



## MEMORANDUM

TO: Peter Mlynarik, Chair, and Members of the Marijuana Control Board      DATE: November 14, 2017

FROM: Erika McConnell, Director      RE: Notices of Violation

Between the September board meeting and this one, eighteen NOVs have been issued as summarized below. Also included are two advisory notices distributed to different groups of licensees.

- AB17-0368 to Dankorage (#10306), a retail store in Anchorage, for numerous inventory tracking violations. (3 AAC 306.330; 3 AAC 306.755)

AB17-0370 to Dankorage (#10306), a retail store in Anchorage, for an inventory tracking violation (3 AAC 306.330) found during a random audit, where approximately 58 grams of bud/flower could not be accounted for.

AB17-0380 to Dankorage (#10306), a retail store in Anchorage, for having personal marijuana plants that are not tracked in the inventory tracking system on the licensed premises, and for utilizing an area of the building that was not shown on their licensed premises diagram and thus not approved by the board. (AS 17.38.070; 3 AAC 306.730; 3 AAC 306.750; 3 AAC 306.755; 3 AAC 306.020)

*An accusation is forthcoming.*

- AB17-0371 to Coyote & Toad's Garden (#10141), a limited cultivation facility in Skagway, for "numerous errors regarding packages not relating back to a harvest batch."

*Although licensees are not required to respond to NOVs, we are concerned that this licensee has not responded. We are attempting to determine whether the licensee has contacted Metrc about how to correct the errors.*

- AB17-0379 to JWS Enterprises (#10657), a standard cultivation facility in Ketchikan, for creating packages that are not tied to a harvest batch, in violation of 3 AAC 306.435.

*Although licensees are not required to respond to NOVs, we are concerned that this licensee has not responded. We are attempting to determine whether the licensee has contacted Metrc about how to correct the errors.*

- AB17-0384 to Fat Tops, LLC (#11140), a retail store in Soldotna, for employees who were not properly credentialed, in violation of 3 AAC 306.320 and 3 AAC 306.710.

AB17-0387 to Fat Tops, LLC (#11138), a standard cultivation facility in Soldotna, for inventory violations, where the number of clones in the facility did not match the number shown in Metrc, violation 3 AAC 306.405, 3 AAC 306.435, and 3 AAC 306.730.

AB17-0395 to Fat Tops, LLC (#11140), a retail store in Soldotna, for an advertising violation (3 AAC 306.360).

*The licensee has requested to appear before the board.*

- AB17-0386 to Cannabaska (#10236), a retail store in Anchorage, for inventory tracking violations (3 AAC 306.330) found during a random audit, where approximately 46 grams of bud/flower could not be accounted for.
- AB17-0396 to Rainforest Cannabis (#10883), a retail store in Ketchikan, for violation of advertising restrictions (3 AAC 306.360)
- AB17-0398 to Pine Street Cannabis Company (#10273), a retail store in Soldotna, for transferring marijuana from a cultivation facility to a retail facility in Metrc, but not physically moving the marijuana. (3 AAC 306.330)
- AB17-0402 to Flying High Investments, LLC (#10268), a standard cultivation facility in Chitina, for falsification of transportation manifests.

*The licensee generated two manifests (ending in 93808 and 93809) that were for overlapping times and indicated that the transfer of marijuana would occur using a car, while in fact the transportation was by private aircraft. In his response, counsel for the licensee states that because his car was breaking down, the licensee switched to his aircraft and noted this on the manifests. Additional documentation shows that the manifests provided by Grass Station 49 and Chena Cannabis do not contain the notes on the manifests that the licensee provided, indicating they were added later. Text messages from one of the recipients show that the licensee intended at least a day in advance to fly his private aircraft to transfer marijuana. An accusation will be forthcoming.*

*The licensee has requested to appear before the board.*

- AB17-0404 to Permafrost Distributors (#11509), a retail store in Sterling, for an inventory tracking violation (3 AAC 306.330) found during a random audit, where approximately 32 grams of bud/flower could not be accounted for.
- AB17-0408 to Red Run Cannabis Company, LLC (#10056), a retail store in Kenai, for a violation of the advertising restrictions in 3 AAC 306.360(b).

*The licensee has requested to appear before the board.*

- AB17-0427 to Alaskan Leaf, LLC (#10577), a retail store in Anchorage, for not reconciling its point-of-sale system with Metrc daily, as required by 3 AAC 306.330(c), and for processing marijuana outside of the restricted access area, a violation of 3 AAC 306.710(a).
- AB17-0436 to Fat Tops, LLC (#11140), a retail store in Soldotna, for inventory violations (unable to account for about 35 grams of marijuana) and storing marijuana off the licensed premises, which are violations of 3 AAC 306.330 and 3 AAC 306.305.

*Licensee did not respond to provide an explanation.*

- AB17-0460 to AK Slow Burn Cannabis Outlet (#10245), a retail store in Anchorage, for inventory tracking violations (3 AAC 306.330; 3 AAC 306.730) found during a random audit, where approximately 207 grams of leaf/trim could not be accounted for. Additionally, the product was not weighed when it was received from another licensee in violation of 3 AAC 306.730(b) and 3 AAC 306.750(e).
- AB17-0461 to The Frost Frontier (#10161), a standard cultivation facility in Anchorage, for a self-reported inventory tracking system error. A solution to correct the problem was established, but was not implemented by the licensee, which caused additional record keeping errors.

# Advisory Notice

(3AAC 306.805)

Date: 10/24/17

Licensee: All Marijuana Retail Stores

DBA: N/A

License #/Type: N/A

Address: N/A

This is a notice to you as licensee that an incident has occurred or a defect is noted that could result in a violation of a statute, regulation or municipal ordinance.  
Note: This is not an accusation or a criminal complaint.

**\*\*ALL USERS OF POS PROVIDER MJ FREEWAY PLEASE CONTACT AMCO ENFORCMENT\*\***

It has come to our attention that MJ Freeway suffered a system failure sometime on Saturday October 21st. As a result sales and inventory data may have been lost for that day after the system was restored.

We need to ensure that all of your current inventory and sales data reflects accurately in Metrc.

If you are an MJ Freeway user please contact investigator Joe Bankowski at 269-0355 to discuss a plan of action.

////

Issuing Investigator: J. Bankowski

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Email

Date:



# Advisory Notice

(3AAC 306.805)

Date: 10/10/17

Licensee: All Marijuana Cultivation Facilities and Testing Facilities

DBA: N/A

License #/Type: N/A

Address: N/A

This is a notice to you as licensee that an incident has occurred or a defect is noted that could result in a violation of a statute, regulation or municipal ordinance.

Note: This is not an accusation or a criminal complaint.

Current regulations only require that one test sample to be submitted for testing regardless of harvest batch size.

Our cultivation regulations make reference to harvest batches in two sections as you will see below. The problem is that our regulatory definition of batch or harvest requires said batches to be a specifically identified amount. Moreover that definition will not always be synonymous with what is generally termed as a harvest batch in metric. Only 3 AAC 306.435 (marijuana inventory tracking system) specifically defines the batch as not exceeding 5 pounds. 3 AAC 306.455 (required laboratory testing) requires a sample from strain specific batches but it does not specify the batch size nor does it cross reference 3 AAC 306.435 to say that the 5lb limit specified there is applicable.

3 AAC 306.455 Required laboratory testing states (a) A marijuana cultivation facility shall provide a sample of each harvest batch of marijuana produced at the facility to a marijuana testing facility and may not sell or transport any marijuana until all laboratory testing required under 3 AAC 306.645 has been completed. (b) To comply with (a) of this section, a marijuana cultivation facility shall (1) collect a random, homogenous sample for testing by segregating harvested marijuana into batches of individual strains of bud and flower, then selecting a random sample from each batch in an amount required by the marijuana testing facility;

3 AAC 306.435. Marijuana inventory tracking system. (a) A marijuana cultivation facility shall use a marijuana inventory tracking system in compliance with 3 AAC 306.730 to ensure all marijuana propagated, grown, or cultivated on the marijuana cultivation facility's premises is identified and tracked from the time the marijuana is propagated through transfer to another licensed marijuana establishment or destruction. The marijuana cultivation facility shall assign a tracking number to each plant over eight inches tall. When harvested, bud and flowers, clones or cuttings, or leaves and trim may be combined in harvest batches of distinct strains, not exceeding five pounds. Each harvest batch must be given an inventory tracking number.

3 AAC 306.990. Definitions.

Issuing Investigator: J. Bankowski

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: In-Person

Date:

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records Act AS 40.25

Date: 10-2-17

License #/Type: Retail Marijuana Store

Designated Licensee: Lily Bosshart

AMCO Case#: AB17000368

DBA: Dankorage, LLC

Premises Address: 2812 Spenard Road, Anchorage, AK 99503

Mailing Address: 4621 E.115TH AVE, ANCHORAGE, AK 99516

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

**Note:** This is not an accusation or a criminal complaint.

Dankorage did not following instructions provided by METRC on zeroing out packages 1A40203000017D7000000263, 1A40203000017D7000000264 on 6-15-17.

On 7-4-17 Dankorage combined packages 1A40203000017D7000000251 and 1A40203000017D7000000252 in package 1A40203000017D7000000268, this was done incorrectly and the notes do not reflect the amounts transfered and do not indicate where the package went or came from in METRC.

Dankorage has a negative number in METRC with Package 1A40203000017D7000000263. Package is at -3.75 pounds and should be at 0.

Package 1A40203000017D7000000268 indicates 2007.17 grams currently remaining in METRC, AMCO audit found 263.13 grams which leaves 1744.04 grams unaccounted for and no way to explain or track this discrepancy between METRC and product found during the audit.

Dankorage made 154 sales from Package 1A40203000017D7000000264 after it should have been zeroed out.

Package 1A40203000017D7000000269 has 483.35 remaining in METRC, AMCO found 122.6 Grams which leaves 360.75 grams improperly tracked in METRC.

Dankorage failed to provide requested documentation of the varying amounts tracked in METRC compared to what was found during the audit.

This is a violation of 163 counts of 3 AAC 306.330 Marijuana inventory tracking system and a violation of 3 AAC 306.755 Business Records

**3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice.**

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

**\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.**

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Hoelscher

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:



# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records Act AS 40.25

Date: 8/18/17

License #/Type: Marijuana Retail Store

Designated Licensee: Lily Bosshart

AMCO Case#: AB17-0370

DBA: Dankorage, LLC

Premises Address: 2812 Spenard Rd. Anchorage, AK 99503

Mailing Address: 2812 Spenard Rd. Anchorage, AK 99503

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

**Note:** This is not an accusation or a criminal complaint.

On 08/17/17, AMCO Investigators conducted an audit at Dankorage. A random package was selected from your metric inventory, 1A402030000238E0000000039, a 228.7g package of "su sage" bud/flower, in order for us to verify the reported weight.

