claiming residency outside the state or obtaining benefits under a claim of residency outside the state.
- (c) A person who establishes residency in the state remains a resident during an absence from the state unless during the absence the person establishes or claims residency in another state, territory, or country, or performs other acts or is absent under circumstances that are inconsistent with the intent required under (a) of this section to remain a resident of this state.

We admit that we spend winters in Hawaii now, but we always spend more time in Alaska than in Hawaii. We keep our voter registration in Alaska and we keep our Alaska drivers' licenses. Alaska has been our home base since 1965.

We and all other snow birds technically do not meet the residency requirements because we do not intend to remain in the state *indefinitely*; we intend to spend part of every winter in a warmer climate.

Now, that being admitted, we are being denied the opportunity to apply for a marijuana growing establishment. Having already lost our PFDs, we feel we are being treated like second class citizens. We have to be a resident of somewhere. Alaska is our principal home and has been for decades.

Secondly, the Governor had good intentions creating and approving this board, but they have not been vented and approved by the Senate & House Labor and Commerce Committees, and voted upon for their position by the full house of the Legislature in joint session to avoid violations of the Ethics Act (AS 39.52.220 and 9 AAC 52.120). So the Marijuana Control Board has introduced regulations before they have been formally approved for their positions and adequately vented for any conflicts of interest.

We ask your kind and thoughtful consideration in rectifying these matters at once. We believe these regulations were improperly promulgated and furthermore violate our civil liberties, both Federal and State and should be corrected immediately.

If in fact it is proved through the venting process that at least one member of this board is rejected than those regulations were not voted upon properly and should be rejected immediately.

The initiative we voted for and the enabling legislation addressed no issue with regard to residency, so on the face of the regulations themselves they are arbitrary and capricious with regards to our civil liberties. Furthermore, through the initiative and the Legislative Act deadlines were established and well known for enactment of regulations, and yet the Governor and the Legislature have failed in their duties to confirm these appointees prior to official duties to promulgate regulations. As we see it, not only do they violate our civil liberties, but if allowed will establish a despot precedent and rule making that effect individual liberties.

We have been told by the Governor's office, the Lt. Governor's office, the staff of the Alcohol and Marijuana Control Board, and the chairman of the Control Board, Bruce Schulte, that the Governor has no control in changing the regulations as they are now. Question: has the Governor relinquished his power to these appointees who are unwilling to change the regulation at their earliest convenience? Should they even be involved since we don't recognize them as being lawful at this time?

In our eyes the Governor and the Legislature had plenty of time to properly vent and confirm these people prior to the deadline established by law and roll out of this program by proper regulations. Why didn't it happen?

Sincerely,

Edward D. Martin, Jr. (907)252-7857

Kathleen A. Martin (907)252-8163

Returning to Alaska May 1, 2016

**Samaniego, Joe P (CED)**

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**From:** Patty Varra <pvarra3@gmail.com>  
**Sent:** Wednesday, April 27, 2016 9:51 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Jason Harder

**Categories:** Red Category

Thanks I will be signing the petition that going around our little community, objecting to Jason Harder application. I appreciate you sending me that information.

Sincerely,

Patricia Varra

On Tue, Apr 26, 2016 at 7:28 AM, Patty Varra <[pvarra3@gmail.com](mailto:pvarra3@gmail.com)> wrote:

I'm writing to you to voice my deep concern that Jason Harder is applying for 3 AAC 306.400 (1) for Marijuana cultivation in the copper valley area. The area Jason is thinking about is really close to my daughter house and we are concerned people will continually go to the wrong property plus it's a really bad idea to have that type of Marijuana farm in our small community. I'm firmly against any one having a marijuana farm in the copper valley area period. I realize he wants to make a living but he needs to do something else. Please denie his application for a Marijuana cultivation farm anywhere in the copper valley area. Thank you for your time.

Sincerely

Patricia Varra

## **Samaniego, Joe P (CED)**

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**From:** K, E, & E Martin <keeconstructionllc@yahoo.com>  
**Sent:** Wednesday, April 27, 2016 10:46 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Fw: Fwd: Kathleen Martin - MCB

**Categories:** Red Category

AMCB Please address our resident issue at this meeting. Thanks, Kathy Martin

KEE Construction, LLC

----- Forwarded Message -----

**From:** "K, E, & E Martin" <keeconstructionllc@yahoo.com>  
**To:** "marijana@alaska.gov" <marijana@alaska.gov>  
**Sent:** Wednesday, April 27, 2016 6:22 AM  
**Subject:** Fw: Fwd: Kathleen Martin - MCB

AMCB please add this email to your meeting today and respond accordingly. Ed & Kathy Martin

KEE Construction, LLC

----- Forwarded Message -----

**From:** "Franklin, Cynthia A (CED)" <cynthia.franklin@alaska.gov>  
**To:** "keeconstructionllc@yahoo.com" <keeconstructionllc@yahoo.com>  
**Cc:** "Mattson, Linda J (CED)" <linda.mattson@alaska.gov>  
**Sent:** Wednesday, March 2, 2016 10:47 AM  
**Subject:** Fwd: Kathleen Martin - MCB

Dear Mrs. Martin,

I have received your correspondence regarding the residency requirement for marijuana licenses encompassed in 3 AAC 306.015(e)(2).

By way of history, this requirement along with the remainder of Article 1 was submitted multiple times for written comment from the public and the board heard verbal comment on all articles for two full days in October of 2015.

The board met 15 times in 2015 on the regulations project and debated the residency requirement at several of those meetings. Much time, effort, thought and work from many people went into this and all of the marijuana regulations. The experiment of legalized marijuana at the state level is bound by considerations related to keeping the federal government from enforcing the criminal nature of these activities at the federal level. This illegality created many important considerations for the board to keep the marijuana industry in state and solely for Alaska at this time.

The board was appointed by the Governor in late June of 2015. The legislature was not in session but the ballot measure passed by the people required the rules to be completed by November 24, 2015.

The Department of Law found legal precedent for the board to complete the work even before confirmation due to the statutory requirement voted for by the people of Alaska.

The board will continue its difficult work of setting up an industry from scratch that remains illegal at the federal level. Thank you for your interest and concern.

Cynthia Franklin  
Director  
Marijuana Control Board

We became aware of the Regulations created and filed by the Marijuana Control Board on February 21, 2016 three days ago. We were immediately concerned with (2) “resident of the state” means a person who meets the residency requirement under AS 43.23 for a permanent fund dividend in the calendar year in which that person applies for a marijuana establishment license under this chapter.

Edward D. Martin, Jr. had accepted a job working for the military in Hawaii back in December of 2004 and we bought a second home in Hawaii at that time. Both he and Kathleen were denied the 2003 checks (and subsequent checks) on the basis that we cannot prove we intend to remain Alaska residents. One CANNOT legally prove an “intention.” However, the fact remains that we maintain our primary residence in Alaska and we continue to spend more time in Alaska than in Hawaii every year. Just because we are now “snow birds” does not mean we are no longer residents of Alaska. Our intention is obvious to us as we keep returning.

We are also contractors in Alaska and that is where we make our living. We admit that we spend winters in Hawaii now, but we always spend more time in Alaska than in Hawaii. We keep our voter registration in Alaska and we keep our Alaska drivers’ licenses. Alaska has been our home base since 1965.

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Now, that being admitted, we are being denied the opportunity to apply for a marijuana growing establishment. Having already lost our PFDs, we feel we are being treated like second class citizens. We have to be a resident of somewhere. Alaska is our principal home and has been for decades.

Secondly, the Governor had good intentions creating and approving this board, but they have not been vented and approved by the Senate & House Labor and Commerce Committees, and voted upon for their position by the full house of the Legislature in joint session to avoid violations of the Ethics Act (AS 39.52.220 and 9 AAC 52.120). So the Marijuana Control Board has introduced regulations before they have been formally approved for their positions and adequately vented for any conflicts of interest.

We ask your kind and thoughtful consideration in rectifying these matters at once. We believe these regulations were improperly promulgated and furthermore violate our civil liberties, both Federal and State and should be corrected immediately.

If in fact it is proved through the venting process that at least one member of this board is rejected than those regulations were not voted upon properly and should be rejected immediately.

The initiative we voted for and the enabling legislation addressed no issue with regard to residency, so on the face of the regulations themselves they are arbitrary and capricious with regards to our civil liberties. Furthermore, through the initiative and the Legislative Act deadlines were established and well known for enactment of regulations, and yet the Governor and the Legislature have failed in their duties to confirm these appointees prior to official duties to promulgate regulations. As we see it, not only do they violate our civil liberties, but if allowed will establish a despot precedent and rule making that effect individual liberties.

We have been told by the Governor's office, the Lt. Governor's office, the staff of the Alcohol and Marijuana Control Board, and the chairman of the Control Board, Bruce Schulte, that the Governor has no control in changing the regulations as they are now. Question: has the Governor relinquished his power to these appointees who are unwilling to change the regulation at their earliest convenience? Should they even be involved since we don't recognize them as being lawful at this time?

Kathleen Martin  
9072528163  
[keeconstructionllc@yahoo.com](mailto:keeconstructionllc@yahoo.com)  
PO Box 521  
Cooper Landing, Ak 99572





**Samaniego, Joe P (CED)**

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**From:** Jim Neal <harleydavidson\_57@hotmail.com>  
**Sent:** Wednesday, April 27, 2016 11:59 AM  
**To:** Marijuana, CED ABC (CED sponsored); Jim Neal

What permits are required for selling marijuana seeds in AK?  
thanks, Jim Neal, [@ harleydavidson\\_57@hotmail.com](mailto:harleydavidson_57@hotmail.com)

**Samaniego, Joe P (CED)**

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**From:** Christopher Wilhelm <ketchikanwilhelm@yahoo.com>  
**Sent:** Thursday, April 28, 2016 9:14 AM  
**To:** Marijuana, CED ABC (CED sponsored); Tia Wilhelm  
**Subject:** testing

**Categories:** Red Category

Hello John,

I assume that you are aware the Ketchikan Boro assembly has required that any applicants for local MJ grow permit (a zoning permit) provide a detailed description of how the marijuana will be tested not using air/sea routes for transportation.

This is a particularly difficult issue due to our isolated location.

Did the board meeting yesterday resolve any of this? According to the Cole memorandum, we should be able to fly a small sample anywhere within the state for testing. Similar to law enforcement testing of narcotics and other illegal substances, MJ does not present any physical threat to the safe operation of the aircraft, and could be sent using USPS or common carrier such as Fedex, e.g.

Please reply with any direction you may have for how to proceed with testing in a labless area.

Thank you.

Christopher Wilhelm  
PO Box 9463  
Ketchikan, AK 99901

**Samaniego, Joe P (CED)**

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**From:** Jim Neal <harleydavidson\_57@hotmail.com>  
**Sent:** Thursday, April 28, 2016 9:50 AM  
**To:** Marijuana, CED ABC (CED sponsored)

Hey, I'm still looking for information on what permits are required to sell marijuana seeds in AK.  
thanks, Jim Neal, e-mail; harleydavidson\_57@hotmail.com



**Samaniego, Joe P (CED)**

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**From:** Marijuana Licensing (CED sponsored)  
**Sent:** Thursday, April 28, 2016 2:11 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** FW: Application 10002

**Categories:** Red Category

*Thank you,  
AMCO Staff*

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**From:** Amy [mailto:amytuma@hotmail.com]  
**Sent:** Thursday, April 28, 2016 10:46 AM  
**To:** Marijuana Licensing (CED sponsored)  
**Subject:** Application 10002

Now that handler courses have been approved, how soon can we take them? I know ms kole website is in sandbox right now and is ready with your go ahead-

Also PLEASE fwd this to all AMCO STAFF and Board members, we in the MAT SU valley need your support, the assembly is using excuses and blaming the amco board for not being ready and using it as a reason for the moratorium. If we could have at least one board member, or AMCO staff to reassure the assembly that the regulations are in place and that the system has zoning standards and a thorough application process, they may feel different.

The meeting is in Palmer at 6pm on May 3rd at 350 East Dahlia Ave.

We appreciate all your work, and thank you for patience (especially with all the idiots out there, but we in the industry are battling our own idiots too!)

Thanks  
Amy Tuma  
Secretary -Evergreen Marijuana Producers

**Samaniego, Joe P (CED)**

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**From:** Steven Briody <whaleycooper@gmail.com>  
**Sent:** Thursday, April 28, 2016 4:12 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Tracking Seeds

Hi,  
I am in the process of applying for a cultivators license and had a question about the tracking system and bringing in new strains after the initial plants have been tracked. My main question is about seeds, can I introduce new seeds into our crop after the tracking system has been implemented? Will the tracking system include seeds so I can enter all the ungerminated seeds I have from the beginning of the tracking? Thank you for your time,  
Steven

**Samaniego, Joe P (CED)**

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**From:** Taiya Thompson <taiya07@hotmail.com>  
**Sent:** Thursday, April 28, 2016 6:25 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Security system  
  
**Categories:** Red Category

We are looking into our security system, just curious if the playback has to be a continuous 24/7 recording? Or is motion censored recording okay?

