CORRESPONDENCE

THE STATE of ALASKA
GOVERNOR BILL WALKER

Department of Commerce, Community, and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

October 15, 2018

Taku Horticulture Company, LLC
DBA: Taku Horticulture Company, LLC
Via email: dturner907@yahoo.com

Re: Standard Marijuana Cultivation Facility Facility #12176

Dear applicant,

The AMCO Office has reviewed the documents submitted for the proposed marijuana establishment license referenced above. This letter is notice under 3 ACC 306.025(e)(2) that your application is incomplete and additional items are needed to complete the application. The additional items that need correction or resubmittal are listed below—please be sure to read the entire letter. **Please note that if the corrections and/or additional documents submitted in response to this letter are not found to be complete, your application will be returned to you in accordance with 3 AAC 306.025(e)(1), and you will need to file a new application and pay a new fee should you wish to continue pursuing licensure.**

- **MJ-01 Operating Plan**
  - Page 2, Section 3.2:
    - Please re-review 3 AAC 306.755 and expand upon your description of the information that will be recorded in the visitor's log.
  - Page 3, Section 3.3:
    - The sample badges are too dark to see. Please provided clearer sample images.
  - Page 4, Section 3.5:
    - There have been updates to some of the requirements under 3 AAC 306.715. Review 3 AAC 306.715(e) and expand upon your response to indicate when AMCO is contacted in the event of an unauthorized breach.
  - Page 4, Section 3.7:
    - Expand upon your response to describe the steps that will be taken if an individual is suspected to be loitering on the licensed premises.
  - Page 6, Section 4.2:
    - Please expand upon your response to describe procedures for preserving and maintaining hard copies of records. If no physical copies will be kept, please state so in your response.
  - Page 9, Section 9.1:
    - Your response states that the sign used may be up to 8' by 8' in size. As a reminder, signs cannot exceed 4,800 square inches.
- **MJ-02 Premises Diagram**
  - Diagram 1:

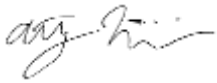
        - The boundary of the licensed premises and restricted access areas within that premises have not been outlined (in color) must be labeled. Note that the restroom should not be a restricted access area, as that would require it to be under surveillance.
        - Please remove the locations of all cameras and security devices (such as motion detectors) from the diagram.
    - Diagram 3:
        - The diagram is blurry and difficult to read. Please provide a clearer image.
        - Mark and label the boundary of the licensed premises in color.
    - Diagram 4:
        - The diagram is blurry and difficult to read. Please provide a clearer image.
        - Mark and label the boundary of the licensed premises in color.
    - Diagram 5:
        - The labeling states that the second floor is the licensed premises and the first floor is unlicensed, but the diagram appears to depict a Property Caretaker's Unit on the second floor that is not a part of the licensed premises. Please label the licensed premises and unlicensed areas in color and label appropriately.
        - Per the instructions, this diagram must depict the entire building in which the licensed premises is located. The label on the diagram you submitted references a first floor, but a first floor diagram was not provided.
- **MJ-04 Cultivation Supplemental**
    - Page 2, Section 4.1:
        - Your response includes the dimensions of rooms such as the bathroom, lobby, and trim/packaging room. Will these rooms be used for growing marijuana? If no, they should not be described in this section. Please refer to 3 AAC 306.990(37) for the definition of "square feet under cultivation".
        - Expand upon the description of the flowering/bloom room. Flowering beds are depicted in your diagram of this room that are not described in this section.
    - Page 3, Section 4.6:
        - Please provide specific examples and/or brands of nutrients or fertilizers you intend to use.
    - Page 4, Section 5.2:
        - Your response states that the waste container will be stored in view of surveillance cameras for 72 hours. Is this in addition to storing marijuana waste for three days before rendering it unusable? As a reminder, 3 AAC 306.740 requires that a marijuana establishment give the board notice at least three days before rendering marijuana waste and then disposing of it. Please clarify your response.
        - Include in your response the ratio of materials that will be mixed with marijuana waste to render it unusable.
    - Page 5, Section 7.3:
        - There appears to be information missing from your response. For example, you state that a designated employee will file a copy as a business record, but do not specify what is being filed. Please expand upon your response in this section.
    - Page 6, Section 8.2:
        - Expand upon your response to include the size packages that marijuana will be packaged in.
    - Page 7, Sample Label for Section 8.2:

- The sample label provided is inadequate to meet the requirements. Please re-review 3 AAC 306.475(e) for additional requirements regarding wholesale packaging.

- **Fingerprint Cards**
  - The fingerprint cards that were provided have expired. Please submit a new fingerprint card for David Turner Jr.

It is very important that you submit the above corrections and/or documents in a timely manner so that AMCO staff has adequate time to review the corrections and/or additional documents which must be found to be complete within 90 days of the date of this letter.