The contents of this package was located in 3 separate containers with usable product and one small bag with waste (stems, etc.). The total product weight within these 3 containers was approximately 170g. This left approximately 58g of "su sage" unaccounted for according to your inventory tracking.

This is a violation of 3 AAC 306.330 Marijuana Inventory Tracking System.

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice.

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

**\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.**

Alcohol & Marijuana Control Office

ATTN: Enforcement

550 W. 7<sup>th</sup> Ave, Suite 1600

Anchorage, Alaska 99501

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Bankowski

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: Thursday, August 17th, 2017

License #/Type: #10306 Retail Marijuana Store

Licensee: DANKORAGE, LLC

Address: 4621 E. 115TH Ave, Anchorage, AK 99516

DBA: DANKORAGE, LLC

AMCO Case #: AB17-O380

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On Monday, August 7th, 2017, Investigators from the State of Alaska Alcohol & Marijuana Control Enforcement were in contact with Dankorage, LLC, a retail marijuana store. During the course of the contact, two mature non-flowering marijuana plants were observed in the Dankorage LLC retail store display area. The two marijuana plants were not tagged with the required METRC RFID tags and they were not tracked by a manifest or received by a licensee cultivator registered within the State approved METRC system. Dankorage LLC owner, Lily Bosshart stated she brought her personal marijuana plants into Dankorage LLC and stood them on display for educational purposes.

This is a violation of:

Sec. 17.38.070. Lawful operation of marijuana-related facilities. (a)(3)(4)(5)(6)

3 AAC 306.730. Marijuana inventory tracking system.

3 AAC 306.750. Transportation. (b)(c)(d)(e)(f)

3 AAC 306.755. Business records. (a)(8)

During the same contact, investigators observed that Dankorage LLC was utilizing a storage area below the floor, this storage was referred as the "Hobbit hole" which stored packaging materials for Dankorage LLC. This area was not included into the approved premises diagram.

This is a violation of:

3 AAC 306.020(b)(8).

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office

ATTN: Enforcement

550 W. 7<sup>th</sup> Ave, Suite 1600

Anchorage, Alaska 99501

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: K. Whiteman

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:



• Sender: Please print your name, address, and ZIP+4 in this box •

Alcohol & Marijuana Control Office  
550 W. 7th Ave, Suite 1600  
Anchorage, AK 99501

AB17000368

JCH1

## SENDER: COMPLETE THIS SECTION

1. Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  
2. Print your name and address on the reverse so that we can return the card to you.  
3. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

DANKOWAGE, LLC  
Attn: Lily Bosshart  
4621 E. 115th Ave  
Anchorage, AK  
99516

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent  
☐ Addressee

B. Received by (Printed Name)

Lily Bosshart

C. Date of Delivery

10-13-17

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

Article Number

(Transfer from service label)

7013 2250 0000 9617 5750

**AGLIETTI OFFRET & WOOFER**

ATTORNEYS AT LAW  
733 WEST FOURTH AVENUE, SUITE 206  
ANCHORAGE, ALASKA 99501

TERRY C. AGLIETTI  
RONALD A. OFFRET  
J. ROBERT WOOFER, JR.  
J. E. WIEDERHOLT  
CHRISTOPHER M. CROMER

TELEPHONE  
(907) 279-8657  
FACSIMILE  
(907) 279-5534

October 23, 2017

Alcohol & Marijuana Control Office  
ATTN: Enforcement Unit  
550 West 7th Ave, Suite 1600  
Anchorage, AK 99501

RE: Dankorage  
License #10306

To whom it may concern,


This letter will serve as our official protest to the following Notice of Violation:

AMCO Case #AB17-0380  
AMCO Case #AB17-0370  
AMCO Case #AB17000368

DANKORAGE wishes to appear before the AMCO Board to protest these Violations.

Very truly yours,

AGLIETTI, OFFRET & WOOFER

  
Terry C. Aglietti

TCA/np



# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 08/18/2017

License #/Type: 10141 / Limited Cultivation

Licensee: Coyote & Toad's Gardens, LLC

Address: 100 Rio Faux Lobo, Skagway 99840

DBA: Coyote & Toad's Garden

AMCO Case #: AB17000371

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

## 3 AAC 306.435. Marijuana inventory tracking system

(a) A marijuana cultivation facility shall use a marijuana inventory tracking system in compliance with 3 AAC 306.730 to ensure all marijuana propagated, grown, or cultivated on the marijuana cultivation facility's premises is identified and tracked from the time the marijuana is propagated through transfer to another licensed marijuana establishment or destruction. The marijuana cultivation facility shall assign a tracking number to each plant over eight inches tall. When harvested, bud and flowers, clones or cuttings, or leaves and trim may be combined in harvest batches of distinct strains, not exceeding five pounds. Each harvest batch must be given an inventory tracking number. Clones or cuttings must be limited to 50 or fewer plants and identified by a batch tracking number.

After review of Coyote & Toad's METRC entries it was found there has been numerous errors regarding packages not relating back to a harvest batch. Package # 1A4020300000DAD000000015 showed a package of 2.59 lbs being created from no attributable harvest and then being discontinued two hours later.

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: S. Johnson

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

• Sender: Please print your name, address, and ZIP+4® in this box•

Alcohol & Marijuana Control Office  
Attn: Joe Hamilton  
550 West 7th Avenue, Suite 1601  
Anchorage, AK 99501



## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  
Print your name and address on the reverse so that we can return the card to you.  
Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

☐ Agent  
☐ Addressee

B. Received by (Printed Name)

Tiffany Metz

C. Date of Delivery

8/30/17

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

- ☒ Certified Mail® ☐ Priority Mail Express™  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

☐ Yes

Article Number

(Transfer from service label)

7012 3460 0000 2166 5113



# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 08/29/2017

License #/Type: 10657 / Standard Cultivation

Licensee: JWS Enterprises

Address: 2997 S. Gravina Is., Ketchikan, 99901

DBA: JWS Enterprises

AMCO Case #: AB17000379

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

## 3 AAC 306.435. Marijuana inventory tracking system

(a) A marijuana cultivation facility shall use a marijuana inventory tracking system in compliance with 3 AAC 306.730 to ensure all marijuana propagated, grown, or cultivated on the marijuana cultivation facility's premises is identified and tracked from the time the marijuana is propagated through transfer to another licensed marijuana establishment or destruction. The marijuana cultivation facility shall assign a tracking number to each plant over eight inches tall. When harvested, bud and flowers, clones or cuttings, or leaves and trim may be combined in harvest batches of distinct strains, not exceeding five pounds. Each harvest batch must be given an inventory tracking number. Clones or cuttings must be limited to 50 or fewer plants and identified by a batch tracking number.

After review of JWS Enterprises' METRC entries it was found 13 package entries, #'s 66-70 and 37-44 have no attributable harvest.

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: S. Johnson

Received by:

SIGNATURE:

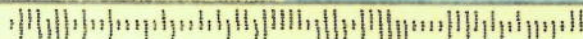
SIGNATURE:

Delivered VIA: Mail

Date:



• Sender: Please print your name, address, and ZIP+4® in this box•

Alcohol & Marijuana Control Office  
Attn: Joe Hamilton  
550 West 7th Avenue, Suite 1601  
Anchorage, AK 99501

## SENDER: COMPLETE THIS SECTION

1. Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
2. Print your name and address on the reverse so that we can return the card to you.
3. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

JWS Enterprises  
2417 tongass #111-214  
Ketchikan, AK 99901

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

x *SWagner*☒ Agent☐ Addressee

B. Received by (Printed Name)

*SWagner*

C. Date of Delivery

*9/14/17*

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☒ No

3. Service Type

☒ Certified Mail®☐ Priority Mail Express™☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

☐ Yes

Article Number

(Transfer from service label)

7012 3460 0000 2166 5151



# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 8-31-17

Licensee: Fat Tops, LLC

DBA: Fat Tops, LLC

License #/Type: Retail Marijuana Store / #11140

Address: 36380 Murray Lane, Soldotna, AK

AMCO Case #: AB17-0384

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 8-29-17, an inspection was completed at your establishment. Immediately upon walking in, I noticed two individuals behind the counter in a restricted access area. Neither were wearing store badges. I asked for the store manager and one of the individuals went to get him. After about 2 minutes, licensee Dave Parker arrived. While making small chat with him, one of the individuals realized who I was and retrieved her vest; her credentials were attached to the vest. I advised Parker of the violation and the remaining individual said she had just arrived and continued to work. I told her the correct response was to get her credentials from her car and become compliant to which she did.

Your attention is referred to 3AAC306.320: Marijuana handler permit required and 3AAC306.710: Restricted access areas

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

7013 2250 0000 9617 5989

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 8-31-17

Licensee: Fat Tops, LLC

DBA: Fat Tops, LLC

(Standard Cultivation)  
License #/Type: Retail Marijuana Store / #11138

Address: 36380 Murray Lane, Soldotna, AK

AMCO Case #: AB17-0387

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 8-29-17, an inspection was conducted at your cultivation establishment. Clones were inspected and many clone counts were improperly documented. The first two strains checked did not match what was in METRC; but you provided paper documentation showing actual number of clones matching METRC.

Count which were off:

Apollo Haze, METRC 16, actual count 1  
Big Smooth, METRC 32, actual zero  
Black Mamba, METRC 11, actual zero  
Blue Kush, 29 METRC, actual zero  
Blue Banner, 7 METRC, actual count 14  
Cherry Bomb, 14 METRC, actual count 9  
Cinex, 7 METRC, actual count 69

Hell Monkey, 24 METRC, actual zero  
Pink, 11 METRC, actual count 51  
Pipe Dream, 11 METRC, actual zero  
Quantum Kush, 16 METRC, actual count 4  
Quantum Kush Clone, 32 METRC, actual zero  
Gorilla, not in METRC, actual count 46  
Girl Scout, 16 METRC, actual count 24

Your attention is directed to 3AAC306.405: Standard marijuana facility: Privileges and prohibited acts, 3AAC306.435: Marijuana inventory tracking system and 3AAC306.730: Marijuana inventory tracking system

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

7013 2250 0000 9617 5989



# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 9/5/17

License #/Type: Retail

Licensee: Fat Tops, LLC

Address: 36380 Murray Lane Soldotna, AK 99669

DBA: Fat Tops

AMCO Case #: AB17000395

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 9/5/17 AMCO received a complaint from the Kenai Peninsula Borough that Fat Tops, LLC was advertising in the right-of-way of the Sterling Highway. The right-of-way is "publicly owned property." A photograph provided by the Kenai Peninsula Borough shows that the advertisement was on the highway side of a survey stake that marks the property line.