-Taiya Thompson  
With Frosted Roots



**Samaniego, Joe P (CED)**

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**From:** Support Team <info@medicalmarijuanaunited.com>  
**Sent:** Friday, April 29, 2016 10:52 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Marijuana Handler Permit Course Education Provider Application  
**Attachments:** AlaskaMJ10.pdf; AKBusinessLicenseFinal.pdf; AK Course Overview.pdf  
  
**Categories:** Red Category

Hello,

Please find attached Form MJ-10, our Alaska Business License, and our Course Overview for your consideration.

Jeremy Bufford  
President, MMU  
[www.MedicalMarijuanaUnited.com](http://www.MedicalMarijuanaUnited.com)  
(888) 510-5524

**Samaniego, Joe P (CED)**

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**From:** Tvenge, Mike <mtvenge@city.kodiak.ak.us>  
**Sent:** Friday, April 29, 2016 11:03 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Local Option

**Categories:** Red Category

If a municipality does not yet have in place a decision to allow or opt out of any one of the available license options, providing the application is approved by the State does this applicant then receive the license?  
Thank you for taking my question?

Mike Tvenge  
Deputy City Manager  
City of Kodiak AK 99615  
907-486-8640

**Samaniego, Joe P (CED)**

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**From:** Keith Searles <kasearles@denalismoke.com>  
**Sent:** Friday, April 29, 2016 1:44 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Approved Marijuana Handler courses  
  
**Categories:** Red Category

I would appreciate it if you could tell me which organizations were approved to provide Marijuana Handler Permit courses.

Thank you in advance.

Sincerely,  
Keith Searles  
kasearles@denalismoke.com



**Samaniego, Joe P (CED)**

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**From:** Jim Neal <harleydavidson\_57@hotmail.com>  
**Sent:** Friday, April 29, 2016 1:57 PM  
**To:** Marijuana, CED ABC (CED sponsored); Jim Neal

I am trying to find out about permits for selling marijuana seeds in AK. I hope someone can provide me with that information or tell me who to contact. Respond to me, Jim Neal @ [harleydavidson\\_57@hotmail.com](mailto:harleydavidson_57@hotmail.com)

## Samaniego, Joe P (CED)

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**From:** Patricia Patterson <info@luckyraven.com>  
**Sent:** Saturday, April 30, 2016 2:38 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** coupon question

Dear Sir or Madam,

I have a question concerning coupons and retailers.

In regulations...Page 44. 3 AAC 306.360 (d). **A marijuana store may not use giveaway coupons as promotional materials.** The term 'Use giveaway coupons' is unclear. This not a term used in the retail business.

In retail there are 2 types of coupons:

1. To give away and/or redeem an **in- house coupon**. An in-house coupon is created by the retailer(s). This coupon can discount a specific item up to 100% off. Cost of this coupon is paid entirely by the retailer. Therefore, a coupon that offers a discount up to 99% off is not giving away anything. It is only reducing the total cost to the customer. For reference, we Alaskans see these orange coupons hanging on hooks under products at Fred Meyers.

2. To give away and redeem a **manufacturer coupon**. This coupon is created by the manufacturer(s). This coupon can discount a specific product that sells the manufacturer products. This coupon is discounted at retail for up to 100% off. The cost of this coupon is reimbursed to the retailer or, in other words, paid for by the manufacturer. Therefore, nothing is given away or discounted by the retailer. For reference, these are the most common coupon in the retail industry. They are often in newspapers flyers, mailed to us directly or are an app on a smart phone.

Since your regulation is only concerned with products being given away. My interpretation is of **3 AAC 306.360 (d)** all types of coupons are legal as long as they are not 100% off. Question, is my interpretation correct?

I'd like to point out. There is a legal precedent for this type of restriction in Federal law. As of 2009, no manufacturer or retailer can create coupons that give away cigarettes for promotional reasons. It is legal for retailers to honor both in-house and manufacturer coupons for discounts, as long as it is not for 100% off.

Thank you  
Patricia Patterson  
Kenai AK  
907-398-0202

**Samaniego, Joe P (CED)**

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**From:** redpoll123-kak@yahoo.com  
**Sent:** Monday, May 02, 2016 1:29 PM  
**To:** Marijuana Licensing (CED sponsored); Marijuana, CED ABC (CED sponsored)  
**Subject:** "Received Marijuana Applications" pdf is incomplete, missing info

**Categories:** Red Category

Hello,

The pdf file "Received Marijuana Applications - last updated 4/29/2016" on the Alcohol & Marijuana Control Office web page <https://www.commerce.alaska.gov/web/amco/> is missing information.

The pdf file is  
<https://www.commerce.alaska.gov/web/portals/9/pub/MCB/OtherResources/MJinitiatedapplist1.pdf>.

The current file linked from "Received Marijuana Applications - last updated 4/29/2016" does not have the business physical addresses or city.

The previous "Received Marijuana Applications" did have business physical addresses.

## **Samaniego, Joe P (CED)**

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**From:** Drew Jones <Drew@regal-north.com>  
**Sent:** Tuesday, May 03, 2016 10:13 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Cannabis Cultivation

**Categories:** Red Category

Can you tell me what the zoning requirements are for Cannabis Cultivation in Anchorage?  
Is it limited to I1 & I2?

Regards,

Drew Jones  
Business Liaison  
Regal North Commercial  
910 W. 2nd Avenue  
Anchorage, AK 99501  
Direct: 907.330.9477  
Office: 907.276.6784  
[www.Regal-North.com](http://www.Regal-North.com)  
[Drew@Regal-North.com](mailto:Drew@Regal-North.com)



**Samaniego, Joe P (CED)**

---

**From:** Ayme Zantua <aymecardwell@aol.com>  
**Sent:** Wednesday, May 04, 2016 11:01 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** SE Alaska licensing question

**Categories:** Red Category

AMCO,

I am a potential applicant for a retail marijuana establishment. I am currently waiting for the Ketchikan Gateway Borough Planning Commission meeting scheduled May 10, to find out if we are allowed a conditional use permit for our proposed premises along with 3 other applicants. The previous Planing Commission meetings, along with the local Marijuana Advisory Committee, have brought up concerns about transportation of marijuana and marijuana products. There are currently no applicants for testing facilities in the area. Because Southeast Alaska is primarily made up of islands, transportation to a testing facility is key. Do you know if the state plans to address this issue? If there is no solution, potential business owners in SE Alaska will be out of luck and we represent a large portion of the Alaskan population.

Thank you,  
Ayme S. Zantua  
Ketchikan, AK  
(907) 220-7617

Sent from my iPhone

**Samaniego, Joe P (CED)**

---

**From:** mathew salkeld <mathewdsalkeld@hotmail.com>  
**Sent:** Wednesday, May 04, 2016 2:28 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Marijuana brokers license  
  
**Categories:** Red Category

How would I go about obtaining a Marijuana Brokers License in Alaska?

Sent via the Samsung Galaxy Note® 3, an AT&T 4G LTE smartphone

**Samaniego, Joe P (CED)**

---

**From:** Steven Briody <whaleycooper@gmail.com>  
**Sent:** Wednesday, May 04, 2016 10:04 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Tracking Seeds

Hi,

(resending this email incase it got buried)

I am in the process of applying for a cultivators license and had a question about the tracking system and bringing in new strains after the initial plants have been tracked. My main question is about seeds, can I introduce new seeds into our crop after the tracking system has been implemented? Will the tracking system include seeds so I can enter all the ungerminated seeds I have from the beginning of the tracking?

Thank you for your time,

Steven

## Samaniego, Joe P (CED)

---

**From:** Marijuana Licensing (CED sponsored)  
**Sent:** Thursday, May 05, 2016 1:54 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Cc:** Marijuana Licensing (CED sponsored)  
**Subject:** FW: Alaska Cannabis Cultivators license #10203 Incomplete Application DEADLINE 8/2/16

**Categories:** Red Category

*Christina Thibodeaux*

Business Registration Examiner | Dept. of Commerce, Community and Economic Development | Alcohol and Marijuana Control Office  
550 W. 7<sup>th</sup> Ave. Ste. 1600 Anchorage, AK 99501 | 907.754.3588 |



Please consider the environment before printing this e-mail.

Less paper is better for us and our environment.

---

**From:** Branden Roybal [mailto:brandenroybal@yahoo.com]  
**Sent:** Thursday, May 05, 2016 12:41 PM  
**To:** Marijuana Licensing (CED sponsored)  
**Subject:** Re: Alaska Cannabis Cultivators license #10203 Incomplete Application DEADLINE 8/2/16

Alaska Cannabis cultivators license #10203

will the BioTracTHC software work for the state marijuana traceability system?

On Thursday, May 5, 2016 9:01 AM, Marijuana Licensing (CED sponsored) <[marijuana.licensing@alaska.gov](mailto:marijuana.licensing@alaska.gov)> wrote:

I have updated our system to reflect unit #7. Please make sure you address all the points outlined in the letter.

Thank you

AMCO Staff

---

**From:** Branden Roybal [mailto:brandenroybal@yahoo.com]  
**Sent:** Wednesday, May 04, 2016 7:18 PM  
**To:** Marijuana Licensing (CED sponsored)  
**Subject:** Re: Alaska Cannabis Cultivators license #10203 Incomplete Application DEADLINE 8/2/16

Alaska Cannabis Cultivators license # 10203



complete address is:

2693 Arla st. unit 7  
Fairbanks, AK 99701

Please update the address in your system and I will post the updated Public Notice Posting Affidavit tomorrow (May 5, 2016) and run the updated ad in the news paper for and additional week.

Thank you,

Branden Roybal  
(253) 508-6601

On Wednesday, May 4, 2016 4:24 PM, Marijuana Licensing (CED sponsored) <[marijuana.licensing@alaska.gov](mailto:marijuana.licensing@alaska.gov)> wrote:

Good afternoon,

Your application is now under review. Please read the attached letter regarding information/documents/corrections needed.

Thank you

AMCO Staff

**Samaniego, Joe P (CED)**

---

**From:** powers.lauralee <powers.lauralee@gmail.com>  
**Sent:** Friday, May 06, 2016 9:49 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Testing question southeast

HI. Would like to start a grow and retail in Juneau. What are options for testing as no lab and ban on air and water transportation?

Larz

Sent from my Samsung Galaxy smartphone.

## **Samaniego, Joe P (CED)**

---

**From:** delbridge@alaska.net  
**Sent:** Sunday, May 08, 2016 3:39 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** RE: Distance from a church Lot

**Categories:** Red Category

In your regulations it says that it must be 500 feet by the nearest navigable pedestrian walkway to the front entrance of the nearby church. That distance is approximately 1300 feet. As far as direct distance in a straight line, without trespassing on church property, it is approximately 350 to 500 feet measuring with a tape measure through my heavily wooded lot to the main entrance to the church building. Can you tell me if I would comply with state regulations. The NSB says that I would meet their requirements, but i do not feel like risking the considerable application fees if I am going to be denied.

On Fri, 25 Mar 2016 22:11:23 +0000, "Marijuana, CED ABC (CED sponsored)" <marijuana@alaska.gov> wrote:

Mr. Delbridge,

In your application, you are required to swear that your proposed establishment is not within 500 feet of the church, measured main entrance to main entrance. That is about all I can tell you about it. If you swear to that because it is the truth, it should be fine. If you swear to it and it is not true, that is obviously a problem. I am in no position to tell you how far it is from your proposed premises to the church.

Cynthia Franklin, Director  
Alcohol and Marijuana Control Office

-----Original Message-----

**From:** delbridge@alaska.net [mailto:delbridge@alaska.net]  
**Sent:** Thursday, March 17, 2016 12:02 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Distance from a church Lot

DearSirs,I

earlier called your office to find out about the distance required from a church that is neighbor to my lot. I am proposing to use an existing garage that is approximately 300 feet from the adjoining lot line between my lot (which is 10 acres of rural agriculture land) located on Marten Drive, for an indoor marijuana growing facility. The North Star Borough has already agreed that I am more than the required 100 foot setback from the church lot line. They asked me to check with you to see if the state requirement was more restrictive. The structure in question is an existing 24 by 48 square foot garage that is approximately 500 feet from the actual church building and is seperated by heavy trees. As stated the rough measurement from the nearest corner of the building is 300 feet to the lot line between the church and my lot. There is another approximate 200 feet from the church's lot line and the actual church building.

My driveway and the only entrance to my property is accessed from Marten Drive which is an unpaved subdivision road the runs along the border of my property which is on the opposite side from the church. Please contact me as soon as you can so that I can continue to make plans in the process of submitting

my plans for approval by the North Star Borough.

