Notice(s) of Violation

Alcoholic & Marijuana Control Office
-7-550 W. 7th AVE, SUITE 1600
Anchorage, AK 99501

Date: 1-6-17
Number AB17-0005

Notice of Violation

(3AAC 306.805)

Licensee	License Number	Type of License
Glen Kroshus, Barbara Kroshus	**10288**	**Standard Marijuana Cultivation**
D.B.A. **Foxy Enterprises**	**How Delivered** **[ ] Certified Mail # On-File** **[x] In Person**	**Law Enforcement Agency** **Alaska State Troopers**
Street or P.O. Box 2330 Gunner Land	**City, State** Fairbanks, AK	**Zip** **99712**

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 received an Accusation and Notice of your right to an Administrative Hearing.

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

VIOLATION: On January 5, 2017 AMCO Investigators observed discrepancies in METRC in regards to Foxy Enterprise's marijuana inventory. Harvest batches from the same strain and plants were being divided into two separate harvest batches; one for bud and flower and the other for leaf and trim. According to METRC training, the harvest batches should include all material from the plant harvested. Testing should be done for every 5 pounds of product from the harvest batch. Once the testing passes, then the bud/flower and leaf/trim can be packaged for sale.

Due to the way Foxy Enterprises created two separate harvest batches for the same strain instead of one, it resulted in a potential health and safety hazard to the public. The strain "Hash" bud and flower failed testing. The "Hash" trim and leaf did not fail, even though they were from the same plants and harvests. This resulted in the testing facility locking the failed bud and flower but not the trim and leaf. An administrative hold had to be placed on the leaf and trim by AMCO Investigators to insure the product did not get sold to the public with possible contamination.

Your attention is directed to 3 AAC 306.435 Marijuana Inventory Tracking System; 3 AAC 306.730 Marijuana Inventory Tracking System; and 3 AAC 306.755 Business Records (a)(8)(c).

You are directed to respond to the Director of the Marijuana Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPREARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORETHE MARIJUANA CONTROL BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.

***Please include your Marijuana License Number in your response.**

Cynthia Franklin, Director
Alcoholic Beverage Control Board
550 W. 7th Ave. Suite 1600
Anchorage, Alaska 99501

A Response is Required

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

Receipt:	**Violation Observed By: Amanda Stonecipher**
Filed By: Investigator Amanda Stonecipher	**Title: Investigator III**

Foxy Enterprises
PO BOX 60948
Fairbanks, Alaska 99706
907 457 8999
License Number 10288

AMCO
550 W 7th Ave Suite 1600
Anchorage, Alaska 99501

REF: Notice of Violation #AB17-0005

We understand our representative has made an error in entering the Hash harvest in the METRC system. This will not happen again. We now have a better understanding of the METRC system. We will be able to ask more informed questions. We will attend additional METRC training as it becomes available.

Any questions please call.

Barbara Kroshus