From:	Marijuana Licensing (CED sponsored)
To:	"Jana Weltzin"; Christina Thibodeaux; Marijuana Licensing (CED sponsored)
Cc:	Valerie Mastolier; ak_catmon
Subject:	Follow up on corrections received 5.15.18-High Flower Farms license #13396-Cultivation
Date:	Wednesday, May 16, 2018 4:49:00 PM
Attachments:	13396 MJ-02 Premises Diagram.pdf

Hello, JDW Team,

This is not complete yet.

On both versions of the cultivation proposed licensed premises, please include the bathroom as the licensed premises, BUT outline it/color it stating it is not a restricted access area.

The deadline to get the application complete for the June meeting is 5/25/18.

Thank you
Jane Sawyer
Occupational Licensing Examiner
Alcohol and Marijuana Control Office
907-269-0359

From: Jana Weltzin <jana@jdwcounsel.com>
Sent: Tuesday, May 15, 2018 9:54 AM
To: Oates, Sarah D (CED) <sarah.oates@alaska.gov>; Christina Thibodeaux <christina@jdwcounsel.com>; Sawyer, Jane Preston (CED) <jane.sawyer@alaska.gov>; Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Valerie Mastolier <valerie@jdwcounsel.com>; ak_catmon <ak_catmon@yahoo.com>; Jana Weltzin <jana@jdwcounsel.com>
Subject: Response to Incomplete Application Notice-High Flower Farms license #13396

Hello! Attached incomplete response for High Flower Farms – please let me know if you need anything else to deem this complete. Thanks! jana

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From: Jana Weltzin
Sent: Tuesday, May 15, 2018 9:48 AM
To: Oates, Sarah D (CED) <sarah.oates@alaska.gov>; Christina Thibodeaux <christina@jdwcounsel.com>; Sawyer, Jane Preston (CED) <jane.sawyer@alaska.gov>; Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Valerie Mastolier <valerie@jdwcounsel.com>; ak_catmon <ak_catmon@yahoo.com>; Jana Weltzin <jana@jdwcounsel.com>
Subject: RE: *Response*RE: Incomplete Application Notice-High Flower Creations license #13395

Hello! Attached is incomplete response for High Flower Creations manufacturing application – please let us know if you need anything else to deem this complete. Jana

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From: Oates, Sarah D (CED) <sarah.oates@alaska.gov>
Sent: Friday, April 27, 2018 5:04 PM
To: Jana Weltzin <jana@jdwcounsel.com>; Christina Thibodeaux <christina@jdwcounsel.com>; Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Valerie Mastolier <valerie@jdwcounsel.com>; ak_catmon <ak_catmon@yahoo.com>
Subject: RE: *Response*RE: Incomplete Application Notice-High Flower Creations license #13395

Hi Jana,

Unfortunately, these applications cannot be included in the May agenda. I will address the issues you raised in a follow-up email next week.

In the interim, you might want to consider that AMC 10.80.711 prohibits overlapping licensed premises.

Have a nice weekend,

Sarah Daulton Oates

Program Coordinator
Alcohol & Marijuana Control Office
Phone: 907.269.0350
alcohol.licensing@alaska.gov
marijuana.licensing@alaska.gov

Please consider the environment before printing this e-mail.

From: Jana Weltzin <jana@jdwcounsel.com>
Sent: Friday, April 27, 2018 11:36 AM
To: Oates, Sarah D (CED) <sarah.oates@alaska.gov>; Christina Thibodeaux <christina@jdwcounsel.com>; Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Valerie Mastolier <valerie@jdwcounsel.com>; ak_catmon <ak_catmon@yahoo.com>; Jana Weltzin <jana@jdwcounsel.com>
Subject: RE: *Response*RE: Incomplete Application Notice-High Flower Creations license #13395

Hi Sarah – I revised the diagram (we are not able to get the architect to revise in time to meet the deadline below so I did it by hand) to include separate MJ storage areas in each license type – page one is overview and page two shows the detailed blown up diagrams of retail and manufacturing.

However, I am struggling with your second floor request – we have no issues designating the stairway and hallways as cultivation license, along with the office and the equipment – but I if I follow your logic below, there would be no possible way to have an office upstairs for retail and

manufacturing bc the way that you are interpreting contiguous would make the use of a second floor room impossible due to designating the hallway and stairways one single licensed premises – it would be impossible to meet your strict interpretation of contiguous if we are required to do this, and it would make the rest of the second floor essentially unusable for two of the licenses. While I understand that the January board meeting adopted new regulations, those are not currently in effect and cannot be implemented on licensees until approved by the Lt Governor.