Thank You,  
Bruce Delbridge  
218 Marten Dr.  
Fairbanks, Alaska, 99712

phone # 907 460 7523

**Samaniego, Joe P (CED)**

---

**From:** Jim Neal <harleydavidson\_57@hotmail.com>  
**Sent:** Sunday, May 08, 2016 6:30 PM  
**To:** Marijuana, CED ABC (CED sponsored); Jim Neal

I'm still looking for some clarification on the issue of selling cannabis seeds in AK.  
thanks, Jim Neal [@ harleydavidson\\_57@hotmail.com](mailto:harleydavidson_57@hotmail.com)



## Samaniego, Joe P (CED)

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**From:** MBMcAfeeSaaSReport@mcafee.com  
**Sent:** Monday, May 09, 2016 1:05 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** My Spam Report (marijuana@alaska.gov)

## Spam Report - Monday - 2016-05-09

Warning: Do not forward this email

---

Friday - 2016-05-06

From	Subject	Score	Size	
MRS.MARIANA HUMPHRY	MRS.MARIANA HUMPHRY	99%	51KB	[ Release   <a href="#">Allow</a>   <a href="#">Deny</a> ]

[ [Delete all messages](#) ] [ [View list of all quarantined messages](#) ]

### Helpful tips:

- To move an email to your inbox, click "Release" next to the desired message.
- To move an email to your inbox and add the sender to your Allowed Senders list, click the "[Allow](#)" link next to the desired message.
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- Clicking on links in this report, including a date heading or message subject, will open up your web browser to your online quarantine and display the appropriate data.
- To change your preferences and spam report settings, [click here](#).

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**Samaniego, Joe P (CED)**

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**From:** John Minniti <johnminniti@sbcglobal.net>  
**Sent:** Monday, May 09, 2016 4:15 AM  
**Subject:** Urgent Help.....John Minniti  
  
**Categories:** Red Category

Good Morning,

How are you doing, i need your help now get back to me as soon as possible.

## **Samaniego, Joe P (CED)**

---

**From:** Jim Dyer <jim@jkdbands.com>  
**Sent:** Tuesday, May 10, 2016 3:01 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** RE: Questions - Regulations & Procedures

**Categories:** Red Category

Dear MCB Members & Staff:

Following are three additional questions which I need to ask regarding the Marijuana Industry Regulations.

- 3 AAC 306.750 Is it permissible for an employee of one marijuana facility to go to another marijuana facility and pick-up marijuana or marijuana product, and transport it back to their own marijuana facility? (This question assumes that all procedural guidelines, such as recording the transfer in the inventory tracking system, the manifest, tamper-evident container, locked compartment, etc. are followed.)
- 3 AAC 306.750 Is there a maximum limit for the total "group" weight of commercial packages being transported from one marijuana facility to another marijuana facility?
- 3 AAC 306.555 What is the maximum size (in pounds) of a production lot for either concentrates or edibles?

Your kind attention to these matters will be greatly appreciated. Please note that I have not yet received any reply regarding the questions which I previously submitted (see below e-mail).

Sincerely, Jim Dyer

Jim Dyer  
Vice President – Operations  
**JKD Brands, LLC**  
Tel. 907-929-5838  
Toll-Free: 866-568-0938  
Cell: 907-885-5135  
Fax: 907-929-5895  
E-Mail: [jim@jkdbands.com](mailto:jim@jkdbands.com)  
Website: [www.jkdbands.com](http://www.jkdbands.com)  
Skype: jim.dyer88

---

**From:** Jim Dyer  
**Sent:** Wednesday, April 27, 2016 8:16 AM  
**To:** marijuana@alaska.gov  
**Subject:** Questions - Regulations & Procedures

Dear MCB Members & Staff:

My name is Jim Dyer, and I have a few questions centered around packaging and labeling. I believe that clarification regarding these points will save everyone considerable time and money. My questions are listed below; thank you for taking the time to read and consider these points.

Sincerely, Jim

=====

POINTS FOR CLARIFICATION

- 3 AAC 306.475 (b) Written Disclosure – to “Whom” and “How”?
  - Soil amendment, fertilizer, and other crop production aid
  - Test facility & test resultsTo “Whom” and “How” is this written disclosure to be made?
- 3 AAC 306.475 (e) Is there an explicit requirement to place “Test Label” information on each Commercial Package? (It appears that the regulations only require this information to be affixed to the tamper-evident transport container.)
- 3 AAC 306.470 (d) (1) The “tamper-evident shipping container” procedure needs clarification. Tamper-evident seals; serialized “seal numbers”, enter numbers on manifest?
- 3 AAC 306.470 (d) (3) Manifest “form” and “procedure” details are needed.
- 3 AAC 306.345 (b) (2) Procedure is needed for pecisely “how” to derive the total milligrams of THC in each commercially packaged product.
- 3 AAC 306.310 (6) “. . . Expiration date shown on label . . . “ *-not mentioned elsewhere in the regulations.*
- Does the Franwell/METRC tracking number and/or bar code need to appear on each commercial package? (Or, just on the larger “bulk” package containing the individual commercial packages?)
- Can the Harvest Batch Number be the same as [identical to] the Franwell/METRC tracking number?
- Is the marijuana “strain” name required to be displayed on each commercial package?

**Samaniego, Joe P (CED)**

---

**From:** Mitch Knottingham <mitchknottingham@gmail.com>  
**Sent:** Tuesday, May 10, 2016 3:21 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Lab experience for Testing Facility

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

**Categories:** Red Category

Hello,

My name is Mitch Knottingham. My wife and I are interested in opening a marijuana testing facility in Juneau. She has a B.A. in Biology as well as about 6 years of work experience. Before we begin the licensing and CUP process, we were wondering if there is any approval we can get for her to run the facility.

Thank you,

Mitch



## **Samaniego, Joe P (CED)**

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**From:** Pete Peschang <ppeschang@crnative.org>  
**Sent:** Tuesday, May 10, 2016 4:12 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Public Input Question from a Native organization in an Unorganized Borough

**Categories:** Red Category

Hello,

As the Planning and Development Director for Copper River Native Association. I have been tasked with assisting our Compacting Tribes in responding to requests for applications for new licenses for marijuana businesses that have appeared in our local paper. I have been on your website and have some questions that I'm hoping you can help me with.

- 1) Can Alaska Native tribes object to applications as Tribal Governments or do objections have to come from individuals?
- 2) If Tribal governments are allowed to object would they be allowed to object to licenses being granted within their geographical areas?
- 3) Can Copper River Native Association object as an organization to applications?
- 4) Are there differences in how citizens in unorganized boroughs (that have no formal government processes) respond to applications than in organized boroughs.
- 5) If you were tasked with this duty, how would you proceed?

Sincerely,

Pete Peschang  
Planning and Development Director  
907-822-5241 – cell 259-5517

## **Samaniego, Joe P (CED)**

---

**From:** naomi@thcfair.com  
**Sent:** Wednesday, May 11, 2016 8:39 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Cannabis samples inquiry  
**Attachments:** Sample Policy.pdf

**Categories:** Red Category

Hello,

I'm reaching out to you from The Hemp & Cannabis Fair, and Oregon based expo featuring educational sessions and retail shopping for attendees. We provide a non-consumption, safe place for people to learn about cannabis and industrial hemp.

With multiple events behind us in Oregon, we are excited to bring our expo to Alaska! I have been privileged to work closely with the OLCC and OHA enforcement agencies in Oregon to create guidelines for a non-consumption expo, and would like to make sure that we are following Alaska's guidelines as well. I'd be happy to speak with someone live, or by email.

Most of the expo is dedicated to growing and processing tools, with everything from soil to extracting tools. We invite local experts to speak about a wide variety of topics from rules & regulations to growing techniques, medicinal uses to cooking!

A smaller part of our expo is that we have several who provide single-serving take-home samples of cannabis in various forms such as a pre-roll joint or a chocolate square, etc. Every sample must be packaged and sealed in an individual serving size, clearly meant to be taken home. (With multiple security officers onsite, we strictly enforce our non-consumption rule.) The idea behind this is that rather than people becoming inebriated and then driving home, we encourage people to try products at home in a safe manner. As I've been reading the regulations in Alaska, it appears that this will not be a problem, but I wanted to verify this with you. (We have no onsite sales of any kind.) I have attached our sample policy for your review.

I look forward to hearing from you and appreciate your time!

Best regards,

Naomi Forkash  
Director, THC Fairs  
541.201.8147  
[www.thcfair.com](http://www.thcfair.com)  
Twitter: @thcfair  
Facebook: facebook.com/thcfair



THC Fair, 180 N Pioneer St, Ashland OR 97520

---

## Sample Policy

THC Fairs will provide a safe, community-focused celebration of the legalization of cannabis. Responsible use, education, horticulture and accessories will be the main focus of the fair.

The Hemp & Cannabis Fair has worked closely with both OLCC and OHA to institute a sampling policy that works within the guidelines of both organizations. Key points of sampling at THC Fair include:

- All on-site samples must be cannabis-free. Edible marijuana companies may offer only un-infused versions of their product for on-site sampling.
- Infused samples may be given away to attendees to consume at home.
- Take-home samples must be individually packaged in sealed containers and clearly labeled.
- Sales of cannabis or infused products are strictly prohibited.

Any vendor, attendee or staff member found to be in violation of this policy risks immediate eviction from the premises and may not be invited to return to future shows.

**Samaniego, Joe P (CED)**

---

**From:** Shaun Tacke <shaun.tacke@gmail.com>  
**Sent:** Wednesday, May 11, 2016 3:17 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Initiated App List

**Categories:** Red Category

Good Afternoon,

I was wondering if it would be possible to get the MJ Initiated App List 1 provided in an actual spreadsheet rather than a PDF. It would make sorting and organizing the information a lot simpler!

Thank you,

-Shaun

## **Samaniego, Joe P (CED)**

---

**From:** Franklin, Cynthia A (CED)  
**Sent:** Thursday, May 12, 2016 9:28 AM  
**To:** Dana Martens  
**Cc:** Calder, John P (CED); Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Anchorage Marijuana Retail License approval timeline

**Categories:** Red Category

Hi Dana,

The timeline evolves. That's why you see an updated timeline on each agenda.

There are so many variables it is difficult for me to predict with certainty when the first licenses will issue. The board has a lot to consider.

We will have license applications for the board to review at its June 9 and July 7 meetings. The local governments right to protest and the boards position on the lack of ability to run background checks yet will affect whether or not they begin issuing licenses. Please consult the timeline from the most recent meeting, April 27.

Thanks for your interest

CF

> On May 12, 2016, at 9:00 AM, Dana Martens <dana@7x.com> wrote:

>

> Hi Cynthia,

>

> On the website I see a memo dated February 2016 outlining a tentative timeline for MJ establishments applications.

>

> Is there any newer info? I'm a possible landlord to a MJ business and there seems to be much uncertainty as to the possible approval schedule. For an early Anchorage applicant who has gone through the notification and community council approval phase, can you anticipate a possible schedule for approval?

>

> Any newer info would be helpful.

>

> Thank you,

>

> Dana Martens

## Samaniego, Joe P (CED)

---

**From:** Franklin, Cynthia A (CED)  
**Sent:** Friday, May 13, 2016 9:03 AM  
**To:** Marijuana, CED ABC (CED sponsored); naomi@thcfair.com  
**Subject:** RE: Cannabis samples inquiry  
**Attachments:** MOA Resolution MJ Events.pdf

**Categories:** Red Category

Additionally, the Marijuana Control Board has not issued any licenses. Coming up and having “vendors” is problematic because it implies licensure. We are not regulators of personal use, and personal use is personal, not a way to get around licensure. Please review the attached Resolution from the Anchorage Assembly regarding events like this in Anchorage. The entity you would work with on an event like this is the local government with jurisdiction over the venue. Thanks,

Cynthia Franklin, Director  
Alcohol & Marijuana Control Office  
907-269-0351

---

**From:** Marijuana, CED ABC (CED sponsored)  
**Sent:** Friday, May 13, 2016 8:23 AM  
**To:** naomi@thcfair.com  
**Subject:** RE: Cannabis samples inquiry

Individuals in Alaska are permitted to gift up to one ounce of marijuana to another person. This is from AS 17.38 and describes a lawful act:

(c) Transferring one ounce or less of marijuana and up to six immature marijuana plants to a person who is 21 years of age or older without remuneration;

You are correct that allowing anyone associated with your expo to consume marijuana onsite would be a problem. The issue you will run into regarding providing free samples is the possession limit of one ounce or less. Your vendors would only be able to be in possession of one ounce or less of marijuana, in aggregate., to stay in compliance with the law.

---

**From:** [naomi@thcfair.com](mailto:naomi@thcfair.com) [<mailto:naomi@thcfair.com>]  
**Sent:** Wednesday, May 11, 2016 8:39 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Cannabis samples inquiry

Hello,

I’m reaching out to you from The Hemp & Cannabis Fair, and Oregon based expo featuring educational sessions and retail shopping for attendees. We provide a non-consumption, safe place for people to learn about cannabis and industrial hemp.

With multiple events behind us in Oregon, we are excited to bring our expo to Alaska! I have been privileged to work closely with the OLCC and OHA enforcement agencies in Oregon to create guidelines for a non-consumption expo, and would like to make sure that we are following Alaska’s guidelines as well. I’d be happy to speak with someone live, or by email.



Most of the expo is dedicated to growing and processing tools, with everything from soil to extracting tools. We invite local experts to speak about a wide variety of topics from rules & regulations to growing techniques, medicinal uses to cooking!

A smaller part of our expo is that we have several who provide single-serving take-home samples of cannabis in various forms such as a pre-roll joint or a chocolate square, etc. Every sample must be packaged and sealed in an individual serving size, clearly meant to be taken home. (With multiple security officers onsite, we strictly enforce our non-consumption rule.) The idea behind this is that rather than people becoming inebriated and then driving home, we encourage people to try products at home in a safe manner. As I've been reading the regulations in Alaska, it appears that this will not be a problem, but I wanted to verify this with you. (We have no onsite sales of any kind.) I have attached our sample policy for your review.

