CORRESPONDENCE

From:	Marijuana Licensing (CED sponsored)
To:	"kyle.lutz21@gmail.com"
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Clarification Needed for Laughing Salmon, LLC- License #21619
Date:	Friday, September 13, 2019 11:44:00 AM
Attachments:	image001.png

Good morning,

Your application is next in the queue to be reviewed. I am seeking clarification before I review your entire application and send your Incomplete Letter. It appears that your intension is to apply for the license under Laughing Salmon, LLC (Doing Business As- Laughing Salmon, LLC) which is owned by Kamie Moran (50%) and Kyle Lutz (50%). Is this correct? There were some errors when you initiated your license, and I am seeking this clarification so that I know how to compose the Incomplete Letter, and so that I can give proper guidance.

Respectfully,

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

From:	Marijuana Licensing (CED sponsored)
To:	kyle.lutz21@gmail.com
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Application- Laughing Salmon, LLC license #21619
Date:	Thursday, September 19, 2019 2:39:56 PM
Attachments:	image001.png 21619 Incomplete Application Letter.pdf

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Hello,

Your application has been reviewed, and 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. Feel free to call or email if you need clarification on any items from the Incomplete Letter.

Please send any documents/correspondence to marijuana.licensing@alaska.gov

Thank you,

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

THE STATE of ALASKA
GOVERNOR MICHAEL J. DUNLEAVY

Department of Commerce, Community, and Economic Development

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

September 19, 2019

Laughing Salmon, LLC
DBA: Laughing Salmon, LLC
Via email: kyle.lutz21@gmail.com

Re: Retail Marijuana Store #21619

Dear applicant,

The AMCO Office has reviewed the documents submitted for the proposed marijuana establishment license referenced above. This letter is notice under 3 AAC 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.**

- **Online Application**
  - According to the Entity Documents submitted and the email clarification from Kyle Lutz, there is a discrepancy with your Online Application and the way the Licensee, Entity Officials, and Affiliates are listed, including an error with your Business License.
  - First, please contact the Division of Corporations, Business, and Professional Licensing (CBPL) to update the business license (https://www.commerce.alaska.gov/web/cbpl/). The Owner of the Business License should be "Laughing Salmon, LLC" only.
  - I have rolled the application back to "New" status so you can make changes to your online application (in MyAlaska). An updated Public Notice will generate which you will need as part of your corrections outlined below under MJ-07, and MJ-08. Additionally, an updated Advertisement Notice will generate which you will need as part of your corrections outlined below under Publisher's Affidavit. Once you make the corrections to the online application, please send an email notifying me that you have done so, so that I may update the application status from "New" to "Incomplete".
  - Corrections to your online application:
    - Remove Kamie Moran and Kyle Lutz from Licensees, but make sure to keep Laughing Salmon, LLC as the Licensee.
    - Add Kamie Moran to Entity Officials, and keep Kyle Lutz as an Entity Official (both of you should be under Entity Officials).
    - Remove Kyle Lutz and Kamie Moran as Affiliates.

- **MJ-00 Application Certifications**
  - For both MJ-00s:
    - Page 1, Section 1: Please correct the Licensee field to say, Laughing Salmon, LLC.

        - Page 3: the last two statements contradict each other, but one of the statements must be initialed. Please re-read the last two statements and correct accordingly. As long as the statement applies to you, you would want to initial the last statement.

- **MJ-01 Operating Plan**
    - Page 1, Section 1: Please correct the Licensee field to say, Laughing Salmon, LLC.
    - Page 2, Section 3.2: Please accordingly incorporate in the Operating Plan the following-
        - A marijuana establishment shall limit the number of visitors to not more than five visitors for each licensee, employee, or agent of the licensee who is actively engaged in supervising those visitors.
    - Page 3, Section 3.3: Please correct the licensee-produced badge to reflect information for this license- (DBA: Laughing Salmon, LLC; License #21619).

- **MJ-02 Premises Diagram**
    - Page 1, Section 1: Please correct the Licensee field to say, Laughing Salmon, LLC.
    - I see that you show the Licensed Premises on Diagram 2, but please also show it on Diagram 1 and label it accordingly (a legend or key is preferred).
        - If you are going to create a legend or key for the Licensed Premises, please also include the Restricted Access Area in the key/legend.
    - Please clearly label the sales counter and make sure that it is fully included in the Restricted Access Area.

- **MJ-03 Retail Supplemental**
    - Page 1, Section 1: Please correct the Licensee field to say, Laughing Salmon, LLC.
    - Page 4, Section 6.1: Please address 3 AAC 306.045(a)(3), "marijuana or a marijuana product sold is packaged in opaque, resealable, child-resistant packaging when the purchaser leaves the retail section of the licensed premises..."
    - Page 4, Section 6.2: Please correct some of the warning statements. I will highlight in red the portion needing corrections:
        - "Marijuana impairs coordination and judgment."
            - **<u>Correct to:</u>** "Marijuana impairs concentration, coordination, and judgment."
        - "For use only by adults twenty-one or older. Keep out of reach of children."
            - **<u>Correct to:</u>** "For use only by adults twenty-one and older. Keep out of the reach of children."

- **MJ-07 Public Notice Posting Affidavit**
    - Once you have updated your online application as mentioned above, under Online Application, you will need to post the updated Public Notice at both, the location of the proposed premises and another conspicuous location for ten days.
    - Section 1, please correct the Licensee field to say, Laughing Salmon, LLC.
    - I will need a new MJ-07 completed and signed in front of a notary.

- **MJ-08 Local Government Notice Affidavit**
  - Once you have updated your online application as mentioned above, under Online Application, you will need to re-notify the local government by submitting to them the updated Public Notice.
  - Section 1, please correct the Licensee field to say, Laughing Salmon, LLC.
  - I will need a new MJ-08 completed and signed in front of a notary.

- **MJ-09 Statement of Financial Interest**
  - Page 1, Section 1 for both MJ-09s: Please correct the Licensee field to say, Laughing Salmon, LLC.

- **Publisher's Affidavit**
  - There was no copy of the newspaper clipping submitted with the application; however, based on the rest of the application, and assuming that you used the auto-generated Advertisement Notice, I am going to assume that your advertisement included Kamie Lea Moran and Kyle Franklin Lutz at the beginning of the advertisement.
    - You will need to do a one-time correction advertisement to show the correct Licensee (Laughing Salmon, LLC). Once the application has been rolled back, corrected, and submitted, take the updated Advertisement Notice to a newspaper of regular circulation (The Frontiersman is fine) and advertise a one-time correction ad. Then, please submit a new Publisher's Affidavit with a copy of the newspaper clipping, **AND** a copy of the old newspaper clipping.

- **Proof of Possession for Proposed Premises**
  - Accordingly incorporate in the lease the following:
    - A disclaimer that the landlord/lessor will not take possession of or remove marijuana from the premises, and that AMCO will be contacted in the event that this is necessary.

- **Entity Documents**
  - Please provide a list of all partners with the percentage of ownership of each partner.

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,

Jacqlene Drulis, Occupational Licensing Examiner
For,
Erika McConnell, Director
marijuana.licensing@alaska.gov