CORRESPONDENCE

From:	Marijuana Licensing (CED sponsored)
To:	"gudyul@gmail.com"; Jana Weltzin; "Valerie Mastolier"; Sherri Lindfors
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Transfer Application Notice-Gudlief Organization License 11119
Date:	Thursday, October 11, 2018 9:12:00 AM
Attachments:	11119 Incomplete Transfer Application Notice.pdf

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Hello,

Your transfer application has been reviewed, attached is correspondence regarding corrections, additional documents, and/or resubmittals that need to be addressed.

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 Letter.

Please let me know if you need copies of the transfer paperwork I have. I want to make sure you receive this email and its attachment first. Send any documents/correspondence to marijuana.licensing@alaska.gov

Respectfully,
Jane Sawyer
Occupational Licensing Examiner
Alcohol and Marijuana Control Office
550 W 7th Avenue Ste. 1600
Anchorage, AK 99501
907-269-0350

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 11, 2018

Gudlief Organization, LLC
DBA: Gudlief Organization
Via email: gudyul@gmail.com

Re: Retail Marijuana Store #11119

Dear applicant,

AMCO has reviewed the documents submitted for the transfer of ownership for the 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-17c License Transfer Application**
  - Page 1, section 2: the state business license number you listed (1071944) is for a business name of Gudlief Organization LLC, but your newspaper advertisement and all of your forms indicate the business name is Gudlief Organization (without the LLC). Please obtain a state business license for Gudlief Organization that is owned by Gudlief Organization, LLC, then replace the incorrect state business license number with the correct one on the application.
  - Page 2, section 3: in this section Robin C Thomas and Alaskan Grown Products, LLC are listed as members 51% and 49% respectively, however, your Notice of Change of Officials shows that Robin Thomas and Alaskan Grown Products, LLC will own Gudlief Organization, LLC 50/50. In other words, which is it?, will Robin Thomas be a 51% member, and Alaskan Grown Products, LLC be 49% member of Gudlief Organization, LLC? Or will they be 50/50. I need this section of the application to reflect what the actual ownership/membership of Gudlief Organization, LLC is going to be. **If it is going to be 50/50, you need will need re-do the public notice, and re-notice the local government.**
  - Page 3, section 4: in this box you are stating Kalla Peacock has direct or indirect financial interest in license 10979-Gudlief Organization-Limited Cultivation, however, this person was never listed/disclosed as an owner/licensee for this license. Please explain further in this box how Kalla Peacock has direct or indirect financial interest in 10979-Gudlief Organization-Limited Cultivation.

- **MJ-00 Application Certifications**
  - On Kalla's Peacock's MJ-00, section 2: please indicate right next to his/her name that he/she is the member/owner of Alaskan Grown Products, LLC.

- Furthermore, on section 3 of Kalla's MJ-00, is listed that Kalla's has a direct or indirect financial interest in license 10979-Gudlief Organization-Limited Cultivation. Please explain how since Kalla was never listed/disclosed as an owner/licensee for this license.

- **MJ-01 Operating Plan**
  - 3.5: please re-review 3 AAC 306.715 (e), pretty new subsection of the regulation, and add to your answer in this box describing how you will comply with this regulation.

- **MJ-02 Premises Diagram**
  - It does not appear you submitted all the diagrams required for MJ-02. Please revisit the guide on MJ-02, provide all the information required for each diagram, and number them according to the guide. Please keep colors/outlines/shades consistent throughout.
  - On the diagram with the color pencil coloring: it is not a bad diagram, it's just a little too busy on the colors, **keep all the labels**, just have fewer colors. This diagram should show the following:
    - One color outline enclosing the entire perimeter of the licensed premises, label it. Furthermore, if you mean 'Licensed premises' when you state 'Non-restricted', change the name of the label to licensed premises.
    - A different color outline indicating the restricted access area(s) within the licensed premises, label it.
    - A different color outlining the bathroom and labeling that as licensed premises but not restricted access area.

- **MJ-07 Public Notice Posting Affidavit**
  - Please read bullet point MJ-17c above. Will you have to re-post the transfer application at both the licensed premises and another conspicuous location because of the membership/ownership discrepancy of Gudlief Organization, LLC by providing them with a corrected copy of MJ-17c? If you do, you will need to fill out and sign in front of a notary a new MJ-07 to provide it to me.

- **MJ-08 Local Government Notice Affidavit**
  - Please read bullet point MJ-17c above. Will you have to re-notify the local government because of the membership/ownership discrepancy of Gudlief Organization, LLC by providing them with a corrected copy of MJ-17c? If you do, you will need to fill out and sign in front of a notary a new MJ-08 to provide it to me.

- **MJ-09 Statement of Financial Interest**
  - On Kalla's Peacock's MJ-09, section 2: please indicate right next to his/her name that he/she is the member/owner of Alaskan Grown Products, LLC.

- **MJ-19 Creditors Affidavit**
  - Please list the Federal Tax ID / EIN number in this form (please do not guess it, make sure it is the correct number).

- **Entity Documents**
  - I'm a little confused on the entity documents for Gudlief Organization, LLC:

        - Is this entity owned or will it be owned by Robin Thomas 51%, and Alaskan Grown Products, LLC 49% or will it be owned by Robin Thomas 50%, and Alaskan Grown Product, LLC 50%? Please submit the operating agreement for Gudlief Organization, LLC that reflects what the actual ownership is including the percentages owned by each party. Additionally, in this case, you do not need to wait for the transfer to be approved to submit any changes to Division of Corporations.
    - Please submit Alaskan Grown Products, LLC's Operating Agreement.

- **Proof of Possession for Proposed Premises**
    - 3 AAC 306.015 states that the licensee must have right to possession of the licensed premises at all times, in this case the current licensee is Robin Thomas as a Sole Proprietor. The fact that the lease to Gudlief Organization, LLC is effective before the transfer is approved by the Marijuana Control Board (if it gets approved) essentially violates this regulation. Now, what I need is for the lease to Gudlief Organization, LLC not become effective until and if the MCB approves the transfer.
    - ALSO, the lease to Gudlief Organization, LLC is missing the 'C' after '303' on the address. Our records show the address to be 303-C West E Street in Nome.
    - The amendment to the lease provided with this transfer application appears to be for a lease dated on January 4, 2017, but the lease that you are submitting this amendment for is dated July 1, 2018. Is this the correct amendment?

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,

Jane Sawyer, Occupational Licensing Examiner
For,
Erika McConnell, Director
marijuana.licensing@alaska.gov