I look forward to hearing from you and appreciate your time!

Best regards,

Naomi Forkash  
Director, THC Fairs  
541.201.8147  
[www.thcfair.com](http://www.thcfair.com)  
Twitter: @thcfair  
Facebook: facebook.com/thcfair

**Samaniego, Joe P (CED)**

---

**From:** PSUMInfo (CED sponsored)  
**Sent:** Friday, May 13, 2016 11:29 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** FW: Tracking System

**Categories:** Red Category

**From:** Cappi Dobbins [mailto:[swampgirl907@gmail.com](mailto:swampgirl907@gmail.com)]  
**Sent:** Monday, April 18, 2016 1:05 AM  
**To:** PSUMInfo (CED sponsored)  
**Subject:** Tracking System

The class in Anchorage 4-8 at the Atwood Building for the Tracking System training class will another be scheduled for those who missed it?

Thank You

Cappi

[swampgirl907@gmail.com](mailto:swampgirl907@gmail.com)

## **Samaniego, Joe P (CED)**

---

**From:** Johnson, Steven M (CED)  
**Sent:** Friday, May 13, 2016 11:38 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Fwd: Regulatory Question

**Categories:** Red Category

This question needs to go to the marijuana email for review therefore I have forwarded it to that email box at [marijuana@alaska.gov](mailto:marijuana@alaska.gov)

Thank you,

Investigator Steven M. Johnson  
State of Alaska  
Alcohol & Marijuana Control Office

Begin forwarded message:

**From:** Sean Purvis <[sbpurvis1969@gmail.com](mailto:sbpurvis1969@gmail.com)>  
**Date:** May 13, 2016 at 11:34:59 AKDT  
**To:** <[steven.johnson@alaska.gov](mailto:steven.johnson@alaska.gov)>  
**Subject:** Regulatory Question

Hi Steven, I left you a voice mail as well.

I and Wes Cassell make up the Alaska-Juneau cannabis company, LLC.

My question concerns our site.

We have two industrial condominiums in a complex. Unit 2 and unit 22. They are across the parking lot from each other, in the same complex/compound.

We will have to transport plants across the lot from unit 2 when they complete vegetative cycle, over to unit 22 where they will be placed into flowering cycle. Once they are ready to be cut down, they will transfer again across the lot to unit 2 for drying, curing, packaging etc.

METRC should cover this, unless I am mistaken but my partner wants me to ask you for assurance or to let me know if you see any issues with this arrangement.

Anything jump out at you as a violation or anything? I couldnt find anything in the regs that would restrict this business practice.

Thank you Steven,  
Sean Braddy Purvis.

## **Samaniego, Joe P (CED)**

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**From:** Calder, John P (CED)  
**Sent:** Tuesday, May 17, 2016 8:11 AM  
**To:** 'Mystiek Lockery'  
**Subject:** RE: An e-mail for each of the MCB members

**Categories:** Red Category

Your avenue to the board members is through the [marijuana@alaska.gov](mailto:marijuana@alaska.gov) email address. We will bring the board all of the emails sent to that address (in the timeframe between the last board meeting and the next) at their June 9<sup>th</sup> board meeting. Thank you,

John Calder  
Administrative Officer  
Alcohol & Marijuana Control Office  
(907)-754-3427

---

**From:** Mystiek Lockery [mailto:mystiekforstatesrights@yahoo.com]  
**Sent:** Monday, May 16, 2016 11:53 PM  
**To:** Calder, John P (CED)  
**Subject:** An e-mail for each of the MCB members  
**Importance:** High

Dear John Calder,

Please get this to each of the MCB members right away. Thank you very much.

Sincerely,  
Mystiek Lockery

May 16<sup>th</sup> 2016 Dear Members of the Alaska Marijuana Control Board,

I heard you were planning on making a regulation to make the criteria for working at a marijuana facility the same as for owning one. Why would you consider doing that? What good would it do? What good purpose would it serve? How would it protect the public? Don't just look at these questions as rhetorical. They are literal questions that I want you to come up with good solid answers to. It is unreasonable to not allow people simple employment in one of these businesses, because they have had a felony or misdemeanor in the past. It is not only unreasonable on your part to do that, but it is actively wrong. Stop. Do not do it. I have got to believe you are trying to do a good job, I choose to believe that. Making this idea a part of your regulations will show a purposeful intent to unreasonably discriminate against a large portion of our society. Do not do that. Just because you have come up with an idea, and discussed it, and decided to move forward with it, doesn't mean that you should. Stop now, take it off the table.

I know you guys don't want to have to be bothered with answering everyone's e-mails, because you could get a lot of them, but perhaps you could type up a template where you add a person's name and the date the correspondence was received to send people, to acknowledge you've received their email, so they know you've gotten it. I know every time I send an e-mail I am worried it is not getting to you, or no one is even looking at it.

Sincerely, Mystiek Lockery

**Samaniego, Joe P (CED)**

---

**From:** Séamus Henry <shenry@tabconsult.com>  
**Sent:** Tuesday, May 17, 2016 1:32 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Marijuana License Spreadsheet

**Categories:** Red Category

Dear Mr. Calder,

I was researching on your state website the existing/applications for marijuana commercial activities license.

I found the PDF format of the spreadsheet which is very informative but I was wondering if you or one of your staff could email me the actual spreadsheet so I could filter the data?

I thank you for your time in advance.

Yours sincerely,

Séamus Henry

◆□ Email : shenry@tabconsult.com ◆□ Cell : (954) 240-6845 ◆□



**Samaniego, Joe P (CED)**

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**From:** GREG ALLISON <greggor7@hotmail.com>  
**Sent:** Tuesday, May 17, 2016 4:07 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** AK Marijuana Handlers Card Question

**Categories:** Red Category

Good afternoon,

My name is Greg Allison and I recently took and passed Kim's Alaska Marijuana Handlers Course. I am in Gilbert, AZ learning more about the cannabis industry and working alongside several Arizona outfits. I will be returning mid-July to the Interior as we begin construction on our cultivation facility and go through the State's application processes.

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Thank you, for your time and consideration.

Best Regards,

Greg

## **Samaniego, Joe P (CED)**

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**From:** GREG ALLISON <greggor7@hotmail.com>  
**Sent:** Tuesday, May 17, 2016 4:17 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: AK Marijuana Handlers Card Question

**Categories:** Red Category

And I should mention, that I do not work for any of the outfits or have financial investments with any of them. I have been here observing and learning as the head grower(s) for AZ's largest medical growing facility are from Alaska and graduates of UAF.

Just wanted to clarify....

Greg

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**Sent:** Tuesday, May 17, 2016 5:07:09 PM  
**To:** marijuana@alaska.gov  
**Subject:** AK Marijuana Handlers Card Question

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Sent from my iPhone

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**From:** naomi@thcfair.com  
**Sent:** Wednesday, May 18, 2016 8:12 AM  
**To:** Franklin, Cynthia A (CED)  
**Cc:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Cannabis samples inquiry

**Categories:** Red Category

Hi Cynthia,

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For Fairbanks, I will reach out to the local government and clarify their policies.

Please let me know if I have missed anything, we are so excited to bring a safe, educational cannabis expo to Fairbanks and Anchorage!

Best regards,

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Director, THC Fairs  
541.201.8147  
[www.thcfair.com](http://www.thcfair.com)  
Twitter: @thcfair  
Facebook: facebook.com/thcfair

On May 13, 2016, at 10:02 AM, Franklin, Cynthia A (CED) <[cynthia.franklin@alaska.gov](mailto:cynthia.franklin@alaska.gov)> wrote:

Additionally, the Marijuana Control Board has not issued any licenses. Coming up and having “vendors” is problematic because it implies licensure. We are not regulators of personal use, and personal use is personal, not a way to get around licensure. Please review the attached Resolution from the Anchorage Assembly regarding events like this in Anchorage. The entity you would work with on an event like this is the local government with jurisdiction over the venue. Thanks,

Cynthia Franklin, Director  
Alcohol & Marijuana Control Office  
907-269-0351

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**Sent:** Friday, May 13, 2016 8:23 AM  
**To:** [naomi@thcfair.com](mailto:naomi@thcfair.com)  
**Subject:** RE: Cannabis samples inquiry

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(c) Transferring one ounce or less of marijuana and up to six immature marijuana plants to a person who is 21 years of age or older without remuneration;

You are correct that allowing anyone associated with your expo to consume marijuana onsite would be a problem. The issue you will run into regarding providing free samples is the possession limit of one ounce or less. Your vendors would only be able to be in possession of one ounce or less of marijuana, in aggregate., to stay in compliance with the law.

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**From:** [naomi@thcfair.com](mailto:naomi@thcfair.com) [<mailto:naomi@thcfair.com>]

**Sent:** Wednesday, May 11, 2016 8:39 AM

**To:** Marijuana, CED ABC (CED sponsored)

**Subject:** Cannabis samples inquiry

Hello,

I'm reaching out to you from The Hemp & Cannabis Fair, and Oregon based expo featuring educational sessions and retail shopping for attendees. We provide a non-consumption, safe place for people to learn about cannabis and industrial hemp.

With multiple events behind us in Oregon, we are excited to bring our expo to Alaska! I have been privileged to work closely with the OLCC and OHA enforcement agencies in Oregon to create guidelines for a non-consumption expo, and would like to make sure that we are following Alaska's guidelines as well. I'd be happy to speak with someone live, or by email.

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I look forward to hearing from you and appreciate your time!

Best regards,

Naomi Forkash

Director, THC Fairs

541.201.8147

[www.thcfair.com](http://www.thcfair.com)

Twitter: @thcfair

Facebook: [facebook.com/thcfair](https://facebook.com/thcfair)

<MOA Resolution MJ Events.pdf>





**Samaniego, Joe P (CED)**

---

**From:** GREG ALLISON <greggor7@hotmail.com>  
**Sent:** Wednesday, May 18, 2016 8:24 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: AK Marijuana Handlers Card Question

**Categories:** Red Category

Thank you, John,

Will do. What address is that exactly? Do you anticipate the payment option for the processing fee to be all set today or tomorrow?

Thanks again, your support and office's communication has been tremendous!

Greg

---

**From:** Marijuana, CED ABC (CED sponsored) <marijuana@alaska.gov>  
**Sent:** Wednesday, May 18, 2016 9:18:22 AM  
**To:** 'GREG ALLISON'  
**Subject:** RE: AK Marijuana Handlers Card Question

There is no one in Fairbanks this week. If you're going to get a card by mail, you can mail it to our main office.

John Calder  
Administrative Officer  
Alcohol & Marijuana Control Office  
(907)-754-3427

---

**From:** GREG ALLISON [mailto:greggor7@hotmail.com]  
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**From:** naomi@thcfair.com  
**Sent:** Wednesday, May 18, 2016 8:51 AM  
**To:** Franklin, Cynthia A (CED)  
**Cc:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Cannabis samples inquiry

**Categories:** Red Category

Hi Cynthia,

I apologize, I sent this too quickly! I wanted to address the concern about having vendors and the implication that they are licensed. Would it be acceptable for us to notate in the program guide or on booth signs that they are not yet licensed? Thanks!

Best regards,

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<MOA Resolution MJ Events.pdf>

## Samaniego, Joe P (CED)

---

**From:** Franklin, Cynthia A (CED)  
**Sent:** Wednesday, May 18, 2016 9:04 AM  
**To:** naomi@thcfair.com  
**Cc:** Marijuana, CED ABC (CED sponsored)  
**Subject:** RE: Cannabis samples inquiry  
**Attachments:** MOA Resolution MJ Events.pdf  
  
**Categories:** Red Category

Naomi,

I really have not had time to study this. The concept of cannabis events is not something lawmakers in Alaska have addressed, so each jurisdiction is handling it as it comes up. In Anchorage, sampling is not allowed, and I have denied requests for liquor licensees to cater alcohol at cannabis events because they have blatantly advertised sampling.

I am not the authority on this- you need to contact the local government where you want to hold the event. I am attaching an Anchorage Assembly resolution passed last year when the first cannabis event came to Anchorage. Please contact the Municipality of Anchorage, if that is where you are holding the event. We are working on getting folks licensed and I am not giving you any permissions related to this event so that you can later claim reliance on those.

Please do not take any of our attempts to answer you events questions as authoritative answers pertaining to how exactly you set up the event. It is completely dependent on the venue for your event and the local government's rules. Statewide no consumption at an event to which the public is invited will be allowed.

