

Notice of Violation

Email

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records Act AS 40.25

Date: 12/17/18

License #/Type: 10142

Standard Cultivation

Designated Licensee: Joshua Tobin

AMCO Case#:

DBA: Farmer Jack's LLC

Premises Address: 8820 King St, Ste #5 & #6, Anchorage, AK 99515

Mailing Address: 8820 King St, Ste #5 & #6, Anchorage, AK 99515

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 receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

As of *12/17/18*, Farmer Jack's LLC/10142/Standard Marijuana Cultivation Facility, you were delinquent on your marijuana excise tax liability.

You have 30 days to resolve this matter with the Department of Revenue. If the delinquency is not resolved, an accusation will be brought to the Marijuana Control Board.

Your attention is directed to: AS 17.38.010(b)(2) legitimate, taxpaying business people, and not criminal actors, will conduct sales of marijuana; 3 AAC 306.480. Marijuana tax to be paid; 3 AAC 306.810. Suspension or revocation of license; AS 43.61.030(b). Marijuana cultivation facility fails to pay tax; AS 43.05.230(e) DOR can publish list of taxpayer(s) who failed to pay their taxes.; 15 AAC 61.020. License revocation and suspension.

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice.

IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.

***Please send your response to the address below and include your Marijuana Establishment License Number in your response.**

Alcohol & Marijuana Control Office
ATTN: Enforcement
550 W. 7th Ave, Suite 1600
Anchorage, Alaska 99501
amco.enforcement@alaska.gov

Issuing Investigator: J. Hoelscher

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Email

Date: 12/17/18

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Designated Licensee:

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amco.enforcement@alaska.gov

Issuing Investigator:

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA:

Date:

From: [jack tobin](#)
To: [Davies, Jason M \(CED\)](#)
Cc: [McConnell, Erika B \(CED\)](#); [Hoelscher, James C \(CED\)](#)
Subject: Re: NOV Delinquency in Tax 10142
Date: Friday, March 8, 2019 11:31:16 AM
Attachments: [image001.png](#)
[Informal Payment Agreement Letter.pdf](#)

hey there!

we are aware that we are behind on our tax payments,

and we made arrangements with the Department of revenue to get us back on track. we are using thier one time payment plan, but expect to be able to pay off the full amount either this month or early next month.

i was sent a copy of the agreement we made with them, i will include a copy here.

i believe we have resolved this issue, however if we are still in violation let us know so we can take the necessary steps.

as always, feel free to call:



tobin-

On Fri, Mar 8, 2019 at 9:00 AM Davies, Jason M (CED) <jason.davies@alaska.gov> wrote:

Hello-

Please see attached Notice of Violation.

Regards,



Jason M. Davies
Criminal Justice Technician I

AMCO Enforcement
Alcohol & Marijuana Control Office
550 W. 7th Ave, Suite 1600

Anchorage, AK 99501
Office (907) 754-3410



THE STATE
of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Revenue

TAX DIVISION

P.O Box 110420
Juneau, Alaska 99811-0420
Main: 907.465.2320
Fax: 907.465.2375

December 18, 2018

Marijuana Control Board
Alcohol & Marijuana Control Office
550 W. 7th Avenue, Suite 1600
Anchorage, AK 99501

Re: Failure to pay taxes under AS 43.61.010 by licensed marijuana cultivation facilities

Pursuant to Alaska Statutes and Regulations, AS 43.61.030 and 15 AAC 61.020, the Department of Revenue will inform the Marijuana Control Board of licensed cultivators that have failed to pay tax due or file a return as required by law.

As of December 18, 2018, there were 9 licensed cultivation facilities that failed to pay marijuana excise taxes as required under AS 43.61.010 totaling \$205,000. The list below does not include accounts that are currently on payment plans or have past due balances under \$100. If we reported the total number of past due accounts, we would report 36 taxpayers owing a total of \$762,000 – this is 26% of all marijuana taxpayers that owe past due taxes.