This is in violation of:

3AAC 306.360(c)(3) restrictions on advertising of marijuana and marijuana products.  
(2)

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Rukes

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:







**LANCE CHRISTIAN WELLS**  
**LAW OFFICES OF LANCE CHRISTIAN WELLS, LLC.**  
**733 W. Fourth Avenue, Suite 308**  
**Anchorage, Alaska 99501**  
**(907) 274-9696**



e-mail: lwells@gci.net

Fax No. (907) 277-9859

October 12, 2017

Inv. J. Hamilton &  
Inv. J. Rukes  
Alcohol & Marijuana Control Office  
Attn: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501

**Re: AMCO Case # AB17-000395; Date of Violation: 9/5/17**  
**AMCO Case # AB17-0387; Date of Violation: 8/31/17**  
**AMCO Case # AB17-0384; Date of Violation: 8/31/17**  
**Licensee: Fat Tops, LLC., Retail Marijuana Store # 11140**  
**Standard Marijuana Cultivation Facility License # 11138**

Dear Investigators Hamilton and Rukes:

I have been retained by Fat Tops, LLC. to respond to the above three notices of violation recently received. I will address them in the order of their occurrence as follows.

**1. AMCO Case# AB17-00395: Violation of 3 AAC 306.360 (c)(3) Restrictions on Advertising of Marijuana and Marijuana Products.**

In response, Mr. Parker admits that the sign he placed on what he believed was his property, was over his property line by approximately 10-12 inches. Mr. Parker believed he was within his property, at the time he placed the sign upon the real property. It was not until Mr. Parker met with Mr. Bruce Wall, Planner with Kenai Borough Zoning and Planning, that he found out that his sign was actually in a public right of way area. They located the property lines together, and it was determined that the sign was just over the property line. This was an inadvertent mistake by Mr. Parker, and one not deliberately nor intentionally made. Mr. Parker and Mr. Wall were able to rectify the problem, by moving the sign to inside of Mr. Parker's property line. The sign is no longer within "publicly owned property." The inadvertent mistake, has been rectified, corrected, and will not occur again. All property lines have clearly been established, marked, and Mr. Parker is aware of where they all are at this time. He thought he was aware of where they were previously, but was incorrect. This will not occur again.

**2. AMCO Case# AB17-0387: Violations of 3 AAC 306.405; 3 AAC 306.435 and 3 AAC 306.730.**

In response to this notice of violation, Mr. Parker is aware of the provisions set forth in 3 AAC 306.405: Standard Marijuana Facility, which at paragraph (a)(4) sets forth in pertinent part ...



any stored inventory must be stored in a restricted access area and accounted for in the marijuana cultivation's facilities inventory tracking system as required under 3 AAC 306.730. 3 AAC306.430, Marijuana inventory tracking system sets forth in pertinent part (a): a marijuana cultivation facility should use an inventory tracking system in compliance with 3 AAC 306.730 to insure all marijuana propagated, grown or cultivated on the marijuana cultivation facility's premises is identified and tracked from the time the marijuana is propagated through transfer to another licensed marijuana establishment or destruction. The marijuana cultivation facility must assign a tracking number to each plant over eight inches tall...."

That at the time the inspection was conducted, Mr. Parker had the correct number of clones listed on paper. However, the incorrect numbers of clones was set forth within the MTRC system. In speaking with Mr. Parker, he indicated to me that his clones are moved for sale into the retail store, or are tagged, the information is placed on paper, and transferred to the office for placement into the MTRC system. At the time of the inspection, updated MTRC information had not been placed within the system. Subsequently, Mr. Parker has changed business protocol and procedure, in that the office will immediately update any and all changes at to marijuana plant count, including clones, at the time any movement and/or change occurs. Not within several hours but immediately. Mr. Parker is now aware, that this needs to be done timely, and that time is of the essence so that the MTRC numbers are actually correct, and reflected in the number of actual plants, or clones.

**3. Lastly, in response to AMCO case # AB17-0384, date of occurrence 8/31/17, an alleged violation of 3 AAC 306.320 and 3 AAC 306.710.**

At the time of the inspection, there were two of the store employees who were in a restricted area, not wearing their marijuana handler permit as required under 3AAC 306.320 (2). One had apparently taken off her vest, to which her credentials were attached, and a second employee had just arrived to work and had left her card in her vehicle. Being somewhat nervous, and a little confused, the one employee continued to work. She was told by the inspector, "that her correct response would have been to get her credentials from her car" to which she immediately did. It is important to point out, while these employees did not have their cards immediately upon their person as required, both were credentialed with a valid marijuana handler permit as required, and both cards were within date of issue.

Since this occurrence, Mr. Parker has again changed his policies to require a visual inspection each day upon opening that each employee, including Mr. Parker, has their marijuana handler permit affixed or within that person's immediate possession when on the licensed premise or within the restricted access area as set forth under 3AAC 306.710.

Mr. Parker has rectified all of the violations set forth within the three notices. He has changed his business practices as to violation # AB17-0384 and AB17-0387. Lastly, as to violation AB17-000395, Mr Parker has located his property lines so that no advertising will occur in any right-of-way that is "publicly owned property".

Mr. Parker, like many individuals within the marijuana retail operation arena and that of a cultivation facility, find themselves in somewhat of a steep learning curve. Undersigned counsel is now working directly with Fat Tops, LLC to ensure compliance. Furthermore, a private audit of Fat Tops, LLC's MTRC records, is being conducted, and will continue to be conducted on a routine



basis, until such time as it is believed there are no errors within the MTRC system, and that Mr. Parker, including his employees, are comfortable with the operation of the metric system, and its continual updating as required.

It is respectfully requested, that the above violations, not be found, no fine imposed but utilized as a warning, and held in abeyance within Mr. Parker's retail and cultivation files. Mr. Parker, has not, nor would he do anything willful or intentional, to violate any rules set forth within this marijuana industry by the State of Alaska as codified in 3 AAC 306 or other Alaska statutes.

Lastly, Mr. Parker requests to appear before the Marijuana Control Board and be heard regarding the above violations.

Thank you for your time and attention to this matter. We look forward to working with you in building this marijuana industry.

Sincerely Yours,

LAW OFFICES OF LANCE C. WELLS, LLC.  
Attorneys for David Parker d/b/a Fat Tops, LLC.

  
Lance C. Wells

LCW/ejr

cc: David Parker, Fat Tops, LLC.

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 8/31/17

Licensee: Smadar Warden

DBA: Cannbaska

License #/Type: Retail Marijuana Store

Address: 521 W Tudor Rd Anchorage, AK 99503

AMCO Case #: AB17-0386

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

**Note:** This is not an accusation or a criminal complaint.

On 08/18/17 AMCO Investigators conducted a random audit of marijuana inventory. I selected 3 random packages from your Metrc inventory and compared the reported amounts with the amounts on hand. The following discrepancies were noted with 2 of the 3 packages:

1A4020300001B59000000411 Pineapple X Buds: 57.93g reported in Metrc, 48g on hand

1A4020300001B59000000407 1-n-Dun F2 buds: 248.43g reported in Metrc, 212g on hand

This is a violation of 3AAC 306.330 Marijuana Inventory Tracking System.

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

**\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.**

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Bankowski

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Email

Date:



Respond to notice of violation 8/31/2017

AMCO case # ab17-0386

Licensee: Smadar Warden

License #:M-10236

Hello James,

In response to the notice of violation noted above, we are notifying you that we have initiated a new policy to prevent recurrence of the violation in the future.

On 08/18/17 AMCO Investigators conducted a random audit of marijuana inventory. They selected 3 random packages from our Metrc inventory and compared the reported amounts with the amounts on hand. The following discrepancies were noted with 2 of the 3 packages:

1A4020300001B59000000411 Pineapple X Buds: 57.93g reported in Metrc, 48g on hand.

On 9/10/2017 our store manager completed a full audit on all the inventory in the store. This lead to the discovery of the items in question. For item number ending in 0411 we had a total of 5.65 grams of waste in stems and seeds. We also had a total of 4.28 grams lost to moisture. At the time we had not recorded this movement in Metrc which lead to the discrepancy at the time of the inspection. We have since updated Metrc and closed this batch. As a company, we have implemented new procedures to our daily operating plan to prevent this from happening again. These new steps are daily morning and night checks of all inventory with the appropriate Metrc action completed at that time of audit.

1A4020300001B59000000407 1-nDun F2 buds: 248.43g reported in Metrc, 212g on hand for item number ending in 0407 there was a total of 36.43 grams missing. The missing amounts were found in our pre-roll area which contained 31.25 grams of the amount in question. There was also 2.73 grams of stems and seeds that was set aside for waste. We also lost 2.45 grams to moisture. All of which have been updated and accounted for in Metrc. We have instilled new standard operating procedures as stated above to prevent this from happening in the future.

Best Regards,

Smadi Warden – CEO

AlaskaSense, LLC DBA Cannabaska

email- cannabaska@gmail.com

Cell- 907-903-3534

Smadi Warden/ CEO

AlaskaSense, LLC

Dbas - CANNABASKA

521 West Tudor Rd.

Anchorage, AK 99503

907-903-3534 - Cell

907-375-WEED(9333)

cannabaska@gmail.com

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 09/06/2017

Licensee: Rainforest Cannabis

DBA: Rainforest Cannabis

License #/Type: 10883 / Retail Marijuana Store

Address: 726 Water Street, Ketchikan 99901

AMCO Case #: AB17000396

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

## 3 AAC 306.360. Restriction on advertising of marijuana and marijuana products

(a) A retail marijuana store may have not more than three signs, visible to the general public from the public right-of-way, that identify the retail marijuana store by its business name. A sign may be placed in the retail marijuana store's window or attached to the outside of the licensed premises. The size of each sign may not exceed 4,800 square inches.

(e) All advertising for marijuana or any marijuana product must contain each of the following warnings:

- (1) "Marijuana has intoxicating effects and may be habit forming and addictive.";
- (2) "Marijuana impairs concentration, coordination, and judgment. Do not operate a vehicle or machinery under its influence.";
- (3) "There are health risks associated with consumption of marijuana.";
- (4) "For use only by adults twenty-one and older. Keep out of the reach of children.";
- (5) "Marijuana should not be used by women who are pregnant or breast feeding.".