Cynthia Franklin, Director  
Alcohol & Marijuana Control Office  
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<MOA Resolution MJ Events.pdf>

CLERK'S OFFICE  
**AMENDED AND APPROVED**  
Date: 5-12-15

Submitted by: ASSEMBLY MEMBER HALL  
Assembly Vice-Chair Gray-Jackson  
Prepared by: Assembly Counsel  
For reading: April 14, 2015

**ANCHORAGE, ALASKA  
AR NO. 2015-130**

**A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY SUPPORTING CERTAIN SAFEGUARDS AS SUPPLEMENTAL CONTRACT CONDITIONS, THE SATISFACTION OF WHICH WOULD ALLOW POTENTIAL MARIJUANA VENDORS AND MARIJUANA TRADESHOW PROMOTERS TO POSSESS AND DISPLAY MARIJUANA IN LAWFUL AMOUNTS IN A MUNICIPAL FACILITY FOR THE PURPOSE OF EDUCATION, PROMOTION, EXHIBIT, AND DEMONSTRATION IN ADVANCE OF THE TIME ALLOWED UNDER BALLOT MEASURE 2 AND ALASKA STATUTE CHAPTER 17.38 TO COMPLETE STATE RULEMAKING.**

WHEREAS, Ballot Measure 2, approved on the November 4, 2014 ballot by 53.23% of those voting on the measure, makes use of marijuana legal for persons 21 years of age or older, as codified in AS chapter 17.38, effective February 24, 2015; and

WHEREAS, by operation of law under Ballot Measure 2 and AS chapter 17.38:

- For lawful commercial sale of marijuana, February 24, 2015 is the official start date of the nine-month period allowed for completion of State rulemaking;
- The State's regulatory agency shall begin accepting and processing applications to operate lawful marijuana establishments on February 24, 2016, one year after the effective date and three months after completion of the State's final regulatory framework;
- The State's regulatory agency shall have 45 to 90 days after initial application receipt for issuance or rejection of an annual registration application, adding another three months to the anticipated timeline before any commercial marijuana establishment would be lawfully registered to operate in Alaska; and

WHEREAS, in confirmation of the voter-approved timeline in Ballot Measure 2 and AS chapter 17.38, the State's regulatory website includes public notice that until the State begins issuing the Alaska state marijuana establishment licenses in May 2016, buying or selling marijuana without a license is illegal and could be prosecuted as a crime; and

WHEREAS, Ballot Measure 2 and AS chapter 17.38 entitle the Municipality of Anchorage, as property owner, to prohibit the possession, display or use of marijuana in municipal facilities; and

WHEREAS, public use of marijuana is prohibited under AS chapter 17.38, and municipal code bans consumption of marijuana in municipal facilities; and



1 WHEREAS, additional state legislation is expected to update the State criminal code in  
2 light of AS chapter 17.38, and such legislation may be finalized this legislative session, or  
3 may be continued during the second session in 2016; and  
4

5 WHEREAS, the Anchorage Assembly recognizes that during the current nine-month  
6 period allowed for State rulemaking under Ballot Measure 2 and AS chapter 17.38, potential  
7 marijuana vendors and event promoters desire to use municipal facilities to hold tradeshow,  
8 competition, education, exhibit, demonstration and sampling events, subject to an entrance  
9 fee, prior to finalization of any state and local regulatory scheme; and  
10

11 WHEREAS, the Anchorage Assembly has chosen not to pass an ordinance to prohibit  
12 the operation of marijuana cultivation facilities, marijuana product manufacturing facilities,  
13 marijuana testing facilities, or retail marijuana stores; and  
14

15 WHEREAS, the Anchorage Assembly recognizes the three-month period after the  
16 State's rulemaking is complete, plus the additional time allowed to process the State license  
17 under Ballot Measure 2 and AS chapter 17.38, may be inadequate to support the efficient  
18 development and promotion of new marijuana establishments, potential client lists, and  
19 supporting activities in Anchorage; and  
20

21 WHEREAS, the Anchorage Assembly finds no reason to delay the efficient  
22 development and promotion of new marijuana establishments and local development of the  
23 new commercial marijuana industry in Anchorage while State rulemaking is ongoing; and  
24

25 ... WHEREAS, during the current period allowed for government rulemaking, the  
26 Anchorage Assembly finds no reason to delay or inhibit the development of marijuana display  
27 and possession rules applicable to municipal facilities to support the efficient development  
28 and promotion of a local marijuana industry; and  
29

30 WHEREAS, pending final state rulemaking on marijuana establishments, it is the intent  
31 of the Anchorage Assembly to support contractual use of municipal facilities for marijuana-  
32 related activities, subject to conditions and safeguards including strict enforcement of the  
33 prohibition against marijuana product consumption by any person in any manor.  
34

35 **NOW, THEREFORE, BE IT RESOLVED** that the Anchorage Assembly makes the  
36 following public policy findings:  
37

38 **Section 1.** It is in the public interest for the Anchorage Assembly to support the  
39 development and promotion of a legal marijuana industry in Anchorage, and to  
40 presume the development and promotion of new marijuana establishments, potential  
41 client lists, and supporting activities are in furtherance of business development that  
42 will be deemed lawful under State law and local ordinance.  
43

44 **Section 2.** Educational, promotional, exhibit, and demonstration displays and  
45 activities about the growing and cultivation of marijuana, the manufacture of marijuana  
46 products, and marijuana product differences, in advance of state and municipal  
47 rulemaking, are in the public interest.



**Section 3.** Educational, promotional, exhibit, and demonstration displays and activities about the growing and cultivation of marijuana, the manufacturing of marijuana products, and marijuana product differences, may be more effective if the possession and display of marijuana are allowed in municipal facilities. Contractual terms and controls may be implemented in municipal facilities to allow the possession and display of marijuana products in municipal facilities, even if the consumption of marijuana at the event is prohibited.

**Section 4.** The Anchorage Assembly finds it in the public interest to allow potential marijuana vendors and event promoters to have marijuana present in a municipal facility, within a contractually agreed upon lawful amount and manner, to promote and exhibit marijuana products and the marijuana industry efficiently, including use alternatives and manufacturing techniques, provided certain safeguards are in place and no marijuana is allowed to be consumed by any person in any manner or form during the event.

**BE IT FURTHER RESOLVED,** the Anchorage Assembly supports the following safeguards as supplemental contract conditions in advance of the time allowed to complete State rulemaking. Satisfaction of these conditions is intended to allow potential marijuana vendors and tradeshow promoters to possess and display marijuana in a municipal facility, within a contractually agreed upon lawful amount and manner, for the purpose of commercial marijuana business development, education, promotion, exhibit, and demonstration:

**Conditions Governing Vendor Possession and Display of Marijuana Products in Municipal Facilities during Marijuana Business Development Trade Shows, Conventions, and Expositions.**

- Marijuana shall not be made available for sampling or consumption in any manner or form.
- Marijuana shall not be consumed in any manner or form, by any person.
- Marijuana may be displayed and exhibited, but only when in possession of a vendor under contract with the event sponsor or under contract with the facility manager.
- Each marijuana tradeshow vendor booth for demonstration and exhibit shall have no more than 1 ounce of marijuana, one mature flowering plant, and one immature plant. Marijuana is defined in AS 17.38.900. Edible marijuana products and marijuana distillates are prohibited.
- All marijuana samples shall be contained and enclosed in glass or similar transparent hard containers (e.g. plastic or polycarbonate cases). To demonstrate smell differences and/or retail sale technique, the vendor may allow a container to be opened by the vendor and handed to a participant for smell only. The marijuana shall not be removed from the container for any reason. The marijuana shall not leave the vendor's booth area or the sight and reach control of the vendor.

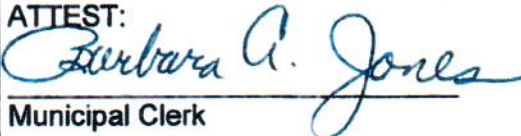


- Workshop techniques and demonstrations with audience participation cannot involve the handling of marijuana outside of its container. For demonstration purposes, plants may be trimmed, pruned, transplanted, and attended to, so long as the cuttings and any other plant material, including marijuana, are immediately contained and not available to the public for any purpose.
- Vendors shall not gift, barter, trade, or sell marijuana or marijuana plants or seeds.
- Vendors shall not pre-sell or take orders for marijuana, marijuana plants, or seeds unless allowed by state and local law.
- There shall be no display of manufacturing techniques, products, or processes currently not authorized under state law or Anchorage municipal code.
- Display areas for products yielding the odor of marijuana shall be situated and controlled to minimize the likelihood of odor escapement to collocated space within the municipal facility, but not within the space under contract for the marijuana tradeshow event. If the facility manager requests a reduction in smell, the event sponsor or vendor shall immediately comply with the request, to include immediate cessation of opening containers or immediate removal of plants on the premise, if so requested.
- Products yielding the odor of marijuana shall not be allowed in a municipal facility in such number or combined quantity as to leave the residual odor of marijuana after the contractual period of the marijuana-related display has expired. It shall be a contractual responsibility of the tradeshow promoter to indemnify the municipality and the facility management company against expenses, loss of revenue, and costs of remedial measures during any period the residual odor of marijuana lingers after the contractual period has expired.
- The event sponsor and vendors shall indemnify, hold harmless, and defend the Municipality of Anchorage and its corporate entities for any claim arising out of their use or possession of marijuana or marijuana plants in the facility. The Municipality may require it be named an additional insured on insurance policies related to the event. Insurance policy coverage shall be acceptable to the Municipality of Anchorage and its corporate entities.

PASSED AND APPROVED by the Anchorage Assembly this 12<sup>th</sup> day of May, 2015.

  
Chair of the Assembly

ATTEST:

  
Municipal Clerk

## **Samaniego, Joe P (CED)**

---

**From:** Franklin, Cynthia A (CED)  
**Sent:** Wednesday, May 18, 2016 9:06 AM  
**To:** naomi@thcfair.com  
**Cc:** Marijuana, CED ABC (CED sponsored)  
**Subject:** RE: Cannabis samples inquiry

**Categories:** Red Category

Again, you are not getting permission from me for any of this. Please do not represent to anyone that you have permission from me or my staff for this business model. We are not the reviewers of cannabis events. We are the agency where Alaskans can apply for a marijuana or liquor license. You are stretching our role and creating a situation that is making me very uncomfortable.

Cynthia Franklin, Director  
Alcohol & Marijuana Control Office  
907-269-0351

---

**From:** naomi@thcfair.com [mailto:naomi@thcfair.com]  
**Sent:** Wednesday, May 18, 2016 8:12 AM  
**To:** Franklin, Cynthia A (CED)  
**Cc:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Cannabis samples inquiry

Hi Cynthia,

I apologize for the delayed response, and appreciate your assistance in ironing out the program that we will have in place for our expo. As we are not holding our event in a municipal building in Anchorage, it sounds like our standard business model will work well (understanding the 1 oz limitation). And as we never allow consumption at our events, this will work well!

For Fairbanks, I will reach out to the local government and clarify their policies.

Please let me know if I have missed anything, we are so excited to bring a safe, educational cannabis expo to Fairbanks and Anchorage!

Best regards,

Naomi Forkash  
Director, THC Fairs  
541.201.8147  
[www.thcfair.com](http://www.thcfair.com)  
Twitter: @thcfair  
Facebook: facebook.com/thcfair

On May 13, 2016, at 10:02 AM, Franklin, Cynthia A (CED) <[cynthia.franklin@alaska.gov](mailto:cynthia.franklin@alaska.gov)> wrote:

Additionally, the Marijuana Control Board has not issued any licenses. Coming up and having “vendors” is problematic because it implies licensure. We are not regulators of personal use, and personal use is personal, not a way to get around licensure. Please review the attached Resolution from the Anchorage Assembly regarding events like this in Anchorage. The entity you would work with on an event like this is the local government with jurisdiction over the venue. Thanks,

Cynthia Franklin, Director  
Alcohol & Marijuana Control Office  
907-269-0351

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**From:** Marijuana, CED ABC (CED sponsored)  
**Sent:** Friday, May 13, 2016 8:23 AM  
**To:** [naomi@thcfair.com](mailto:naomi@thcfair.com)  
**Subject:** RE: Cannabis samples inquiry

Individuals in Alaska are permitted to gift up to one ounce of marijuana to another person. This is from AS 17.38 and describes a lawful act:

(c) Transferring one ounce or less of marijuana and up to six immature marijuana plants to a person who is 21 years of age or older without remuneration;

You are correct that allowing anyone associated with your expo to consume marijuana onsite would be a problem. The issue you will run into regarding providing free samples is the possession limit of one ounce or less. Your vendors would only be able to be in possession of one ounce or less of marijuana, in aggregate., to stay in compliance with the law.

---

**From:** [naomi@thcfair.com](mailto:naomi@thcfair.com) [<mailto:naomi@thcfair.com>]  
**Sent:** Wednesday, May 11, 2016 8:39 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Cannabis samples inquiry

Hello,

I’m reaching out to you from The Hemp & Cannabis Fair, and Oregon based expo featuring educational sessions and retail shopping for attendees. We provide a non-consumption, safe place for people to learn about cannabis and industrial hemp.

With multiple events behind us in Oregon, we are excited to bring our expo to Alaska! I have been privileged to work closely with the OLCC and OHA enforcement agencies in Oregon to create guidelines for a non-consumption expo, and would like to make sure that we are following Alaska’s guidelines as well. I’d be happy to speak with someone live, or by email.

Most of the expo is dedicated to growing and processing tools, with everything from soil to extracting tools. We invite local experts to speak about a wide variety of topics from rules & regulations to growing techniques, medicinal uses to cooking!