Respectfully,



TJ Zielinski, Occupational Licensing Examiner
For,
Erika McConnell, Director
marijuana.licensing@alaska.gov

From:	Marijuana Licensing (CED sponsored)
To:	dturner907@yahoo.com
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Application - Taku Horticulture Company, LLC License #12176
Date:	Monday, October 15, 2018 3:22:12 PM
Attachments:	12176 Incomplete Notice.pdf image001.png

Good afternoon,

Your application for your marijuana establishment license has been reviewed, and at this time is considered incomplete. See the attached notice regarding corrections, additional documents, and/or resubmittals that need to be addressed in your application.

Please make sure to read the entire letter. If the submitted corrections are not found to be complete, your application will be returned to you in accordance with 3 AAC 306.025(e)(1), and you will need to file a new application and pay a new fee should you wish to continue pursuing licensure. Essentially, we will accept corrections one time within your 90-day deadline period. Feel free to call or email if you need clarification on any items from the Incomplete Notice.

Let us know if you require copies of any documents that were submitted.

If you have any questions or concerns, please address them to marijuana.licensing@alaska.gov.

Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From:	Marijuana Licensing (CED sponsored)
To:	Randy McFarland
Cc:	Marijuana Licensing (CED sponsored)
Subject:	RE: Incomplete Application - Stoney Creek Cultivators License #10193
Date:	Monday, October 15, 2018 3:54:39 PM
Attachments:	10193 MJ-02 Diagram 4.1.pdf image001.png

Good afternoon Randy,

Diagram 4 must show a view of the entire property and surrounding properties, as well as indicate which areas will be part of the licensed premises. In addition, it must depict areas of ingress and egress, and cross streets and points of reference (taken from the instructions on Form MJ-02, and included for your reference).

In the Incomplete Notice for your application, I noted that your diagram does not clearly depict the licensed premises and that the symbols in the provided legend were not visible. See attached for a copy of the diagram that I was referencing.

In your legend, a red pin depicts (14379 Seward Highway) and a camera symbol represents Fish Whisperer Lodge & Charter. However, neither the red pin nor the camera icon are visible on the diagram. The names of nearby roads are also not visible. You may need to zoom out more to show a wider area with this information visible. If you can draw the boundary of the licensed premises by hand and have it still be clearly visible on your diagram, it may be acceptable. You may also be able to add labels and lines using a computer.

I hope this helps,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From: Randy McFarland <randymckettle@yahoo.com>
Sent: Monday, October 15, 2018 2:34 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Subject: 10193 incomplete status

Dear Sir.

Most of the items listed in your letter are very simple fixes, but I would like a little guidance on the short comings of my diagram #4
for MJ -02, listed on page 2 of your letter.

I have found 3 aerial photos of my property, none of which are newer than 7 years old or show the licensed area because of the tree cover. This makes it nearly impossible to tell were the property line is or the picture is before the build was constructed..

Any suggestions to help me meet your requirements would be appreciated. All other corrections or missing information you requested I have addressed and am satisfied that the application is now complete except the above mentioned item.

Thank you, Randy McFarland

From:	Marijuana Licensing (CED sponsored)
To:	dturner907@yahoo.com
Cc:	Marijuana Licensing (CED sponsored); Shirley Davenport
Subject:	RE: Incomplete Application - Taku Horticulture Company, LLC License #12176
Date:	Monday, November 26, 2018 9:21:14 AM
Attachments:	image001.png

Good morning,

I have received and finished reviewing the corrections submitted for your marijuana establishment application and see that most of the necessary revisions have been made. However, there is some additional information and changes that will need to be made on Form MJ-04: Cultivation Supplemental before your application can be deemed complete.

On **Page 4, Section 5.2**, your initial response regarding waste disposal included mulching marijuana waste and mixing with dirt and wastewater. 3 AAC 306.740 requires that marijuana waste be ground and mixed with equal parts of non-marijuana waste unless another waste disposal method is approved by the board. Are you still going to be grinding marijuana waste before mixing it, or are you seeking approval for a different method?

Additionally in this section, please include the destination of waste that has been rendered unusable. Your initial response described using it in compost, but the revised response omits that step in the process.

On **Page 5, Section 6.1**, there is a box that can be signed if documentation from local government regarding odor control exemptions is attached. This statement was signed with initials, but no odor control exemption was attached. Was this box signed in error?

On the **Transport Label** included on the extra Page 7, the license number in the sample label is incorrectly listed as 12716 instead of 12176.

Let me know if you require copies of any documents that were submitted. Note that I have not yet received the new fingerprint cards, but they may be with today's mail.

Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From: Shirley Davenport <sdavenport@bbslawyer.com>
Sent: Wednesday, November 21, 2018 4:30 PM

To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Dturner907@yahoo.com
Subject: RE: Taku Horticulture Company, LLC - Standard Marijuana Cultivation Facility License Number 12176

Attached is TJ Zielinski's letter to Taku Horticulture Company, LLC regarding the deficiencies in its application for a State of Alaska marijuana cultivation license. Additionally attached is attorney Gabriel Sassoon's letter to Mr. Zielinski and the referenced enclosures, except the fingerprint cards. The letter has been mailed to you this same date.

Pursuant to the Authorization to Release Information, please advise me as soon as possible of the status of this matter being placed on the agenda for the next board meeting.

Because of the restrictions on size of emails that may be sent to AMCO, I am transmitting the documents in multiple emails.

Thank you.

Shirley Davenport
Legal Assistant
Baxter Bruce & Sullivan P.C.
P.O. Box 32819
Juneau, Alaska 99803
(907) 789-3166 Main Office
(907) 789-1913 Facsimile
(907) 790-7110 Direct Line
sdavenport@bbslawyer.com

From: Marijuana Licensing (CED sponsored) [mailto:marijuana.licensing@alaska.gov]
Sent: Thursday, June 28, 2018 5:20 PM
To: Shirley Davenport <sdavenport@bbslawyer.com>; Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Dturner907@yahoo.com
Subject: RE: Taku Horticulture Company, LLC - Standard Marijuana Cultivation Facility License Number 12176

This application is about 52nd in line (we call it the queue) to be reviewed by an examiner. We are currently reviewing applications that were put in the queue in or around 2/20/18, so it is about a 4 to 5 month wait before an examiner gets to review the application. That said, we do not know and cannot guarantee that any application will be reviewed in time to be in front of the board at any specific meeting. Furthermore, we are in the middle of renewal season which take precedence.

Thank you
Jane Sawyer

Occupational Licensing Examiner
Alcohol and Marijuana Control Office
907-269-0350

From: Shirley Davenport <sdavenport@bbslawyer.com>
Sent: Thursday, June 28, 2018 3:41 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Dturner907@yahoo.com
Subject: RE: Taku Horticulture Company, LLC - Standard Marijuana Cultivation Facility License Number 12176

Please let me know the current status of AMCO's processing of applications and the potential timeline for when the application for Taku Horticulture Company, LLC will be placed on the Board meeting schedule. Thank you.

Shirley Davenport
Legal Assistant
Baxter Bruce & Sullivan P.C.
Attorneys At Law
(907) 789-3166 Office
(907) 790-7110 Direct Line
(907) 789-1913 Facsimile
sdavenport@bbslawyer.com

From: Marijuana Licensing (CED sponsored) [mailto:marijuana.licensing@alaska.gov]
Sent: Tuesday, June 05, 2018 8:04 AM
To: Shirley Davenport <sdavenport@bbslawyer.com>; Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Dturner907@yahoo.com
Subject: RE: Taku Horticulture Company, LLC - Standard Marijuana Cultivation Facility License Number 12176

Shirley,

Attached is the email that was sent to the applicant on 5/18/18. When we get to the application, we will contact the applicant. Right now we are working on applications that were put in the queue in January 2018.

Thank you
Jane Sawyer
Occupational Licensing Examiner
Alcohol and Marijuana Control Office
907-269-0350

From: Shirley Davenport <sdavenport@bbslawyer.com>

Sent: Monday, June 04, 2018 5:07 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Dturner907@yahoo.com
Subject: RE: Taku Horticulture Company, LLC - Standard Marijuana Cultivation Facility License Number 12176

Please confirm your receipt of the attached letter which was emailed to AMCO on May 16, 2018 and which physical copy that was mailed was received by AMCO on May 22, 2018 as evidenced by the attached Domestic Return Receipt.

Please let me know if there are any deficiencies in the application for Standard Marijuana Cultivation Facility License Number 12176 so I may address any issues immediately.

Thank you very much for your assistance with this matter. I look forward to hearing from you.

Shirley Davenport
Legal Assistant
Baxter Bruce & Sullivan P.C.
Attorneys At Law
(907) 789-3166 Office
(907) 790-7110 Direct Line
(907) 789-1913 Facsimile
sdavenport@bbslawyer.com

From: Shirley Davenport
Sent: Wednesday, May 16, 2018 10:23 AM
To: 'marijuana.licensing@alaska.gov' <marijuana.licensing@alaska.gov>
Cc: 'Dturner907@yahoo.com' <Dturner907@yahoo.com>
Subject: Taku Horticulture Company, LLC - Standard Marijuana Cultivation Facility License Number 12176

Please see the attached letter from attorney Gabriel E. Sassoon regarding Taku Horticulture Company, LLC - Standard Marijuana Cultivation Facility License Number 12176.

Please let me know if you are unable to open the attached letter. Thank you.