Advertising for specific products (in grease marker in window) must either be removed or the Warnings must accompany them.

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: S. Johnson

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:



**From:** [McConnell, Erika B \(CED\)](#)  
**To:** [Hoelscher, James C \(CED\)](#)  
**Subject:** FW: AMCO Case#AB17000396 - Rainforest Cannabis License #10883  
**Date:** Monday, November 06, 2017 5:53:05 PM

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Response from Rainforest Cannabis.

*Erika McConnell*

Director  
Alcohol & Marijuana Control Office  
State of Alaska

**From:** lorraine Kolanko [mailto:lckolanko@gmail.com]  
**Sent:** Friday, September 15, 2017 4:13 PM  
**To:** CED AMCO Enforcement (CED sponsored) <amco.enforcement@alaska.gov>  
**Cc:** McConnell, Erika B (CED) <erika.mcconnell@alaska.gov>  
**Subject:** AMCO Case#AB17000396 - Rainforest Cannabis License #10883

Hello,

Recently we received a notice of violation for using grease marker to list some of our products on the outside of the windows of our retail store. We were not aware that this would fall under the classification of an advertisement, so the state required disclaimers were not accompanying the products. Upon receipt of the violation notice we immediately removed the grease marker. We apologize for the mistake, and we will not list products on our windows again. Please find attached photos showing the windows with the grease marker removed.

Please let me know if you have any questions.

Thank you,

Lorraine Kolanko  
33 Powerhouse Rd  
Ketchikan, AK 99901









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# Notice of Violation

(3AAC 306.330)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 9/7/17

License #/Type: 10273/Retail

Licensee: Croys Enterprises

Address: 36130 Pine Street Soldotna, AK 99669-852

DBA: Pine Street Cannabis Company

AMCO Case #: AB17-398

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 9/6/17 AMCO investigators conducted a routine audit of inventory on hand and found that Pine Street Cannabis Company was transferring clones from Pine Street Cannabis Company Cultivation license Number 10137 in Metrc but keeping the plants in the cultivation area until a purchase had been made.

This is in violations of 3AAC 306.330 Marijuana Inventory Tracking System.

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Rukes

SIGNATURE: 

Delivered VIA: Mail

Received by: Richard C. Ebenezer

SIGNATURE: 

Date: 9/7/2017

**From:** [Rukes, Jeffrey B \(CED\)](#)  
**To:** [Hamilton, Joe \(CED\)](#); [Hoelscher, James C \(CED\)](#)  
**Subject:** Fwd: Notice of violoation  
**Date:** Friday, September 08, 2017 9:37:02 AM  
**Attachments:** [image001.png](#)  
[ATT00001.htm](#)  
[AMCO-NOV 9-7-17.pdf](#)  
[ATT00002.htm](#)

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Begin forwarded message:

**From:** "Richard Ebenezer" <[pinestcannabis@gmail.com](mailto:pinestcannabis@gmail.com)>  
**To:** "Rukes, Jeffrey B (CED)" <[jeff.rukes@alaska.gov](mailto:jeff.rukes@alaska.gov)>  
**Subject: Re: Notice of violoation**

Hello Jeffrey,  
I have attached a signed receipt of the NOV and the advisory notice.

The reason for us violating that regulation was due to me failing to provide proper training, and a lack of knowledge of the regulations and the METRC system by workers at the premise. I will provide training to everyone who currently works at the premise as well as any future employees on the fact that once an item is transferred and received into the licensed retail premise, it must remain in the licensed premise area until it is sold or otherwise reflected as being properly removed from the premises in METRC. This training will be documented and I will retain a signed copy showing receipt of this training by all of my employees. Thank you for the advisory notice on your other findings as well, and I have spoken with the retail store manager about a couple of ideas on how to perform daily inventory checks on all of our products to ensure that we are catching, or preventing theft or diversion. I think we have come up with a good system that should work, but any advice is welcome. I am sorry for the violation and I am striving to get better everyday at this business. Thank you for your understanding.

Sincerely,  
Richard Ebenezer  
Owner  
Croy's Enterprises LLC  
DBA-Pine Street Cannabis Company  
Cell-907-301-0683

On Thu, Sep 7, 2017 at 3:09 PM, Rukes, Jeffrey B (CED)  
<[jeff.rukes@alaska.gov](mailto:jeff.rukes@alaska.gov)> wrote:

Hello Chad,



Like we discussed yesterday here is the notice of violation for the clones being transferred in metrc to the retail store but kept in the cultivation. I also included an advisory notice for the inventory being off from 3 to 5 grams depending on which strain we were looking at. The small amounts that you were off aren't a big enough concern at this time for a violation but we do want to note it. While it is not required by regulation to respond to the notice of violation I would urge you to do so, so that we can put your remedy to what caused the violation with the violation when it goes to the board.

Thanks,

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 9-7-17

License #/Type: #10268, Standard Cultivation Facility

Licensee: James Fejes Jr.

Address: 14.7 Mile McCarthy Rd, Chitina, AK 99566

DBA: Flying High Investments, LLC

AMCO Case #: AB17-0402

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

METRC indicates Flying High Investments LLC generated two manifests 0000093808 & 000003809 to deliver product to Grass Station 49 and Chena Cannabis on 8-12-17. Investigation by AMCO Enforcement revealed that product was transported to these locations by private aircraft. The aircraft landed at Bradley Sky Ranch in North Pole first. Licensee/Pilot James Fejes Jr. then contacted Sherry Gilbert, Licensee of Chena Cannabis to pick him up and provide him with transportation to her retail store, then onto Grass Station 49 and back to the aircraft. The METRC manifest created by Flying High Investments, LLC on 8/12/17 reflects James Fejes Jr. drove his personal vehicle to Fairbanks from McCarthy Road, Chitina, AK. The manifest does not reflect any of the transportation of marijuana to ever be by air or any of Sherry Gilbert's vehicle information.

Manifest #0000093103 indicates you left Chitina en route to Wasilla on 8-10-17 at 12:08 am arriving at 12:08 pm using vehicle with a license plate of EAN340. The same day manifest 0000093104 indicates you left Chitina on 8-10-17 at 5:26 am arriving Anchorage on 8-9-17 (I believe this is a typo and should read 8-10-17) at 10:26 am using a vehicle with license plate EAN340. These manifests seem to conflict with each other.

On 7-15, 7-17 and 8-4-17, you used a vehicle with expired license plates, GVB348, expiring 6/16. Your Attention is Directed to: 3 AAC 306.435(b) Marijuana Inventory Tracking System, 3 AAC 306.730(a) Marijuana Inventory Tracking System, 3 AAC 306.750 Transportation, and 3 AAC 306.755(a)(9) Business Records.

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: A. Stonecipher

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

Article # 7013 2250 0000 9617 5712



**LANCE CHRISTIAN WELLS**  
**LAW OFFICES OF LANCE CHRISTIAN WELLS, LLC.**  
**733 W. Fourth Avenue, Suite 308**  
**Anchorage, Alaska 99501**  
**(907) 274-9696**

e-mail: lwells@gci.net

Fax No. (907) 277-9859

October 16, 2017

**US MAIL & EMAIL DELIVERY**

Inv. A. Stonecipher  
Alcohol & Marijuana Control Office  
Attn: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501

**Re: AMCO Case # AB17-0402**  
**Date of Violation: 9/7/17**  
**Flying High Investments, LLC.**  
**Standard Marijuana Cultivation Facility License No. 10268**  
**Licensee James Fejes, Jr.**

Dear Inv. Stonecipher:

I have been retained by Licensee James Fejes, Jr., d/b/a Flying High Investments, LLC. to respond to the above notice of violation recently received. I will address them in the order they are set forth within the Notice of Violation.

- 1. AMCO Case No. AB17-0402:**  
**Alleged Violation of 3 AAC 306.435(b) Marijuana Inventory Tracking System, 3 AAC 306.730(a) Marijuana Inventory Tracking System, 3 AAC 306.750 Transportation and 3 AAC 306.755(a)(9) Business Records**

A. In response, as to manifest numbers 93808 and 8309, Mr. Fejes originally entered and created the travel manifests within the METRC system in order to deliver marijuana flower to Grass Station 49 and Chena Cannabis. He was scheduled to depart on 8/12/17, at the scheduled time in his personally owned Chevrolet diesel truck. After departing and being en route for approximately an hour, Mr. Fejes encountered unexpected vehicle problems with his truck. The problem was determined to be dirty diesel fuel. It had entered the fuel filter of his truck and clogged it, placing the vehicle in "limp mode." Mr. Fejes turned around to go back to the facility, but his vehicle would not make it as it was getting worse. He instead, went to the airport in Chitina as it was 22 miles closer than his cultivation facility. There, he departed in his airplane once it was loaded for Fairbanks, AK. in order to keep as close as possible to his original and planned schedule of departure and arrival times. While en route, he contacted Sherry with Chena Cannabis and informed her of the issue and the fact he would need a ride once he arrived at Bradley Field. She arrived and transported him along with the product to Chena Cannabis for the scheduled delivery. Once that was completed, he went to Grass Station 49 for the other scheduled delivery.

This change was noted within the "notes" section of the AMCO Marijuana Transportation Manifest which sets forth "details for extenuating circumstances (e.g., road closures, flat tire, etc.) This list is not exhaustive but merely illustrative of types of extenuating circumstances that could be encountered while en route. Reflected in both Mr. Fejes and the retail store's travel manifests this is set forth: "Truck issues switched N766P CXL to Bradley local car." See Ex. 1.

During the investigation phase of this matter, the assigned investigator went to the local retail stores where deliveries had occurred. During this time, not once was there a request to review or copy their travel manifests which clearly documented this extenuating circumstance within the "notes" section. This, despite the fact that both individual retailers indicated what had happened and offered to show them the travel manifest with notes reflecting same. It is believed, had the investigator assigned reviewed this, it would have mitigated any wrong doing on the part of Mr. Fejes. Both of Mr. Fejes's manifests and the retail store manifests indicate the same information. This was not investigated.

Mr. Fejes believed he was doing the correct thing, acting properly and responsibly. Despite being licensed through METRC and having reviewed all the training materials consistent and applicable to his cultivation facility, there is nowhere within the training documentation any information on how to fix and/or correct what occurred with Mr. Fejes during his travels to Fairbanks. The videos are not Alaska specific and made for general application use only. They do not cover all situations and certainly not the type of issue experienced by Mr. Fejes. Cell coverage was not available either at this location at the time of occurrence due to its remote and geographic location.