However, I think the revised diagram does address the intent of the MCB's concerns:

Video storage, offsite security records storage – the regulations allow for offsite storage – "A marijuana establishment may use an offsite monitoring service and offsite storage of video surveillance records if security requirements at the offsite facility are at least as strict as onsite security requirements as described in this section." In this case, this requirement is met, as the video storage room has restricted access, armed with video coverage, etc. and therefore, the use of that room to house all three license types should meet the regulations.

The only other issue to address is the office and business records – if you are of the opinion that only one license can use the office (which would render the whole upstairs unusable bc you required us to make the stair way and hallway a licensed premises designation of only one license) then my client will keep six months of biz records inside the RRA of the retail and the same for the manufacturing – and then she will store all other business records offsite.

Please let me know if this addresses your concerns – I don't think we are going to resolve this in the next 30 mins and we would request you consider extending the deadline you set forth below till end of the day today. Thanks for your guidance, jana

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From: Oates, Sarah D (CED) <sarah.oates@alaska.gov>
Sent: Thursday, April 26, 2018 3:17 PM
To: Christina Thibodeaux <christina@jdwcounsel.com>; Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Jana Weltzin <jana@jdwcounsel.com>; Valerie Mastolier <valerie@jdwcounsel.com>; ak_catmon <ak_catmon@yahoo.com>
Subject: RE: *Response*RE: Incomplete Application Notice-High Flower Creations license #13395

Good afternoon, Tina:

I have thoroughly reviewed the original premises diagrams, the revised diagrams, the original and amended lease agreements, and Jana's written response to the incomplete letters (dated April 20, 2018).

As Jane and I articulated in the [attached] email we sent on April 17, 2018, both versions of the premises diagrams that were submitted for these licenses are noncompliant with Board policy and/or pending regulation. Specifically, the diagrams include non-contiguous proposed licensed premises spaces, and the lease agreement indicates that neither entity will have sole right of possession for certain areas of the proposed licensed premises.

I have agreed to extend the deadline until 12:00pm (noon) tomorrow, April 27th, for corrections to be submitted for these applications in order to make the May 7th agenda, but only if all corrections are received by that time.

The following corrections must be submitted in order for the applications for licenses 13394 DBA High Flower on King, 13395 DBA High Flower Creations, and 13396 DBA High Flower Farms to be deemed complete:

1. **Form MJ-02: Premises Diagram**
    a. First Floor Plan, area labeled "Shared Storage Space":
        i. This area may only be included as part of the licensed premises of the standard marijuana cultivation facility #13396.
    b. Second Floor Plan:
        i. The licensed premises areas on this floor must be designated for a single license.
        ii. The licensed premises areas on this floor must be made contiguous to the other designated areas of that same licensed premises by:
            1. including the stairwell that connects the two areas as part of the licensed premises; and
            2. including the hallways on this floor as part of the licensed premises.
2. **Proof of Right of Possession:**
    a. The lease must be amended to clearly state that:
        i. Alaska Mountain Trails, LLC has sole right of possession to all proposed licensed premises areas for the marijuana product manufacturing facility #13395 and the standard marijuana cultivation facility #13396; and
        ii. King Street Ventures, Inc. has sole right of possession to all proposed licensed premises areas for the retail marijuana store #13394. The two entities may have joint right of possession to unlicensed shared spaces.

Thank you,

Sarah Daulton Oates

Program Coordinator
Alcohol & Marijuana Control Office
Phone: 907.269.0350
alcohol.licensing@alaska.gov
marijuana.licensing@alaska.gov

Please consider the environment before printing this e-mail.

From: Christina Thibodeaux <christina@jdwcounsel.com>
Sent: Thursday, April 26, 2018 10:18 AM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Jana Weltzin <jana@jdwcounsel.com>; Valerie Mastolier <valerie@jdwcounsel.com>; ak_catmon <ak_catmon@yahoo.com>

From: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Sent: Monday, April 09, 2018 12:50 PM
To: ak_catmon@yahoo.com
Cc: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>; Jana Weltzin <jana@jdwcounsel.com>; Valerie Mastolier <valerie@jdwcounsel.com>; Christina Thibodeaux <christina@jdwcounsel.com>
Subject: Incomplete Application Notice-High Flower Creations license #13395

Hello,

Your application has been reviewed, attached is correspondence regarding corrections, additional documents, and/or resubmittals that need to be addressed. Please send any documents/correspondence to marijuana.licensing@alaska.gov.

Let me know if you need copies of the paperwork I have for this application.

Thank you
Jane

AMCO Staff
State of Alaska-DCCED
Alcohol and Marijuana Control Office (AMCO)
550 W 7th Avenue Ste. 1600
Anchorage, AK 99501