A smaller part of our expo is that we have several who provide single-serving take-home samples of cannabis in various forms such as a pre-roll joint or a chocolate square, etc. Every sample must be packaged and sealed in an individual serving size, clearly meant to be taken home. (With multiple security officers onsite, we strictly enforce our non-consumption rule.) The idea behind this is that rather than people becoming inebriated and then driving home, we encourage people to try products at home in a safe manner. As I’ve been reading the

regulations in Alaska, it appears that this will not be a problem, but I wanted to verify this with you. (We have no onsite sales of any kind.) I have attached our sample policy for your review.

I look forward to hearing from you and appreciate your time!

Best regards,

Naomi Forkash  
Director, THC Fairs  
541.201.8147  
[www.thcfair.com](http://www.thcfair.com)  
Twitter: @thcfair  
Facebook: [facebook.com/thcfair](https://facebook.com/thcfair)

<MOA Resolution MJ Events.pdf>



## **Samaniego, Joe P (CED)**

---

**From:** naomi@thcfair.com  
**Sent:** Wednesday, May 18, 2016 9:15 AM  
**To:** Franklin, Cynthia A (CED)  
**Cc:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Cannabis samples inquiry

**Categories:** Red Category

Hi Cynthia,

Thank you again for your efforts and I completely understand your position. I will reach out to each locality and the venues with my proposed sampling policy and will rely on their answers. I appreciate your transparency on this and your time!

Best regards,

Naomi Forkash  
Director, THC Fairs  
541.201.8147  
[www.thcfair.com](http://www.thcfair.com)  
Twitter: @thcfair  
Facebook: facebook.com/thcfair

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Alcohol & Marijuana Control Office  
907-269-0351

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I look forward to hearing from you and appreciate your time!

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Director, THC Fairs  
541.201.8147  
[www.thcfair.com](http://www.thcfair.com)  
Twitter: @thcfair  
Facebook: [facebook.com/thcfair](https://facebook.com/thcfair)

<MOA Resolution MJ Events.pdf>

## **Samaniego, Joe P (CED)**

---

**From:** GREG ALLISON <greggor7@hotmail.com>  
**Sent:** Wednesday, May 18, 2016 9:20 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: AK Marijuana Handlers Card Question

**Categories:** Red Category

Thank you, John!

Have a great day!

Greg

---

**From:** Marijuana, CED ABC (CED sponsored) <marijuana@alaska.gov>  
**Sent:** Wednesday, May 18, 2016 10:09:06 AM  
**To:** 'GREG ALLISON'  
**Subject:** RE: AK Marijuana Handlers Card Question

Payment should be available now if you've already applied. Our main address is on the website and handler application instructions. Thanks,

John Calder  
Administrative Officer  
Alcohol & Marijuana Control Office  
(907)-754-3427

---

**From:** GREG ALLISON [mailto:greggor7@hotmail.com]  
**Sent:** Wednesday, May 18, 2016 8:24 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: AK Marijuana Handlers Card Question

Thank you, John,

Will do. What address is that exactly? Do you anticipate the payment option for the processing fee to be all set today or tomorrow?

Thanks again, your support and office's communication has been tremendous!

Greg

---

**From:** Marijuana, CED ABC (CED sponsored) <[marijuana@alaska.gov](mailto:marijuana@alaska.gov)>  
**Sent:** Wednesday, May 18, 2016 9:18:22 AM  
**To:** 'GREG ALLISON'  
**Subject:** RE: AK Marijuana Handlers Card Question

There is no one in Fairbanks this week. If you're going to get a card by mail, you can mail it to our main office.

John Calder  
Administrative Officer  
Alcohol & Marijuana Control Office  
(907)-754-3427

---

**From:** GREG ALLISON [<mailto:greggor7@hotmail.com>]  
**Sent:** Tuesday, May 17, 2016 4:32 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: AK Marijuana Handlers Card Question

Great to hear, thank you for the quick response. As soon as the payment glitch is fixed I will pay processing fee and submit to Fairbanks location.

Sent from my iPhone

On May 17, 2016, at 5:30 PM, Marijuana, CED ABC (CED sponsored) <[marijuana@alaska.gov](mailto:marijuana@alaska.gov)> wrote:

Mr. Allison,

It doesn't matter where your address is from for marijuana handler permits.

---

**From:** GREG ALLISON [<mailto:greggor7@hotmail.com>]  
**Sent:** Tuesday, May 17, 2016 4:17 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: AK Marijuana Handlers Card Question

And I should mention, that I do not work for any of the outfits or have financial investments with any of them. I have been here observing and learning as the head grower(s) for AZ's largest medical growing facility are from Alaska and graduates of UAF.

Just wanted to clarify....

Greg

---

**From:** GREG ALLISON <[greggor7@hotmail.com](mailto:greggor7@hotmail.com)>  
**Sent:** Tuesday, May 17, 2016 5:07:09 PM  
**To:** [marijuana@alaska.gov](mailto:marijuana@alaska.gov)  
**Subject:** AK Marijuana Handlers Card Question

Good afternoon,

My name is Greg Allison and I recently took and passed Kim's Alaska Marijuana Handlers Course. I am in Gilbert, AZ learning more about the cannabis industry and working alongside several Arizona outfits. I will be returning mid-July to the Interior as we begin construction on our cultivation facility and go through the State's application processes.

On my handlers permit application, I placed my current AZ address, however, I will submit my passing certificate, application cover letter (once payment options are worked out and I pay the processing fee) along with my AK drivers license and passport to the Peger office in Fairbanks

and Richard Finney. I wanted to double check that my AZ address will not affect my application process?

Thank you, for your time and consideration.

Best Regards,

Greg

**Samaniego, Joe P (CED)**

---

**From:** Paul Disdier <thefireweedfactory@gmail.com>  
**Sent:** Thursday, May 19, 2016 3:04 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Question on retail packaging  
**Attachments:** child proof lid.jpg; box packaging.jpg  
  
**Categories:** Red Category

Hi,

I have a question regarding packaging requirements. We are interested in packaging cannabis for retail in mason jars with re-sealable childproof lids. The jars would be placed into opaque paper boxes. The outside of the boxes would be printed with all the necessary product details and warning labels. We just wanted to verify that this packaging would satisfy the state requirements before committing to ordering supplies. Attached are two photos to give you an idea of what the jars and boxes would look like. Thanks for your help.

Paul Disdier  
The Fireweed Factory LLC  
License Number 10266







ORIGINAL FLAVOR  
**GANJA GUM**  
BUBBLE GUM

made in  
**HUMBOLDT**  
county

50mg  
THC

60mg  
CBD

10mg  
THC

100mg  
THC

**Samaniego, Joe P (CED)**

---

**From:** PSUMInfo (CED sponsored)  
**Sent:** Thursday, May 19, 2016 3:44 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** FW: Certificate of Completion\_Lash  
**Attachments:** 1671.jpg

**From:** Ryan Lash [mailto:ryanlash28@gmail.com]  
**Sent:** Thursday, May 19, 2016 12:00 AM  
**To:** PSUMInfo (CED sponsored)  
**Subject:** Certificate of Completion\_Lash





# Certificate of Completion

Ryan Lash

*has successfully completed the course*

**Alaska Marijuana Handler Certification 101**

May 19, 2016

**Completion Date**

**Current Time: 12:33 am**

A handwritten signature in black ink, appearing to read "George M. Coleman".

**George M. Coleman, Instructor**

**Samaniego, Joe P (CED)**

---

**From:** PSUMInfo (CED sponsored)  
**Sent:** Thursday, May 19, 2016 3:44 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** FW: Marijuana Handler Certificate of Completion  
**Attachments:** Marijuana Handler Certification.jpg

**Categories:** Red Category

**From:** Mark Malagodi [mailto:mark@canntest.com]  
**Sent:** Thursday, May 19, 2016 1:07 PM  
**To:** PSUMInfo (CED sponsored); instructor@marijuana.handlers.com  
**Subject:** Marijuana Handler Certificate of Completion

As per instructions on the marijuana Handlers website I am emailing a copy of my Certificate of Completion of the Marijuana Handlers Permit Course.

--

Mark Malagodi, Ph.D  
CEO, CannTest, LLC  
907-258-6878





# Certificate of Completion

Mark Malagodi

*has successfully completed the course*

**Alaska Marijuana Handler Certification 101**

May 19, 2016

**Completion Date**

**Current Time: 12:33 am**

A handwritten signature in black ink, appearing to read "George M. Coleman".

**George M. Coleman, Instructor**

## **Samaniego, Joe P (CED)**

---

**From:** Marijuana, CED ABC (CED sponsored)  
**Sent:** Thursday, May 19, 2016 5:14 PM  
**To:** Paul Disdier  
**Cc:** Marijuana, CED ABC (CED sponsored)  
**Subject:** RE: Question on retail packaging

**Categories:** Red Category

Mr. Disdier,

As staff for the board, we cannot preapprove packaging as meeting regulatory requirements. Is this packaging for products coming out of a product manufacturing facility (as in the photo) or for something coming out of a cultivation facility?

For product manufacturing, the preapproval process for the product itself would be the time to bring the packaging question to the board. If it is packaging out of a cultivation facility, that is a little different because there is no preapproval process for the board.

Either way, you should include your idea for packaging in your operating plan. That way the board will be the decider of whether it will meet requirements. There are some situations where items like this will come up and staff or enforcement will bring it to the board to determine if it is a violation.

Thanks,

Cynthia Franklin, Director  
Alcohol & Marijuana Control Office  
907-269-0351

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**To:** Marijuana, CED ABC (CED sponsored)  
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Paul Disdier  
The Fireweed Factory LLC  
License Number 10266



**Samaniego, Joe P (CED)**

---

**From:** Paul Disdier <thefireweedfactory@gmail.com>  
**Sent:** Thursday, May 19, 2016 6:27 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Question on retail packaging

**Categories:** Red Category

Hi Cynthia,

Thank you for the quick response! This packaging would be from our cultivation facility. We will be sure to include this packaging idea in our operating plan. If this packaging is rejected by the board, does that keep our application from being approved? Thanks

Paul Disdier

On Thu, May 19, 2016 at 5:14 PM, Marijuana, CED ABC (CED sponsored) <[marijuana@alaska.gov](mailto:marijuana@alaska.gov)> wrote:

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Alcohol & Marijuana Control Office

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Paul Disdier

The Fireweed Factory LLC

License Number 10266

## **Samaniego, Joe P (CED)**

---

**From:** Franklin, Cynthia A (CED)  
**Sent:** Friday, May 20, 2016 8:48 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** FW: Question on retail packaging

**Categories:** Red Category

Cynthia Franklin, Director  
Alcohol & Marijuana Control Office  
907-269-0351

---

**From:** Marijuana, CED ABC (CED sponsored)  
**Sent:** Friday, May 20, 2016 8:45 AM  
**To:** 'Paul Disdier'  
**Cc:** Marijuana Licensing (CED sponsored)  
**Subject:** RE: Question on retail packaging

The board will likely just ask you to resubmit an alternative packaging plan. They might have me wait to issue the license until that box is checked. They can deny application and we can't give any guarantees, of course, but it seems more likely they will just want you to fix it.

Cynthia Franklin, Director  
Alcohol & Marijuana Control Office  
907-269-0351

**From:** Paul Disdier [<mailto:thefireweedfactory@gmail.com>]  
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**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Question on retail packaging

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Mr. Disdier,

As staff for the board, we cannot preapprove packaging as meeting regulatory requirements. Is this packaging for products coming out of a product manufacturing facility (as in the photo) or for something coming out of a cultivation facility?

For product manufacturing, the preapproval process for the product itself would be the time to bring the packaging question to the board. If it is packaging out of a cultivation facility, that is a little different because there is no preapproval process for the board.

Either way, you should include your idea for packaging in your operating plan. That way the board will be the decider of whether it will meet requirements. There are some situations where items like this will come up and staff or enforcement will bring it to the board to determine if it is a violation.

Thanks,

Cynthia Franklin, Director

Alcohol & Marijuana Control Office

[907-269-0351](tel:907-269-0351)

**From:** Paul Disdier [mailto:[thefireweedfactory@gmail.com](mailto:thefireweedfactory@gmail.com)]

**Sent:** Thursday, May 19, 2016 3:04 PM

**To:** Marijuana, CED ABC (CED sponsored)

**Subject:** Question on retail packaging

Hi,

I have a question regarding packaging requirements. We are interested in packaging cannabis for retail in mason jars with re-sealable childproof lids. The jars would be placed into opaque paper boxes. The outside of the boxes would be printed with all the necessary product details and warning labels. We just wanted to verify that this packaging would satisfy the state requirements before committing to ordering supplies. Attached are two photos to give you an idea of what the jars and boxes would look like. Thanks for your help.

Paul Disdier

The Fireweed Factory LLC



**Samaniego, Joe P (CED)**

---

**From:** Brenda Henry <brenda.henry@matsugov.us>  
**Sent:** Friday, May 20, 2016 9:11 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Next Marijuana Control Board Meeting

**Categories:** Red Category

Good Morning:

I understand that there is a meeting of the State Marijuana Control Board on June 9.

Has a location been determined for this meeting?

We would like to send staff from our Marijuana Advisory Committee to attend.

Thank you in advance for your assistance.