This issue has arisen based on lack of guidance and training available as to transportation travel manifests dealing with vehicle breakdowns etc. This situation could have been remedied and rectified quickly and responsibly with clear communications from AMCO through its investigator, METRC and the licensee named above.

B. Manifest 93103 is the corrected manifest. On manifest 93104, there are actually two corrections. The first being the time of departure. It should have read 12:26 a.m. instead of 5:26 a.m. The second error should reflect the approximate time of arrival on 8/10/17 as opposed to 8/9/17.

These were accidental input errors on the part of Mr. Fejes as each time one goes back in to METRC to make changes, the times and dates change within the system automatically. Mr. Fejes did not catch this at that time. He has since become aware of this and it will not occur again.

C. Lastly, the vehicle used on 7/15, 7/17, and 8/4/2017 is owned by Mr. Fejes, Sr. Mr. Fejes Jr. was the operator of the vehicle during the times in question. He was unaware it was not currently registered at the time as it had recently expired. However, the vehicle was fully insured and operated by a licensed driver. In reviewing the applicable regulations as cited by the investigating officer, there is no requirement set forth under 3 AAC 306.750 that the vehicle be currently registered. While this was a mere oversight and not the intent of Mr. Fejes, Jr., the vehicle as set forth above was insured and operated by a licensed driver.



Mr. Fejes, Sr, had simply forgotten to register his vehicle once the license registration had expired. This is not a criminal violation, but a mere infraction under Alaska law. The problem has since been rectified. At all times, however, compliance with METRC and travel manifest were made. All information was input as required including license plate information. It does not ask if the registration is current or not.

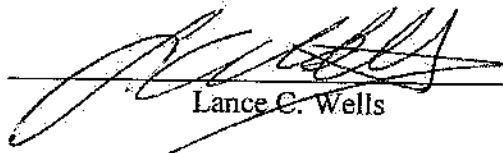
In conclusion, it is respectfully requested, that the above violations, not be found, no fine(s) imposed but utilized as a warning, learning tool and held in abeyance within Mr. Fejes' cultivation file. Mr. Fejes, has not, nor would he do anything willful or intentional, to violate any rules set forth within this marijuana industry by the State of Alaska as codified in 3 AAC 306 or other Alaska statutes.

Lastly, Mr. Fejes requests to appear before the Marijuana Control Board and be heard regarding the above violations.

Thank you for your time and attention to this matter. We look forward to working with you in building this marijuana industry.

Sincerely Yours,

LAW OFFICES OF LANCE C. WELLS, LLC.  
Attorneys for James Fejes, Jr.  
d/b/a Flying High Investments, LLC.

  
Lance C. Wells

cc: James Fejes, Jr.  
Flying high Investments, LLC.



ALCOHOL & MARIJUANA CONTROL OFFICE  
MARIJUANA TRANSPORTATION MANIFEST

All sales transactions are to be completed prior to transportation of any MARIJUANA. The receiving entity may reject product delivered, but amount delivered must be limited to amount agreed upon in prior sales transaction

Manifest #:	0000093809	Date Created:	8/12/2017 10:07 AM
Originating Entity:	FLYING HIGH INVESTMENTS LLC	For Agency Use Only	
Originating License Number:	4a-10268		
Address of Originating Entity:	14.7ml mcCarthy rd Chitina, AK		
Phone No. of Originating Entity:	9079470164		
Contact Phone No. for Inquiries:	9079470164		
Destination # 1:	GRASS STATION 49	Destination Phone No.:	9074690398
Destination License Number:	3a-10869	Date and Approximate Time of Departure:	8/12/2017 10:56 AM
Address of Destination:	1326 Cushman St. Fairbanks, AK	Actual Date/Time of Departure:	
		Date and Approximate Time of Arrival:	8/12/2017 3:56 PM
		Actual Date/Time of Arrival:	
		Date/Time Received:	
Route to be Traveled:  Chitina Alaska 99566 Follow AK-10 to AK-4 N 40 min (33.4 mi) Follow AK-4 N and AK-2 W to Airport Way in Fairbanks 4 h 36 min (276 mi) Follow Airport Way to Cushman St 1 min (0.4 mi) 1326 Cushman St Fairbanks, AK 99701		Notes: details for extenuating circumstances (e.g., road closure, flat tire, etc.)  Truck issues Switched to N7696P CXL to Bradley Local car	
Package Label	Harvest Name	Item Name	Weight/Quantity
1A4020300001EDD000000072	NLBB	Northern Lights X Big Bud (Bud/Flower)	Shp: 454.0000 g
1A4020300001EDD000000073	NLBB	Northern Lights X Big Bud (Bud/Flower)	Shp: 454.0000 g
1A4020300001EDD000000074	NLBB	Northern Lights X Big Bud (Bud/Flower)	Shp: 454.0000 g
1A4020300001EDD000000069	NLBB	Northern Lights Trim (Leaf/Trim)	Shp: 454.0000 g
1A4020300001EDD000000070	NLBB	Northern Lights Trim (Leaf/Trim)	Shp: 319.0000 g
1A4020300001EDD000000071	Rockstar	Rockstar Trim (Leaf/Trim)	Shp: 197.0000 g
PRODUCT REJECTION (if only a portion of shipment is rejected, circle that portion above)			
Name of Person Receiving or Rejecting Product:			
I confirm that the contents of this shipment match weight records entered above, and I agree to take custody of those portions of this shipment not circled above. Those portions circled were returned to the individual delivering this shipment.			
Signature:			Date: 8-12-17
Signature of Individual taking receipt of rejected portion of this shipment:			
Name of Person Transporting:	James Fejes	Handler Permit No. of Driver:	10640
State Driver's License No.:	8544530	Signature of Person Transporting:	
Make, Model, License Plate No.:	Chevy silverado gea910		

EXHIBIT 1

8/12/2017 10:07:51 AM -08:00

Page 1 of 1

PAGE 1

OF 2

Transfer Form (AK)  
Metrc® Form rev. 05/2017





ALCOHOL & MARIJUANA CONTROL OFFICE  
MARIJUANA TRANSPORTATION MANIFEST

All sales transactions are to be completed prior to transportation of any MARIJUANA. The receiving entity may reject product delivered, but amount delivered must be limited to amount agreed upon in prior sales transaction

Manifest #:	0000093808	Date Created:	8/12/2017 9:55 AM
Originating Entity:	FLYING HIGH INVESTMENTS LLC	For Agency Use Only	
Originating License Number:	4a-10268		
Address of Originating Entity:	14.7mi McCarthy rd. Chitina, AK		
Phone No. of Originating Entity:	9079470164		
Contact Phone No. for Inquiries:	9079470164		
Destination # 1:	CHENA CANNABIS	Destination Phone No.:	9076870763
Destination License Number:	3a-11000	Date and Approximate Time of Departure:	8/12/2017 10:33 AM
Address of Destination:	1725 Richardson Highway Suite 101 North Pole, AK	Actual Date/Time of Departure:	
		Date and Approximate Time of Arrival:	8/12/2017 3:33 PM
		Actual Date/Time of Arrival:	
		Date/Time Received:	
Route to be Traveled:		Notes: details for extenuating circumstances (e.g., road closure, flat tire, etc.)	
Chitina Alaska 99566 Follow AK-10 to AK-4 N 40 min (33.4 mi) Follow AK-4 N and AK-2 W to Davison St in Fairbanks North Star 4 h 30 min (270 mi) Take Frontage Rd and El Paso St to your destination 5 min (1.2 mi) 1725 Richardson Hwy North Pole, AK 99705		Truck issues Switched N7896P CXG to Bradley Local court	
Package Label	Harvest Name	Item Name	Weight/Quantity
1A4020300001EDD000000067	Strawberry Kush	Strawberry Kush (Bud/Flower)	Shp: 121.0000 g
1A4020300001EDD000000068	Pineapple EXpress	Pineapple EXpress bud (Bud/Flower)	Shp: 110.0000 g
1A4020300001EDD000000075	Rockstar	Rockstar Flower (Bud/Flower)	Shp: 94.0000 g
PRODUCT REJECTION (if only a portion of shipment is rejected, circle that portion above)			
Name of Person Receiving or Rejecting Product:			
I confirm that the contents of this shipment match weight records entered above, and I agree to take custody of those portions of this shipment not circled above. Those portions circled were returned to the individual delivering this shipment.			
Signature:		Date: 8-12-17	
Signature of individual taking receipt of rejected portion of this shipment:			
Name of Person Transporting:	James Fejes	Handler Permit No. of Driver:	10640
State Driver's License No.:	6544530	Signature of Person Transporting:	
Make, Model, License Plate No.:	Chevy silverado gea910		

14  
17

EXHIBIT

PAGE 1 OF 2

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 9/7/17

License #/Type: 11509/Retail

Licensee: Chase R. Griffith

Address: 32630 June Dr. Sterling, AK 99672

DBA: Permafrost Distributors

AMCO Case #: AB17-404

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 9/6/17 AMCO investigators conducted a routine audit of inventory on hand and found that Permafrost had 30.49 grams of frosted lemonade bud from harvest Super Lemon Haze 1-2 (1A4020300002713000000008) in the store while Metrc showed that the store should have 62.84.

This is in violations of 3AAC 306.330 Marijuana Inventory Tracking System.

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Rukes

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Mail

Date:

## Rukes, Jeffrey B (CED)

---

**From:** Chase Griffith <[chase.griffith@akpermafrost.com](mailto:chase.griffith@akpermafrost.com)>  
**Sent:** Tuesday, September 19, 2017 3:44 PM  
**To:** Rukes, Jeffrey B (CED)  
**Cc:** Hoelscher, James C (CED); McConnell, Erika B (CED); Hamilton, Joe (CED)  
**Subject:** Re: FW: CED-PR-AMC-ANC-hplaserjetm680\_Scanned-Doc

Good afternoon everyone! I hope everyone's day is going well.

Here at Permafrost we Check inventory daily and I come out to the store twice a week to do an entire audit on what we have available. It came to my attention that we were ~ 20 grams light on one of our package tags, the Frosted Lemonade. I came to a conclusion that the missing amount is weight wasted either by waste (stems and such) and drying. I have also discovered that since the updated way retail stores have to upload each receipt as opposed to entire amounts at the end of each day, and found that our POS system (BioTrack THC) was not reporting our individual sales to METRC correctly. This has been corrected and I do not anticipate further complications due to our POS.

