Notice(s) of Violation

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

Date: 3-31-17
Number AB17-0125

Notice of Violation

(3AAC 306.805)

Licensee **Aaron D Worthen**	License Number **10500**	Type of License **Limited Marijuana Cultivation**
D.B.A. **Frozen North Farms**	How Delivered **[x] Certified Mail # on file** **[x] Via Email to frozennorthfarms@outlook.com**	Law Enforcement Agency **Alaska State Troopers**
Street or P.O. Box 2751 Freeman	City, State North Pole, AK	Zip **99705**

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 February 28, 2017, I, Investigator Amanda Stonecipher, conducted an initial inspection of Limited Cultivation Facility Frozen North Farms License #10500. While there, I observed six immature plants. Each was labeled as "Kimbo Kush" strain. While there, I asked the licensee about any clones he may have because METRC showed he may have had some. The licensee stated he did not have any clones at all.

After the inspection was completed the license was issued to the licensee to operate. On March 6, 2017, I noticed a discrepancy in METRC regarding the number of plants in the establishment. The 6 "Kimbo Kush" plants I saw were changed to Flowering phase. Also, after my departure on February 28, 2017, 24 more plants were brought into the facility and placed in the small propagation room. Each was either "Kimbo Kush" or "Kimbo #4" strain.

On March 2, 2017, 48 more plants were introduced into the facility. 31 of those plants were "Kimbo #4" strain and placed in the propagation room. 8 of the 48 plants were "Blue Dream" strain. 7 plants of "Super Skunk" strain were introduced, and are now in the Flowering stage as of March 21, 2017 per METRC. There was also one "Trainwreck" strain plant and one "White Rhino" strain plant introduced into the facility.

I contacted the licensee on March 7, 2017 regarding the addition of such a large number of plants after the initial inspection. The licensee stated the plants were clones from the 6 plants I saw in the facility that had been clipped and potted at a different location and then brought over after the inspection with me. The other plants of different strains, "Kimbo #4", "Blue Dream", "Super Skunk", "Trainwreck", and "White Rhino" were all "given" to him approximately 5 days prior (March 2, 2017). He stated the plants arrived small and now were approximately 8 inches tall during the time of our phone call.

The addition of the plants cut as clones at a different location from the initial six plants in the facility was not tracked properly per 3 AAC 306.435 and 3 AAC 306.730. The transport of the clones from a different location to the licensed facility by the licensee or his employee is also a violation of 3 AAC 306.750(a)(1) & (c) Transportation.

On March 23, 2017, I contacted the licensee to have him explain more as to where and how the additional plants were given to him. In his response, the licensee failed to cooperate and answer the questions asked of him. This is a violation of 3 AAC 306.755 Business Records (a)(8)&(9) & (b) and 3 AAC 306.800 Inspection and Investigation (b)(2).

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)&(9) & (b), 3 AAC 306.800 Inspection and Investigation (b)(2); AS 17.38.020(2)(3) Personal Use of Marijuana; AS 11.71.050(a)(1) Misconduct Involving a Controlled Substance 4th Degree.

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.**

Alcohol & Marijuana Control Office
Attn: AMCO Enforcement Unit
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