Brenda J. Henry, CMC, Assistant Clerk  
Clerk's Office  
Matanuska-Susitna Borough  
350 E. Dahlia Avenue  
Palmer, AK 99645  
[www.matsugov.us](http://www.matsugov.us)  
[brenda.henry@matsugov.us](mailto:brenda.henry@matsugov.us)  
861-8684 direct line  
861-7845 fax

*"You live but once; you might as well be amusing." ~ Coco Chanel*

**Samaniego, Joe P (CED)**

---

**From:** Mark Malagodi <mark@canntest.com>  
**Sent:** Friday, May 20, 2016 9:12 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Marijuana Handler Certificate of Completion

**Categories:** Red Category

I used Marijuana Handlers on line course. Unfortunately it only displays the instructions to email the form to your email when I completed the course. When a user finishes the course the page says to email the certificate to you and their instructor, then after the user leave the page he can not get back to those instructions.

On Fri, May 20, 2016 at 8:54 AM, Marijuana, CED ABC (CED sponsored) <[marijuana@alaska.gov](mailto:marijuana@alaska.gov)> wrote:

Mr. Malagodi,

Will you please point me to where the instructions tell you to email a copy of your certificate? We're unfamiliar with this instruction and have received a few of these. I've reviewed the instructions carefully and haven't seen anything that asks handler permit applicants to do this. Just looking to make sure our information is correct, we're all on the same page. Thanks for you help!

---

**From:** PSUMInfo (CED sponsored)  
**Sent:** Thursday, May 19, 2016 3:44 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** FW: Marijuana Handler Certificate of Completion

**From:** Mark Malagodi [<mailto:mark@canntest.com>]  
**Sent:** Thursday, May 19, 2016 1:07 PM  
**To:** PSUMInfo (CED sponsored); [instructor@marijuana.handlers.com](mailto:instructor@marijuana.handlers.com)  
**Subject:** Marijuana Handler Certificate of Completion

As per instructions on the marijuana Handlers website I am emailing a copy of my Certificate of Completion of the Marijuana Handlers Permit Course.



--

Mark Malagodi, Ph.D

CEO, CannTest, LLC

[907-258-6878](tel:907-258-6878)

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Mark Malagodi, Ph.D

CEO, CannTest, LLC

907-258-6878

## **Samaniego, Joe P (CED)**

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**From:** Alaskan Herbsman <alaskanherbsman@gmail.com>  
**Sent:** Saturday, May 21, 2016 5:36 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Limited Cultivation questions

**Categories:** Red Category

Hello,

I've scoured the MCB website, but am still finding it difficult to clarify some issues in regard to Limited Cultivation licenses.

My understanding is that this license type was created to allow for "cottage industry" style small businesses; and to bring home, hobby, and small-scale growers into the legal market.

In areas that will allow Limited Cultivation in residential areas, like Houston, I think it would be helpful to provide more specifics (or an FAQ) that addresses issues specific to "cottage industry" Limited Cultivation businesses. Specifically, it would be very helpful to have more easily accessible information in regard to designating the licensed premises within such a property and the details of the security and surveillance requirements if the business occurs within or adjacent to one's home.

Whether or not the MCB decides to create such a resource, I have some questions I would greatly appreciate some clarification on:

1. Is it indeed possible to get a Limited Cultivation license for a premises designated within one's home (i.e. designating a certain space, area, or rooms within one's home to be the licensed premises)?
2. If it's not possible to designate part of one's house to be the license premises, what are some examples of what a legitimate licensed premises for Limited Cultivation might look like (i.e. detached garage or shop, separate building, etc.)?
3. If it is possible to designate a space within one's house to be the licensed premises for Limited Cultivation, how do the security and surveillance requirements play out (i.e. how does one adequately address the security and surveillance required by law, while maintaining privacy in personal space outside the designated licensed premises)?
4. Considering that many potential licensees that pursue this route likely use marijuana personally for recreational, medicinal, and/or spiritual purposes; can you provide more details on how one would lawfully consume marijuana in their personal, private space within the home that is adjacent to the designated licensed premises (i.e. do they have to just be 20' from boundaries of the designated licensed premises)?
5. If you can provide any further information that stems from the above questions, or is relevant to matters brought up here, it would be greatly appreciated!

Thank you for your time and consideration!

## **Samaniego, Joe P (CED)**

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**From:** Matt Rader <mwr@gci.net>  
**Sent:** Sunday, May 22, 2016 2:55 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** RE: Automatic reply: Filed Marijuana License Applications Notices

**Categories:** Red Category

It is Sunday, May 22, 2016 and I have not heard back from you.  
MR

---

**From:** Marijuana, CED ABC (CED sponsored) [mailto:marijuana@alaska.gov]  
**Sent:** Wednesday, March 02, 2016 12:51 PM  
**To:** Matt Rader  
**Subject:** Automatic reply: Filed Marijuana License Applications Notices

Thank you for your comment or inquiry. We are recieveing a very high volume of questions and interest in marijuana licensing. We'll do our best to answer your question within one week of recieving it. If you don't hear from us, please understand that we are doing our best to help you. In the meantime, please check our updated FAQ's on our website. Your question may be answered there. You can access the FAQ's at this address: <https://www.commerce.alaska.gov/web/abc/MarijuanaLicensingFAQs.aspx>

Thank you for your time and interest.

## **Samaniego, Joe P (CED)**

---

**From:** Matt Rader <mwr@gci.net>  
**Sent:** Sunday, May 22, 2016 3:00 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** RE: Automatic reply: Filed Marijuana License Applications Notices includes attachment  
**Attachments:** Filed Marijuana License Applications Notices  
  
**Categories:** Red Category

I have not heard back from you.

---

**From:** Marijuana, CED ABC (CED sponsored) [mailto:marijuana@alaska.gov]  
**Sent:** Wednesday, March 02, 2016 12:51 PM  
**To:** Matt Rader  
**Subject:** Automatic reply: Filed Marijuana License Applications Notices

Thank you for your comment or inquiry. We are recieveing a very high volume of questions and interest in marijuana licensing. We'll do our best to answer your question within one week of recieving it. If you don't hear from us, please understand that we are doing our best to help you. In the meantime, please check our updated FAQ's on our website. Your question may be answered there. You can access the FAQ's at this address: <https://www.commerce.alaska.gov/web/abc/MarijuanaLicensingFAQs.aspx>

Thank you for your time and interest.

**From:** [Matt Rader](#)  
**To:** [Marijuana, CED ABC \(CED sponsored\)](#)  
**Subject:** Filed Marijuana License Applications Notices

---

I have seen a couple license applications notices published in the Anchorage paper.

The Notices are inadequate in the following ways.

1. There is no deadline for submitting comments.
2. There is no contact information for the “local government”.
3. The applications itself should be available on line and a web link provided.
4. The applications should also be available at a physical address.
5. There should be a phone number and email contact for additional information.

I think these are a minimum requirements to facilitate comments.

Thank you.

**Samaniego, Joe P (CED)**

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**From:** Mark Oppegaard <markoppegaard@gmail.com>  
**Sent:** Monday, May 23, 2016 11:55 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Opening retail store

**Categories:** Red Category

Hello, my name is Mark Oppegaard with House Op llc.

I am in the initiation process of filling out my permit form and its requirements. I have a few questions I need some answers to and could not find them in the FAQ section.

1) After making it through the whole process and being deemed complete, is there a time limit restriction before I open the front doors of my retail store to the public? ( I expect to open to public weeks or months after receiving a completed permit, if allowed)

2) if purchased from an existing permitted location, can I sell clones and live plants out of my retail store?

3) I'm unsure of the local community council in my area. If no Community Council supports my area, whom should I ask for local government permission? (IE: the local government approval that is necessary)

Thanx, I look forward to hearing from you at your leisure. If you would like to contact me you can call me at 907-529-6234

**Samaniego, Joe P (CED)**

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**From:** Lily Bosshart <lilybosshart@gmail.com>  
**Sent:** Tuesday, May 24, 2016 11:01 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** 5 to 1 Ratio Question

**Categories:** Red Category

Hi,

We have a question as it pertains to the Restricted Access area. Is that 5 to 1 ratio only where the product is stored, or throughout the entire store? For example, we are thinking to designing the store space so that all product is encased in a secure back room. An employee who works in the secure room will receive a receipt, gather product, and then hand product in an opaque bag through a window to an employee or straight to the customer. This way, all product stays in a secure back room until it is purchased.

We would have locked glass cases in the store that display product, but customers would have no access to what's inside (similar to a jeweler). If a customer were interested, an employee would access a small glass jar with a secure mesh top containing 1gm of flower so that customers could smell the product. At no point will customers be able to touch or access product in anyway until they make a purchase. Once they complete a transaction, they would take their receipt to the window of the secure room and then be handed a child resistant bag with their purchase.

In this scenario, would the 5 to 1 ratio apply to the entire store, or just the secure storage room?

Thank you so much for your help!

Lily Bosshart



## **Samaniego, Joe P (CED)**

---

**From:** Lily Bosshart <lilybosshart@gmail.com>  
**Sent:** Tuesday, May 24, 2016 1:21 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: 5 to 1 Ratio Question

**Categories:** Red Category

Thank you so much!

> On May 24, 2016, at 11:59 AM, Marijuana, CED ABC (CED sponsored) <marijuana@alaska.gov> wrote:

>

>

> The area of your store "where marijuana is stocked for sale or dispensed for sale is a restricted access area" per 3 AAC 306.325(c). In your scenario the 5:1 ratio should only apply to the restricted access area or areas, not your entire store.

>

> -----Original Message-----

> From: Lily Bosshart [mailto:lilybosshart@gmail.com]

> Sent: Tuesday, May 24, 2016 11:01 AM

> To: Marijuana, CED ABC (CED sponsored)

> Subject: 5 to 1 Ratio Question

>

> Hi,

> We have a question as it pertains to the Restricted Access area. Is that 5 to 1 ratio only where the product is stored, or throughout the entire store? For example, we are thinking to designing the store space so that all product is encased in a secure back room. An employee who works in the secure room will receive a receipt, gather product, and then hand product in an opaque bag through a window to an employee or straight to the customer. This way, all product stays in a secure back room until it is purchased.

>

> We would have locked glass cases in the store that display product, but customers would have no access to what's inside (similar to a jeweler). If a customer were interested, an employee would access a small glass jar with a secure mesh top containing 1gm of flower so that customers could smell the product. At no point will customers be able to touch or access product in anyway until they make a purchase. Once they complete a transaction, they would take their receipt to the window of the secure room and then be handed a child resistant bag with their purchase.

>

> In this scenario, would the 5 to 1 ratio apply to the entire store, or just the secure storage room?

>

> Thank you so much for your help!

> Lily Bosshart

## **Samaniego, Joe P (CED)**

---

**From:** Fox Family <gcfox@gci.net>  
**Sent:** Wednesday, May 25, 2016 12:13 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Girdwood Marijuana Questions

**Categories:** Red Category

Hi,

I am on the local political board in Girdwood, Girdwood Board of Supervisors, (GBOS) and we have been getting some people coming before the board and presenting to get local community approval for their marijuana projects and I have some questions.,

- 1). As a local community council and political board should the GBOS be forwarding our approval or disapproval for marijuana licenses through the municipality or directly to the state?
- 2). Is there a special form you need to use to object to someone getting a license. i.e. "Petition to Deny State of Alaska Marijuana License"?
- 3) Does the state notify local communities about marijuana permits and if so how do they do they do that? In our case Girdwood is within the Municipality of Anchorage. Would the state make contact with the Muni or our local political board, the GBOS.
- 4). Will the state verify that the person or entity applying for a state marijuana license has a municipal marijuana license before approving the state license?
- 5). Who can petition to deny the state of Alaska marijuana license? Specifically can an individual do it and can a local community council do it?
- 6). Is it possible that the someone living within the municipality could be issued a state marijuana license without having a municipal license?
- 9). From your website it says you must object to a license within 30 days after public notice. There have been establishments that applied for a retail license back in April and posted a notice of this application back then. Does this mean the time for public comment is over?
- 10). Under FAQ's on the website it states: "After your application is deemed complete by the AMCO director per 3 AAC 306.025(d) and payment is made, it will be submitted to your local government who will have up to 60 days to protest the application or waive its right to protest." In our case will the local government be the Girdwood Board of Supervisor's or would it be the Municipality of Anchorage?
- 11). How far along in the process is the state? When someone files for a cultivation permit how long before it would be approved?

Do you have any other information that you think local political boards/community councils should know about commenting on marijuana licenses?

Thanks so much in helping clarify some of our questions on marijuana license process.

Jerry Fox  
Land Use Supervisor  
Girdwood Board of Supervisors  
PO Box 1151  
Girdwood Ak  
99587

Ph. 907-783-9029

**Samaniego, Joe P (CED)**

---

**From:** Valerie Mastolier <valerie@jdwcounsel.com>  
**Sent:** Wednesday, May 25, 2016 1:19 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Cc:** Jana Weltzin  
**Subject:** Child centered services

**Categories:** Red Category

Good afternoon AMCO Staff,

I have a quick question regarding a marijuana establishment being close to a children's gymnastic facility. Would that particular type of business and facility be considered a child centered service?

Thank you!