Also moving forward, we will have a better log regarding the waste that we develop and have that updated on a daily basis. As well as I have increased the amount of full audits that I do personally and will be able to better track weight loss due to drying. I will continue to do my best to comply and am happy to have the opportunity to be part of this growing industry in our great state!

If there are any further questions, please don't hesitate to call, or e mail me and I would be more than happy to answer any questions you may have!

Thanks again, and have a wonderful day!

~Chase Griffith

On Thu, Sep 7, 2017 at 4:13 PM Chase Griffith <[chase.griffith@akpermafrost.com](mailto:chase.griffith@akpermafrost.com)> wrote:

Thanks Mr Rukes! I will be going out there this evening to see what i can find out and how to mitigate anything like this from happening in the future. Please look forward to a response from me tomorrow!

As always, thank you for all the work that you guys all do, and have a pleasant rest of your day.

~Chase Griffith  
[907-980-7584](tel:907-980-7584)

On Thu, Sep 7, 2017 at 3:36 PM Rukes, Jeffrey B (CED) <[jeff.rukes@alaska.gov](mailto:jeff.rukes@alaska.gov)> wrote:

Hello Chase,

Here is the Notice of Violation that we discussed on the phone. Like I said, it is not required to respond but I would urge you to do so to explain how it happened and how it will be remedied.



Thanks,

*Jeff Rukes*  
*Special Investigator*  
*Alcohol and Marijuana Control Office*  
*550 W. 7<sup>th</sup> Ave, Ste 1600, Anchorage, AK 99501*  
*Office (907) 334-0893 Fax (907) 334-2285*  
  
*Cell (907)382-7392*  
*[jeff.rukes@alaska.gov](mailto:jeff.rukes@alaska.gov)*

**From:** [CED-PR-AMC-ANC-hplaserjetm680@alaska.gov](mailto:CED-PR-AMC-ANC-hplaserjetm680@alaska.gov) [mailto:[CED-PR-AMC-ANC-hplaserjetm680@alaska.gov](mailto:CED-PR-AMC-ANC-hplaserjetm680@alaska.gov)]

**Sent:** Thursday, September 07, 2017 2:54 PM

**To:** Rukes, Jeffrey B (CED) <[jeff.rukes@alaska.gov](mailto:jeff.rukes@alaska.gov)>

**Subject:** CED-PR-AMC-ANC-hplaserjetm680\_Scanned-Doc

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 09/12/2017

License #/Type: 10056 / Retail Marijuana Store

Licensee: Red Run Cannabis Company, LLC

Address: 5455 Kenai Spur Hwy. Ste.B, Kenai, AK

DBA: Red Run Cannabis Company, LLC

AMCO Case #: AB17-0408

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 08-31-2017 I conducted a walk-through at Red Run Cannabis Company, LLC retail marijuana store, license number 10056. While in the store I saw a large sign posted behind the sales counter with information on terpene health benefits. Information on the sign includes the statement, "Terpenes work together with THC, CBD and other cannabinoids to achieve specific health benefits." The sign lists various health benefits including anti-cancer, anti-diabetic, stress relief, anti-inflammatory, nausea relief, brain function, reduced appetite, pain relief, sedative and improved respiration.

This is a violation of 3 AAC 306.360(b)(3):

3AAC 306.360: Restriction on advertising of marijuana and marijuana products

(b) An advertisement for marijuana or a marijuana product may not contain a statement or illustration that

(3) represents that the use of marijuana has curative or therapeutic effects;

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE: 

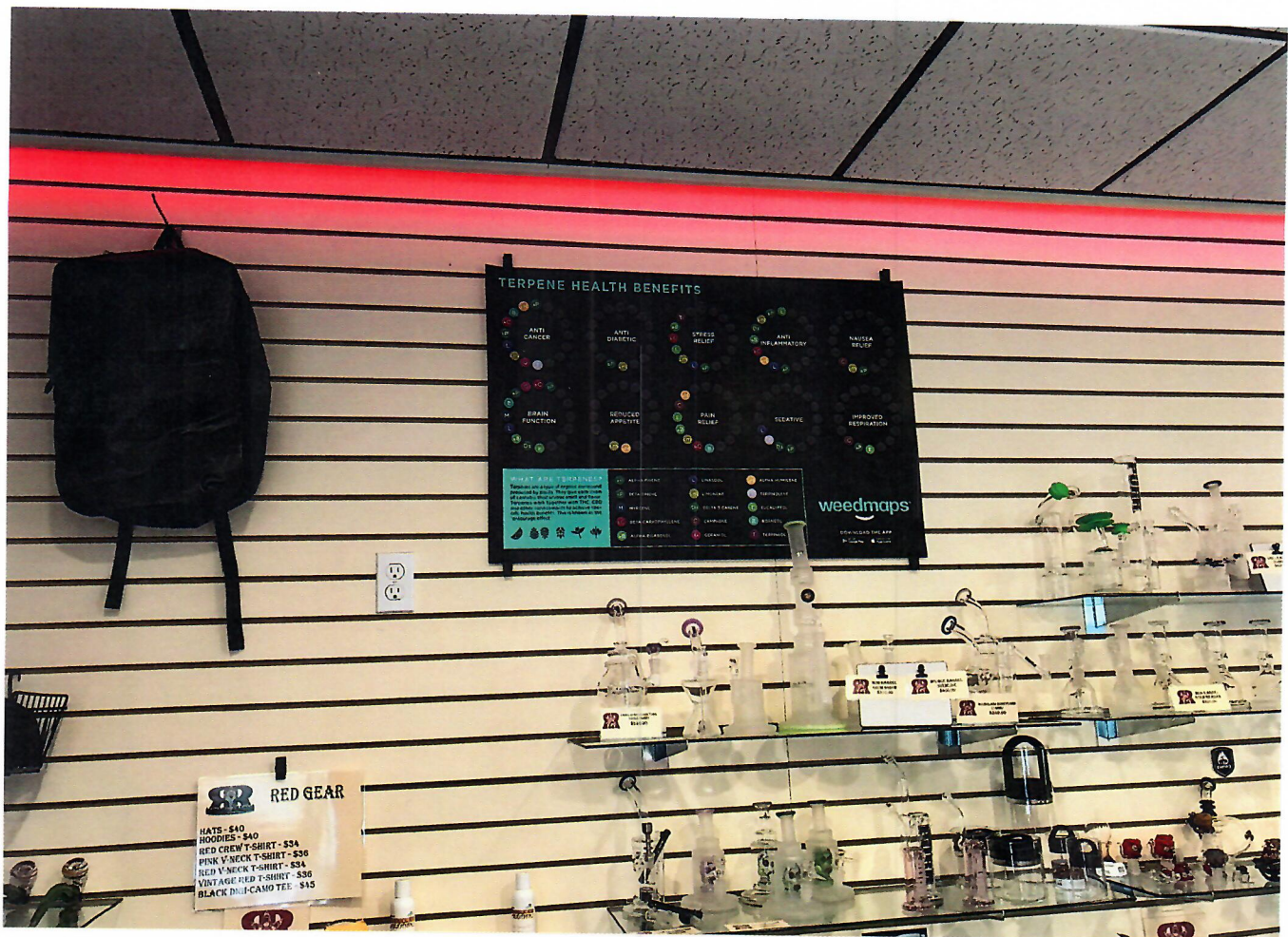
SIGNATURE:

Delivered VIA: Mail

Date:

Article # 7016 0910 0000 9694 4026







# TERPENE HEALTH BENEFITS



## WHAT ARE TERPENES?

Terpenes are a type of organic compound produced by plants. They give each strain of cannabis their unique smell and flavor. Terpenes work together with THC, CBD and other cannabinoids to achieve specific health benefits. This is known as the "entourage effect".



aP	ALPHA-PINENE	L	LINALOOL	aH	ALPHA-HUMULENE
bP	BETA-PINENE	LM	LIMONENE	T	TERPINOLENE
M	MYRCENE	D3	DELTA-3-CARENE	E	EUCALYPTOL
bC	BETA-CARYOPHYLLENE	C	CAMPHERE	B	BORNEOL
aB	ALPHA-BISABOLOL	G	GERANIOL	T	TERPINEOL

weedmaps

DOWNLOAD THE APP  
 Google Play App Store

STEPHANIE DERLETH  
PARALEGAL

ERIC DERLETH — TRIAL LAWYER  
386 HEATH PLACE  
SOLDOTNA, AK 99669  
PH. 907.262.9164 / FX. 907.262.6815  
TRIALGUY.COM



PROTEST of NOTICE of VIOLATION  
REQUEST to APPEAR BEFORE the MARIJUANA CONTROL BOARD

9/25/2017

Marijuana Control Board  
ATTN: Enforcement  
550 @. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, AK 99501

Emailed to [AMCO.Enforcement@Alaska.gov](mailto:AMCO.Enforcement@Alaska.gov)

RE: Red Run Cannabis Company (Alleged-violation dated 8/31/2017)

Dear Friends:

Red Run Cannabis Company requests appearance before the Marijuana Control Board for the attached Notice of Violation. Attached also is a photo showing the spot on the wall where the offending poster used to be located; the poster will remain down.

The offending poster was not an "advertisement" under the common definition of that term. It was an information poster, at worst, and was taken down immediately (and, it will remain down). While the poster did offer statements that relate to cannabis's potential "curative or therapeutic effects," it is not in the form of an advertisement. Regardless, Red Run Cannabis Company always tries to err on the side of caution and to avoid contests with AMCO – thus, the poster was removed and will not be replaced.

Yours truly,

Eric Derleth  
Attorney at law

Encls.



# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 9/21/17

Licensee: Loren Dryer

DBA: Alaskan Leaf, LLC

License #/Type: Retail Marijuana Store

Address: 1211 West 36th Ave, Ste A

AMCO Case #: AB17-0427

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 08/31/17 AMCO Investigators conducted a random audit of your retail inventory in Metrc. The inventory reported in Metrc was incorrect and did not reflect actual quantities on hand. Your POS system Greenbits reflected actual quantities and it was determined that Greenbits had not synced with Metrc for approximately one week. This is a violation of 3 AAC 306.330(c) Marijuana Inventory Tracking System

Upon our entry into your licensed premises it was also observed that marijuana was being processed on a table outside of the restricted access area. This is a violation of 3 AAC 306.710(a) Restricted Access Areas.