Shirley Davenport
Legal Assistant
Baxter Bruce & Sullivan P.C.
Attorneys At Law
(907) 789-3166 Office
(907) 790-7110 Direct Line
(907) 789-1913 Facsimile
sdavenport@bbslawyer.com

From:	Marijuana Licensing (CED sponsored)
To:	David Turner
Cc:	Marijuana Licensing (CED sponsored); Stefanie Wolter; Shirley Davenport
Subject:	RE: Incomplete Application - Taku Horticulture Company, LLC License #12176
Date:	Monday, November 26, 2018 1:11:51 PM
Attachments:	image001.png

Good afternoon,

I have received the attached sample label. The information that you provided in this email will need to be provided on the appropriate pages of Form MJ-01.

Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From: David Turner <dturner907@yahoo.com>
Sent: Monday, November 26, 2018 12:26 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Stefanie Wolter <swolter@bbslawyer.com>; Shirley Davenport <sdavenport@bbslawyer.com>
Subject: Re: Incomplete Application - Taku Horticulture Company, LLC License #12176

In response to:

Page 4 Section 5.2 - We will be grinding and mixing the marijuana waste with non-marijuana waste. We will deliver the waste to a permitted solid waste facility per 3 AAC 306.740.

Page 5 Section 6.1- This box was signed in error.

Attached is the corrected transport label.

Does this make our application complete?

Thank you!

David Turner

On Monday, November 26, 2018 12:10:04 PM AKST, Shirley Davenport <sdavenport@bbslawyer.com> wrote:

Mr. Turner:

Attached are the notes on the MJ 04 that you provided to Baxter Bruce & Sullivan P.C.

Shirley Davenport

Legal Assistant

Baxter Bruce & Sullivan P.C.

P.O. Box 32819

Juneau, Alaska 99803

(907) 789-3166 Main Office

(907) 789-1913 Facsimile

(907) 790-7110 Direct Line
sdavenport@bbslawyer.com

From: Shirley Davenport
Sent: Monday, November 26, 2018 9:37 AM
To: dturner907@yahoo.com
Cc: Stefanie Wolter <swolter@bbslawyer.com>
Subject: RE: Incomplete Application - Taku Horticulture Company, LLC License #12176

Mr. Turner:

Following is the email from AMCO. Please review, provide them a response for Page 4, Section 5.2 of MJ 04, advise them that you initialed incorrectly Page 5, Section 6.1 of MJ 04 and let me know if I may submit to them the attached replacement Transport Label. Thank you.

Shirley Davenport

Legal Assistant

Baxter Bruce & Sullivan P.C.

P.O. Box 32819

Juneau, Alaska 99803

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(907) 789-1913 Facsimile

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Occupational Licensing Examiner

Alcohol & Marijuana Control Office

550 West 7th Avenue, Suite 1600

Anchorage, Alaska 99501

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Cc: Dturner907@yahoo.com
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Legal Assistant

Baxter Bruce & Sullivan P.C.

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Occupational Licensing Examiner

Alcohol and Marijuana Control Office

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Baxter Bruce & Sullivan P.C.

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sdavenport@bbslawyer.com

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Shirley Davenport

Legal Assistant

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Shirley Davenport

Legal Assistant

Baxter Bruce & Sullivan P.C.

Attorneys At Law

(907) 789-3166 Office

(907) 790-7110 Direct Line

(907) 789-1913 Facsimile

sdavenport@bbslawyer.com

AUTHORIZATION TO RELEASE INFORMATION

I, David Turner, Jr., sole member of Taku Horticulture Company, LLC, hereby authorize the State of Alaska, Department of Commerce, Community, and Economic Development, Alcohol & Marijuana Control Office and its affiliates, agents, and employees, to release to my attorney, Gabriel E. Sassoon of Baxter Bruce & Sullivan P.C., its agents and employees, any and all information regarding the application of Taku Horticulture Company, LLC for a State of Alaska marijuana cultivation license.

A copy of this Authorization shall be as valid as an original.

My attorney's address and telephone number are:

Gabriel E. Sassoon
Baxter Bruce & Sullivan P.C.
PO Box 32819
Juneau, AK 99803
(907) 789-3166

Dated: November 21, 2018

David Turner, Jr.

STATE OF ALASKA)
: ss
FIRST JUDICIAL DISTRICT)

The foregoing instrument was acknowledged before me this 21st day of November 2018 by **David Turner, Jr.**, member of **Taku Horticulture Company, LLC**, an Alaska limited liability company, on behalf of the limited liability company.

WITNESS my hand and official seal the day and year in this certificate above written.

STEFANIE WOLTER NOTARY PUBLIC STATE OF ALASKA

Notary Public, State of Alaska
My commission expires: 12/12/2020

AMCO Received 11/21/2018