--

*Valerie Mastolier*

JDW, LLC

Office Manager & Paralegal

3003 Minnesota Drive Suite 201

Anchorage, Alaska 99503

907-231-3750

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

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

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P Think green, please don't print unnecessarily

**Samaniego, Joe P (CED)**

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**From:** Skeet Skeet <partboypete@gmail.com>  
**Sent:** Wednesday, May 25, 2016 1:42 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** School zone  
  
**Categories:** Red Category

Does the buffer zones between marijuana businesses and schools include school zones. I see schools in the regulations but did not know if the 500 feet also includes school zones. Please let me know, thanks!

**Samaniego, Joe P (CED)**

---

**From:** Jason T. Confair <confair@kkallaw.com>  
**Sent:** Wednesday, May 25, 2016 2:10 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Inquiry

**Importance:** High

To Whom It May Concern,

My name is Jason Confair, and I am an attorney in Pennsylvania who represents a Client who is considering financing a recreational marijuana operation in Alaska.

Per 3 AAC 306.015, no person other than a licensee may have a “direct or indirect financial interest” in a licensed marijuana establishment. The phrase “direct or indirect financial interest” is defined in subsection (e) of the regulation to mean “a legal or equitable interest in the operation.”

In short, I’m trying to understand whether a lender that is not licensed can make a loan to a person licensed to operate a recreational marijuana establishment without running afoul of the regulation cited in the preceding paragraph. Any assistance you can provide in this regard would be greatly appreciated.

Very Truly Yours, Jason Confair, Esq.

\*\*\*\*\*

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**KEGEL KELIN ALMY & LORD LLP**  
24 N. Lime Street, Lancaster, PA 17602  
(717) 392-1100 - phone (717) 392-4385 - fax

## **Samaniego, Joe P (CED)**

---

**From:** Skeet Skeet <partboypete@gmail.com>  
**Sent:** Wednesday, May 25, 2016 3:17 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** RE: School zone

**Categories:** Red Category

So how can I get an answer if a school zone is considered school grounds by the mcb. I was told that this was the email address to send the question. Can you give me a different number or email address. Thanks

On May 25, 2016 2:27 PM, "Marijuana, CED ABC (CED sponsored)" <[marijuana@alaska.gov](mailto:marijuana@alaska.gov)> wrote:

The exact language in the regulations refers to a "school ground", not a "school". Whether that means the entire "school zone" or not is a question of interpretation for the MCB.

John Calder

Administrative Officer

Alcohol & Marijuana Control Office

[\(907\)-754-3427](tel:(907)-754-3427)

**From:** Skeet Skeet [mailto:[partboypete@gmail.com](mailto:partboypete@gmail.com)]  
**Sent:** Wednesday, May 25, 2016 1:42 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** School zone

Does the buffer zones between marijuana businesses and schools include school zones. I see schools in the regulations but did not know if the 500 feet also includes school zones. Please let me know, thanks!



**Samaniego, Joe P (CED)**

---

**From:** Leslea Nunley <tananaerbcompany@gmail.com>  
**Sent:** Thursday, May 26, 2016 8:44 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** question about security camera requirements

**Categories:** Red Category

Good morning,

I have applied for a license for a Standard Marijuana Cultivation Facility and am preparing to install my security camera system in the next few days. I have read the law and understand what areas of the facility need to be on camera and that the camera must monitor at all times, not just motion activated, keeping a record of the video for 40 days minimum. There are several different ways and systems that can achieve that and I am looking for guidance in that area.

The requirement to keep continuous coverage, without motion detection activating the camera, for 40 days means high storage capacity. Possibly up to 12 TB for a facility my size. Most camera systems readily available offer 2 - 6 TB of storage. In order to meet the law the storage unit would have to be changed every 15 - 20 days and a new storage unit attached to the camera units until a full backup of 40 days is achieved. Is there any problem with that scenario as far as achieving the 40 days of video surveillance required?

The second question I have is pertaining to definition. Most camera systems are high definition but that is open to interpretation. I understand a video of a blurry face is not helpful and it needs to be clear. What do you consider clear? Has there been any discussion or decisions made that identify the minimum definition requirements of the camera's video capability?

I want to make sure the system meets your requirements and that I am aware of any of the latest decisions or considerations in this area before I buy the system and install it.

Thank you for your time,  
Leslea Nunley  
Tanana Herb Company, LLC  
License # 10207

## **Samaniego, Joe P (CED)**

---

**From:** Leslea Nunley <tananaherbcompany@gmail.com>  
**Sent:** Thursday, May 26, 2016 9:32 AM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: question about security camera requirements

**Categories:** Red Category

Thank you for the quick response. I will do my best to ensure the camera system I choose meets the regulations and is sufficient for it's purpose.

Leslea Nunley

> On May 26, 2016, at 9:18 AM, Marijuana, CED ABC (CED sponsored) <marijuana@alaska.gov> wrote:

>

> There have been no discussions on the matters you are requesting information about. The MCB will review your plan and determine whether it meets the regulations. Please understand this office cannot give advice about how the board will respond to your specific plan.

>

> -----Original Message-----

> From: Leslea Nunley [mailto:tananaherbcompany@gmail.com]

> Sent: Thursday, May 26, 2016 8:44 AM

> To: Marijuana, CED ABC (CED sponsored)

> Subject: question about security camera requirements

>

> Good morning,

>

> I have applied for a license for a Standard Marijuana Cultivation Facility and am preparing to install my security camera system in the next few days. I have read the law and understand what areas of the facility need to be on camera and that the camera must monitor at all times, not just motion activated, keeping a record of the video for 40 days minimum. There are several different ways and systems that can achieve that and I am looking for guidance in that area.

>

> The requirement to keep continuous coverage, without motion detection activating the camera, for 40 days means high storage capacity. Possibly up to 12 TB for a facility my size. Most camera systems readily available offer 2 - 6 TB of storage. In order to meet the law the storage unit would have to be changed every 15 - 20 days and a new storage unit attached to the camera units until a full backup of 40 days is achieved. Is there any problem with that scenario as far as achieving the 40 days of video surveillance required?

>

> The second question I have is pertaining to definition. Most camera systems are high definition but that is open to interpretation. I understand a video of a blurry face is not helpful and it needs to be clear. What do you consider clear? Has there been any discussion or decisions made that identify the minimum definition requirements of the camera's video capability?

>

> I want to make sure the system meets your requirements and that I am aware of any of the latest decisions or considerations in this area before I buy the system and install it.

>

> Thank you for your time,

> Leslea Nunley

> Tanana Herb Company, LLC

> License # 10207

## **Samaniego, Joe P (CED)**

---

**From:** Jana Weltzin <jana@jdwcounsel.com>  
**Sent:** Thursday, May 26, 2016 9:46 AM  
**To:** Marijuana, CED ABC (CED sponsored); Valerie Mastolier  
**Subject:** RE: Child centered services

**Categories:** Red Category

Okay thank you for the response we appreciate it,

*Jana D. Weltzin, Esq.*

JDW, LLC

Principal Owner

3003 Minnesota Drive Suite 201

Anchorage, Alaska 99503

[janaweltzin@gmail.com](mailto:janaweltzin@gmail.com)

[jana@jdwcounsel.com](mailto: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

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**From:** Marijuana, CED ABC (CED sponsored) [mailto:marijuana@alaska.gov]  
**Sent:** Wednesday, May 25, 2016 2:25 PM  
**To:** Valerie Mastolier <valerie@jdwcounsel.com>; Marijuana, CED ABC (CED sponsored) <marijuana@alaska.gov>  
**Cc:** Jana Weltzin <jana@jdwcounsel.com>  
**Subject:** RE: Child centered services

This is a question of interpretation for the MCB and not one that can be answered by this office.

---

**From:** Valerie Mastolier [mailto:valerie@jdwcounsel.com]  
**Sent:** Wednesday, May 25, 2016 1:19 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Cc:** Jana Weltzin  
**Subject:** Child centered services

Good afternoon AMCO Staff,

I have a quick question regarding a marijuana establishment being close to a children's gymnastic facility. Would that particular type of business and facility be considered a child centered service?

Thank you!

--

*Valerie Mastolier*

JDW, LLC

Office Manager & Paralegal

3003 Minnesota Drive Suite 201

Anchorage, Alaska 99503

907-231-3750

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

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

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## **Samaniego, Joe P (CED)**

---

**From:** Paul Disdier <thefireweedfactory@gmail.com>  
**Sent:** Thursday, May 26, 2016 12:32 PM  
**To:** Marijuana, CED ABC (CED sponsored)  
**Subject:** Re: Question regarding retail store bathroom

Hello Cynthia,

We are still working on a solution to provide a bathroom for our small scale retail store in downtown Juneau and we wanted to check with you to make sure it would be permissible.

We would like to install an electric incinerating toilet and a portable hand washing sink with cabinet and pump that is capable of hot water on demand. There are several that are compact and efficient versions on the current market that would fit our limited space.

Back in February when we first began our search, we communicated with Lori Aldrich, a Regional Manager at DEC in Anchorage. She said that the state allows the use of incinerating toilets for a business and precedent has been set for their use. There are no state regulations governing them as the waste becomes inert and therefore needs no oversight.

She may be contacted at 907-269-7622 or [lori.aldrich@alaska.gov](mailto:lori.aldrich@alaska.gov)

We have also talked with our city building official Charlie Ford and he said the city will permit us to use an incinerating toilet and portable sink. Both the toilet and sink are UL and NSF certified. I have added website links for the sink and toilet equipment we would like to use.

<http://www.portablehandwashing.com/Crown-Verity-CVPHS-4-Portable-Hand-Sink-Compact-p/cvphs-4.htm>

<http://incinolet.com>

Thanks  
Paul Disdier

On Tue, Mar 29, 2016 at 12:50 PM, Paul Disdier <[thefireweedfactory@gmail.com](mailto:thefireweedfactory@gmail.com)> wrote:  
Hello Cynthia,

We just received an email from CBJ planner Chrissy Steadman letting us know that you were concerned we had applied for our Conditional Use Permit before we received our state cultivation permit. We mistakenly thought that we had to have our CUP approved before our state application could be complete. We just wanted to assure you that we would not be starting our cannabis business until we have received our state permit.

With very few limited warehouse locations in Juneau, after several months we were still unable to procure a grow location. Our plans had to change. So we decided to apply for a CUP in our residential area zoned for limited cultivation to make sure it would be possible. After two months and many difficulties, our CUP was finally accepted for processing but it is far from approved. With the many conditions that were added to our CUP our current plan is to apply for a new CUP at a different commercial location.

This time we will apply for our state cultivation permit before we apply for our new CUP. Hopefully this information reassures you that we have no intention of opening our business until we have all state and city permits. Let us know if you have any questions or need any other confirmation of our status.

Thank you for your time and effort.

Paul V. Disdier and June E. Hall  
The Fireweed Factory LLC

On Thu, Mar 24, 2016 at 6:07 PM, Paul Disdier <[thefireweedfactory@gmail.com](mailto:thefireweedfactory@gmail.com)> wrote:

Hi Cynthia,

Thank you for the quick reply, we'll work on getting a bathroom put into the building.

-Paul

On Wed, Mar 23, 2016 at 1:19 PM, Marijuana, CED ABC (CED sponsored) <[marijuana@alaska.gov](mailto:marijuana@alaska.gov)> wrote:

June and Paul,

We do not consider the issuance of a marijuana license and the regulation requiring toilet and hand washing facilities in 3 AAC 306.735(b)(2) and (3) to be a "minor use".

You are going to have to meet the requirement that the premises have a bathroom. Sorry.

Cynthia Franklin, Director

Alcoholic Beverage & Marijuana Control Boards

[907-269-0351](tel:907-269-0351)

**From:** Paul Disdier [mailto:[thefireweedfactory@gmail.com](mailto:thefireweedfactory@gmail.com)]

**Sent:** Monday, March 21, 2016 10:43 AM

**To:** Marijuana, CED ABC (CED sponsored)

**Subject:** Question regarding retail store bathroom

Hello,

We are hoping to secure a marijuana retail space in downtown Juneau DBA The Fireweed Factory LLC. The building is an historic one that is unusual in size and location. Apparently, it is the smallest separate business store in town tucked between two other old buildings. The interior space is only about 150 sq. feet. The State marijuana regulations require a bathroom for each establishment, but this location does not have water supplied to it.

The city of Juneau has a regulation permitting the use of a nearby permitted bathroom for businesses. Here is the section out of Title 19 which is the City Ordinance that modifies the Building Codes.

**19.03.2902.3.2 - Plumbing systems; location of toilet facilities in occupancies other than covered mall buildings.**

In the exception, add a second paragraph as follows:

"For minor uses, the building official may approve facilities in nearby buildings under the same or different ownership with adequate assurance of continued access."

(Serial No. 2009-16(b), § 2, 9-21-2009; [Serial No. 2014-19\(c\), § 3, 7-30-2014, eff. 7-31-2014](#))

Our hours of operation would match those of the adjacent business providing the bathroom. There are two bars and two restaurants close by. I have also attached a plat of the proposed property and photos.

Would it be possibly to make use of the city's ordinance in order to comply with the State regulation? We would of course provide a signed agreement with the business providing the bathroom. Thank you for your consideration.

June Hall and Paul V. Disdier