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Bankowski

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Email

Date:



Alaskan Leaf, LLC  
Marijuana Retail and Cultivation  
1211 W. 36<sup>th</sup> Ave Suite A  
Anchorage, AK 99503  
Retail: 907-770-0262  
Cell: 541-556-0768  
Date: 9/22/2017



## Response to Notice of Violation

AMCO Case # AB17-0427

Date of Notice: 9/21/2017

We have worked with Greenbits and METRC to correct the issue resulting in our inventory not being reported. Greenbits is now properly reporting our transactions to METRC. We have adjusted our procedures to confirm that our daily sales have been reported to METRC.

Also, we have corrected the issue of our personnel handling marijuana product in the waiting area of our retail store. We have adjusted our work space to allow proper space for employees to complete tasks. By doing a slight re-arrangement of our counters we were able to create two more work stations. This was a problem of simply not having enough work space to get through all tasks.

Alaskan Leaf is committed to following all rules and regulations set forth by the MCB and AMCO. We made mistakes that lead to the above two issues. We have improved our systems and processes to make sure that these mistakes will not be repeated. Our staff is dedicated to the highest standard of ethics and compliance. We understand that our marijuana license is a privilege, not a right. Maintaining public trust is important to us and we are embarrassed by the mistakes we made.

With respect,

Loren Dreyer

Owner

Date

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 9/28/17

License #/Type: 11140/Retail

Licensee: Fat Tops, LLC

Address: 36380 Murray Lane Soldotna, AK 99669

DBA: Fat Tops

AMCO Case #: AB17000436

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 9/28/17 AMCO observed that Fat Tops retail inventory did not match the inventory in METRC. METRC showed 22.3g of White Widow in Fat Top's inventory while there was no White Widow present. Further METRC showed that there was 116g of Blue Kush in the store's inventory while there was only 103g.

It was also observed that a large portion of the Fat Tops retail store's inventory was being kept in License # 11138, Fat Tops standard Cultivation's safe.

This is in violations of:

3AAC 306.330 Marijuana Inventory Tracking System

3AAC 306.305(a)(3) Retail Marijuana Store Privileges

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office

ATTN: Enforcement

550 W. 7<sup>th</sup> Ave, Suite 1600

Anchorage, Alaska 99501

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Rukes

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA: Mail

Date:



# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: Monday, September 18th, 2017

License #/Type: #10245 - Retail Marijuana Store

Licensee: AK Slow Burn Cannabis Outlet, LLC

Address: 1120 Huffman Rd. Suite 24, Box 356

DBA: AK Slow Burn Cannabis Outlet

AMCO Case #: AB17-0460

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On September 11, 2017 an audit was conducted on AK Slow Burn Cannabis Outlet, LLC. During the Audit it was discovered that 1,152 grams of leaf / trim, Package tag #1A40203000004B1000000113, Skywalker Trim 19% - 24.99% was received from Enlighten Alaska #10021- Retail Store.

The transfer manifest was signed off for the above amounts by AK Slow Burn Cannabis Outlet, LLC personnel. During the audit of Skywalker Trim 19% - 24.99% it was discovered the amount in METRC recorded 851.25 grams of Skywalker Trim on site, what was found was 174 grams in pre-rolls, 120 grams of leaf and trim in one storage jar and 350 grams in another storage jar. The total amount was 644 grams, leaving approximately 207.25 grams unaccounted.

Also, there is a discrepancy in the amount of Skywalker Trim 19% - 24.99% that was actually received into the AK Slow Burn facility from Enlighten Alaska. 1,152 grams had been transferred in manifest #0000090914, but what was actually received is unknown as it was admittedly not weighed before the manifest was signed.

This is a violation of:

3 AAC 306.330 Marijuana inventory tracking system (a)(c)(d)

3 AAC 306.730 Marijuana inventory tracking system (a)(b)

3 AAC 306.750 Transportation (e)(f)

3 AAC 306.755 Business records (a)(1)(8)

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office

ATTN: Enforcement

550 W. 7<sup>th</sup> Ave, Suite 1600

Anchorage, Alaska 99501

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: K. Whiteman

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: In-Person

Date:

Article #





Jana  
D. Weltzin Licensed  
in Alaska & Arizona  
3003 Minnesota  
Blvd., Suite 201  
Anchorage, Alaska 99501  
Phone 630-913-1113  
Main Office 907-231-3750  
JDW, LLC  
jana@jdwcounsel.com

October 20, 2017

*Sent Via Electronic Mail & Hand Delivered*

Re: Response to Notice of Violation Dated September 18, 2017 and received October 13, 2017  
Re: AK Slow Burn Cannabis Outlet, Retail Marijuana Store License No. 10245

Dear AMCO Enforcement:

I am writing on behalf of my client AK Slow Burn Cannabis Outlet, a Retail Marijuana Store, license number 10245.

AK Slow Burn Cannabis Outlet's licensee, Lou Weaver, received an NOV case number AB17-0460, dated September 18, 2017, stating the following:

On September 11, 2017 an audit was conducted on AK Slow Burn Cannabis Outlet, LLC. During the Audit it was discovered that 1,152 grams of leaf/trim, package tag #1A40203000004B1000000113, Skywalker Trim 19% - 24.99% was received from Enlighten Alaska #10021 – Retail Store. The transfer manifest was signed off for the above amounts by AK Slow Burn Cannabis Outlet, LLC personnel. During the audit of Skywalker Trim 19% - 24% it was discovered the amount in METRC recorded 851.25 grams of Skywalker Trim on site, what was found was 174 grams in pre-rolls, 120 grams of leaf and trim in one storage jar and 350 grams in another storage jar. The total amount was 644 grams, leaving approximately 207.25 grams unaccounted.

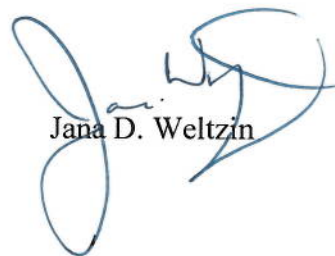
Also, there is a discrepancy in the amount of Skywalker Trim 19% - 24.99% that was actually received into the AK Slow Burn facility from Enlighten Alaska. 1,152 grams had been transferred in manifest #0000090914, but what was actually received is unknown as it was admittedly not weighed before the manifest was signed.

The transport received from Enlighten Alaska mentioned above was the very first inventory AK Slow Burn received at their retail store. As you are aware, proper procedures were not followed when that shipment was received by AK Slow Burn employees and was not weighed before the manifest was signed and the transport was accepted into the store and put on shelves for sale. AK Slow Burn is fully aware of and takes full responsibility for the incorrect actions taken in regard to this transport, please see the attached licensee response dated September 13, 2017. New internal policies and procedures have been implemented by AK Slow Burn to prevent this type of violation from occurring in the future, please see the attached licensee response dated October 19, 2017. All future deliveries will include the following steps:

- An AK Slow Burn employee will thoroughly examine the METRC transport manifest and reconcile that document with the product that is physically present
- Each and every product will be weighed and counted by an AK Slow Burn employee and reconciled with the transport manifest, noting any discrepancies
- ONLY when the above steps are completed and the information on the manifest is verified to be correct will the transfer paperwork be signed by the AK Slow Burn employee
- Copies of the invoices and metrc paperwork will be photocopied so each party retains a copy and AK Slow Burn will file their copy with their business records

The licensee is confident that the implementation and strict adherence to these procedures will ensure that a similar violation does not occur in the future.

Sincerely,

  
Jana D. Weltzin



On 9/11/17 we (AK Slow Burn Cannabis Outlet Retail) had a visit from AMCO for our first on site audit. Special Investigator II, James Hoelscher and Special Investigator I, Kendrick Whiteman conducted the audit and want to note they were absolutely professional throughout the audit and answered any and all questions we had. We in return answered all questions honestly and showed them anything they wanted to see.

Three random items of product: 1 Concentrate/Shatter Strain, 1 Pre-Roll Strain and 1 Trim Bulk were randomly picked. We were 100% on two of the three items picked. The Bulk Trim Strain (Skywalker) was found to be 200 grams short. I explained it was part of the first order we received and I had not weighed in the product but had signed for it. Twelve (12) pounds of trim of several Strains had been shipped from Green Leaf out of Sitka to Enlighten Alaska here in Anchorage in May 2017 to hold for us because we and our building were not ready for business. Product was transferred back to us on 8/2/2017, 2 weeks before opening.

I told the Investigators I had no excuse to offer, I was in the wrong for that 1st order being the first day of officially being open and I had not weighed it. I added that from that after that first order, I now have a set procedure in place that when product is delivered, whoever is delivering needs wait till I have physically removed product from whatever package it is in and I weigh it, return it to said package, write down on the METRC Transfer sheet any difference in weight (if any) and then I sign it to accept it.

I give no excuses of what happened to the 200 grams because I honestly don't know outside of the fact the product sat for five (5) months on shelves prior to our business opening. Bottom line is we are at fault for this discrepancy and have a process in place so it does not happen in the future.

Debbie Burks  
AK Slow Burn Inventory Control Specialist  
9/13/17





REFERENCE: AMCO Case AB17-0460  
AK Slow Burn Cannabis Outlet, LLC  
License #/Type: #10245 - Retail Marijuana Store

Following up in response to the Notice of Violation dated September 18, 2017 received on October 13, 2017 we have in place set process to avoid any potential issues with incoming product with the following steps:

- When product is delivered, the delivery agent(s) must enter from side entrance and sign-in into our facility first.
- Metric Transfer paperwork is examined next and product is pulled out of delivery container(s) one strain at a time and information on the tags of the bags is verified against the paper work.
- Each product is then physically weighed / counted in front of delivery agent and returned it to bulk package. The weights / counts are written down on the METRC Transfer Sheet noting any difference in weight / count (if any).
- Metric Transfer paperwork is signed after above steps have been completed (NOT BEFORE).
- Delivery agent takes possession of payment and signs receipt showing paid in full.
- 2 Copies of invoices and transfer are made with one set returned with delivery agent to take back to their facility and one copy for our inventory control records.
- Delivery agent signs out and returns visitor badge.

These steps are ensuring we are staying in compliance and that we are signing for correct weights / counts of product.

Respectfully  
Debbie Burks  
Inventory Control Specialist / Warehousing Mgr.  
10/19/17



# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: Thursday, September 28, 2017

License #/Type: 10161, Standard cultivation

Licensee: Beth Brewington

Address: 8535 Dimond D Cir, Unit C, Anchorage, AK

DBA: The Frost Frontier

AMCO Case #: AB17-0461

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On Thursday, September 28th, 2017. The State of Alaska Marijuana & Alcohol Control Enforcement, received an email from Beth Brewington of The Frost Frontier - License # 10161 advising that the waste from approximately 67 harvest batches had not been recorded in the State approved METRC system. This caused a record keeping error in The Frost Frontier and METRC system total amounts of marijuana. The waste from any marijuana must be recorded and tracked in the METRC system.

On August 17, 2017 in an email correspondence between Enforcement supervisor James Hoelscher and Beth Brewington, the issue of notifying METRC was discussed. A solution of a one time, first option to work with METRC on getting the entry errors corrected was recommended.

This option was not completed causing additional record keeping errors.

This is a violation of:

3 AAC 306.435 (a) Marijuana inventory tracking system

3 AAC 306.730 (a) Marijuana inventory tracking system

3 AAC 306.740 (c)(1)(2) Waste disposal

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office

ATTN: Enforcement

550 W. 7<sup>th</sup> Ave, Suite 1600

Anchorage, Alaska 99501

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: K. Whiteman

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

Article # 7013 2250 0000 9617 5873



Date: October 24, 2017

FROM: License Number: 10161

The Frost Frontier  
Standard Cannabis Cultivation Facility  
8535 Dimond D Circle, Unit C  
Anchorage, Alaska 99515

907-229-6007

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

TO: Alcohol & Marijuana Control Office  
ATTEN: Enforcement  
550 West Seventh Avenue, Suite 1600  
Anchorage, Alaska 99501

RE: Article # 7013 2250 0000 9617 5873 / Issuing Investigator:  
K Whiteman

To Whom it May Concern:

After the August 17th email reply from Mr. Hoelscher, his advice was taken very seriously and we continued our outreach to Metrc for course corrections, instruction and guidance as well as a request for on-site instruction (this was denied by Metrc). After the week of the 17th I personally registered for and attended the next available advanced training, August 24. Ticket call dates denoting The Frost Frontier communications with Metrc have been included in this letter.

In summary the majority of errors stemmed from early entry mistakes regarding:

1. inventorying harvest(s)
2. what constitutes a harvest batch
3. when to package
4. reporting waste and
5. finishing harvest batches.

After our on site training with Kelly Jenkins of Metrc (Oct. 17), we have full understanding of recording waste and have made arrangements with Mr. Jenkins to organize on going webinar trainings direct with him for The Frost Frontier staff. Currently we are working backward from the most current harvest to ensure entries and waste are reported correctly and are working hard to make good progress to ultimately organize past harvest(s); those which are correctable and are able to be finished within the system. We are committed to compliance, track-ability, being well organized and to operate transparently. With that, we are looking to hire a Metrc administrator who will be responsible for operating our Metrc inventory system only.





Included in this letter as well, please find a copy of Mr. Jenkins Meeting Summary to us and Ms McConnell at AMCO after the Oct. 17th on site training. Mr. Jenkins discovered outside of the poor start, positive strides have been made moving forward with clear, concise entry applications.

We hope this letter answers any concerns of the AMCO Board and AMCO Enforcement.

Respectfully,



Beth Brewington, Co-Owner  
The Frost Frontier Standard Cannabis Cultivation Facility  
8535 Dimond D Circle, Unit C  
Anchorage, Alaska. 99515

907-229-6007  
TheFrostFrontier@gmail.com

From: Alaska Metrc: support-ak@metrc.com  
Subject: Fwd: Ticket Numbers  
Date: October 23, 2017 at 12:57 PM  
To: Beth Brewington thefrostronier@gmail.com

Beth,

Here are the ticket numbers from August 12th, 2017 through September 28th, 2017, excluding Training Registrations.

121677 - August 12  
122565 - August 16  
122830 - August 17  
122831 - August 17  
122982 - August 18  
123080 - August 19  
123092 - August 19  
123288 - August 21  
123685 - August 22  
123995 - August 23  
124488 - August 25  
124551 - August 26  
126638 - September 6  
127691 - September 11  
129201 - September 18  
129902 - September 21  
129904 - September 21  
130195 - September 22  
131036 - September 27  
131056 - September 27  
131062 - September 27  
131283 - September 28

Jessica Chinn  
METRC Support Desk  
877-566-6506  
support@metrc.com



From: Beth Brewington <beth.brewington@gmail.com>  
Subject: Fwd: The Frost Frontier - On Site Visit 10/16/17  
Date: October 22, 2017 at 3:12 PM  
To: Frost Farms & Frost Frontier <thefrostfrontier@gmail.com>



Beth Ann  
907-229-6007

Begin forwarded message:

From: Kelly Jenkins <kelly.jenkins@franwell.com>  
Date: October 19, 2017 at 4:16:19 AM AKDT  
To: Beth Brewington <beth.brewington@gmail.com>  
Cc: "erika.mcconnell@alaska.gov" <erika.mcconnell@alaska.gov>  
Subject: The Frost Frontier - On Site Visit 10/16/17

Hello Beth,

Thank you very much for meeting me on Tuesday. I will follow up with you at the end of the week to discuss setting up a webinar session to discuss the rest of the reconciliation process. My contact information is listed at the bottom of this email for you as well if you have any questions in the meantime.

Detailed below is a recap of the visit and what we discussed.

### Overview

- Frost Frontier
- Producer

### Analysis

#### • Cultivation

##### ◦ Waste

- Waste was being tracked by individual plants at multiple stages instead before being reported in Metrc
  - *Discussed and demonstrated the process of reporting waste and informed them that the extra tracking was unnecessary and that they only need to report waste for the entire harvest batch*
  - *Discussed the ability to report waste multiple times (Prime Trim and Fine Trim)*
- Recording Rock Wool waste - The cubed plots in which the plants are grown as a substitute for standard soil are left with roots after the harvest
  - *I informed them to weigh the rock wool cubes and*



From: metrc.com support email <support@metrc.com>  
Subject: Re: [#127599] Atten Lisa-Fwd: Testing Results  
Date: September 12, 2017 at 2:35 PM  
To: thefrostfrontier@gmail.com

Hi Beth,

Yes, we did speak yesterday about your harvests from August 5th and August 8th and we discussed that the testing was not attached to the harvest batches due to packaging errors. This has been documented in Metrc ticket # 126638.

If you have additional questions, please contact the Support Desk.

Thank you,  
Leisa  
Metrc Testing Team  
877-566-6506



Ticket: <https://support.metrc.com/helpdesk/tickets/126638>

On Mon, Sep 11 at 4:22 PM , Beth Brewington <thefrostfrontier@gmail.com> wrote:  
Hi Lisa,

I would like a reference for my record keeping that you and I spoke at length this morning about the below test analysis on our August Harvest batches dated: AUGUST 5TH AND 8TH, 2017. And why the test results were not attached to the batch strains due to my mistake in prepackaging our flower/bud before sending it off to the lab for it's profile information.

If you agree we spoke and covered these topics, please reply to this email so I may include it along with my other paperwork to document my files that I did speak with METRC regarding this mistake, and that I did receive instructions from you on how to correct this in the future.

Thank you,  
Beth Brewington  
The Frost Frontier MJ Cultivation Facility  
8535 Dimond D Circle, Unit C  
Anchorage, Alaska 99515  
907-229-6007

On Sep 8, 2017, at 2:32 PM, Beth Brewington  
<thefrostfrontier@gmail.com> wrote:

Hi This is for Lisa in testing

Benin forwarded message:

-----  
**From:** Evan S <eschlos@gmail.com>  
**Subject:** Fwd: Testing Results  
**Date:** August 22, 2017 at 4:16:31 PM AKDT  
**To:** Beth Brewington <thefrostfrontier@gmail.com>

----- Forwarded message -----  
**From:** Mark Malagodi <mark@canntest.com>  
**Date:** Tue, Aug 22, 2017 at 3:52 PM  
**Subject:** Testing Results  
**To:** Evan S <eschlos@gmail.com>

Evan,

I have attached results for the nine samples delivered on 8/18/17 along with an explanation sheet. The results have been entered into METRC and all say TestPassed. The terpene test is still running on the Grapefruit Juice, and I will send an updated result sheet for that by the end of the day. Please let me know if you have any questions. Thank you for your business.

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

<Sample 3221 The Frost Frontier.pdf>  
<Sample 3222 The Frost Frontier.pdf>  
<Sample 3223 The Frost Frontier.pdf>  
<Sample 3224 The Frost Frontier.pdf>  
<Sample 3225 The Frost Frontier.pdf>  
<Sample 3226 The Frost Frontier.pdf>  
<Sample 3227 The Frost Frontier.pdf>  
<Sample 3228 The Frost Frontier.pdf>  
<Sample 3229 The Frost Frontier.pdf>  
<Cover Letter for Flower Sample Report.docx>

*document them on the green waste log when the waste is destroyed and disposed of, as it is not created from trimming during the harvest*

◦ **Harvests**

- Baked Alaska 10-16-17-B
  - *Originally, this harvest was accidentally split into two separate harvests when reporting in Metrc. I instructed Beth to waste and then finish these harvests, after which i instructed her to recreate the harvest by creating new plantings and phasing them through the system*
- *Discussed the process of finishing harvests and ensuring that they are finished with the remaining wet weight (moisture loss)*
- Several Harvest batches were recently trimmed and are awaiting the testing process
  - *I informed Beth that this product may remain as part of their harvest batch until they are ready to test the product, after which they may package it.*

Summary

Overall, the inventory and processes seem to be efficient and accurate. Several harvests were looked into and had to be corrected (listed above) however the rest of the information entered appears accurate and has a well defined model for tracking harvests and plants.

They have also demonstrated clear improvement from entries made 3 months ago in comparison to the most recent entries. Many of the potential errors made in the past seem to have been corrected and i do not see the same issues recurring often if at all

Kelly Jenkins  
303-667-3124  
[kelly.jenkins@franwell.com](mailto:kelly.jenkins@franwell.com)



From: Beth Brewington <beth.brewington@gmail.com>  
Subject: Fwd: The Frost Frontier - On Site Visit 10/16/17  
Date: October 22, 2017 at 3:12 PM  
To: Frost Farms & Frost Frontier thefrostfrontier@gmail.com

Beth Ann  
907-229-6007

Begin forwarded message:

From: Kelly Jenkins <kelly.jenkins@franwell.com>  
Date: October 19, 2017 at 4:16:19 AM AKDT  
To: Beth Brewington <beth.brewington@gmail.com>  
Cc: "erika.mcconnell@alaska.gov" <erika.mcconnell@alaska.gov>  
Subject: The Frost Frontier - On Site Visit 10/16/17

Hello Beth,

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