The high number of past due accounts is alarming and the Department of Revenue will continue to report the names of the delinquent taxpayers monthly to the Marijuana Control Board through AMCO, excluding the accounts that are currently on payment plans.

| MCB Licensee Name | Taxpayer Name | License |
|-------------------------------------|--------------------------|---------|
| ALASKA PRECISION | DAVID J. STRAUB | 10040 |
| ARCTIC GREENERY, LLC | ARCTIC GREENERY, LLC | 10286 |
| FARMER JACK'S LLC | FARMER JACKS LLC | 10142 |
| GREEN LEAF | GREEN LEAF, INC | 10066 |
| HAPPY CANNABIS | HAPPY CANNABIS | 10201 |
| HERBAL INSTINCTS | TIMELESS ADVENTURES, LLC | 10156 |
| LAST FRONTIER JOINT OPERATIONS LLC. | MIKE D. KEISER | 11957 |
| MUSKY OX, LLC | JONATHAN MANSKER | 10135 |
| SE MOOG DROOG LLC | SE MOOG DROOG LLC | 10814 |

Kelly Mazzei, Excise Tax Supervisor
Department of Revenue - Tax Division

Alcohol & Marijuana Control Office

Initiating License Application

8/7/2019 8:59:02 AM

License Number: 10142**License Status:** Active-Operating**License Type:** Standard Marijuana Cultivation Facility**Doing Business As:** FARMER JACK'S LLC**Business License Number:** 1032978**Designated Licensee:** joshua tobin**Email Address:** tobinsings@gmail.com**Local Government:** Anchorage (Municipality of)**Community Council:** Taku Campbell**Latitude, Longitude:** 61.140000, -149.880000**Physical Address:** 8820 king st st. #5 and #6
anchorage, AK 99515
UNITED STATES**Licensee #1****Type:** Entity**Alaska Entity Number:** 10036199**Alaska Entity Name:** farmer jack's LLC**Phone Number:** 907-952-9334**Email Address:** tobinsings@gmail.com**Mailing Address:** 4981 beverly lakes road
meadow lakes, AK 99654
UNITED STATES**Entity Official #1****Type:** Individual**Name:** hans thedinga
[REDACTED]
[REDACTED]**Phone Number:** 518-424-4750**Email Address:** bachrock@gmail.com**Mailing Address:** 242 w 13th avenue apt 4
anchorage, AK 99508
UNITED STATES**Entity Official #2****Type:** Individual**Name:** joshua tobin
[REDACTED]
[REDACTED]**Phone Number:** 907-952-9334**Email Address:** tobinsings@gmail.com**Mailing Address:** 4981 beverly lake road
meadow lakes, AK 99564
UNITED STATES**Note:** No affiliates entered for this license.



Alaska Marijuana Control Board

Form MJ-20: Renewal Application Certifications

What is this form?

This renewal application certifications form is required for all marijuana establishment license renewal applications. Each person signing an application for a marijuana establishment license must declare that he/she has read and is familiar with AS 17.38 and 3 AAC 306. A person other than a licensee may not have direct or indirect financial interest (as defined in 3 AAC 306.015(e)(1)) in the business for which a marijuana establishment license is issued, per 3 AAC 306.015(a).

This form must be completed and submitted to AMCO's main office by each licensee (as defined in 3 AAC 306.020(b)(2)) before any license renewal application will be considered complete.

Section 1 – Establishment Information

Enter information for the licensed establishment, as identified on the license application.

| | | | |
|--------------------|------------------------|-----------------|-------|
| Licensee: | FARMER JACKS LLC | License Number: | 10142 |
| License Type: | STANDARD CULTIVATION | | |
| Doing Business As: | FARMER JACKS LLC | | |
| Premises Address: | 8820 KING ST UNITS S+G | | |
| City: | ANCHORAGE | State: | AK |
| | | ZIP: | 99515 |

Section 2 – Individual Information

Enter information for the individual licensee who is completing this form.

| | |
|--------|-----------------|
| Name: | JOSHUA T. BROWN |
| Title: | OWNER |

Section 3 – Violations & Charges

Read each line below, and then sign your initials in the box to the right of any applicable statements:

Initials

I certify that I have **not** been convicted of any criminal charge in the previous two calendar years.

☒

I certify that I have **not** committed any civil violation of AS 04, AS 17.38, or 3 AAC 306 in the previous two calendar years.

☒

I certify that a notice of violation has **not** been issued for this license.

☐

Sign your initials to the following statement only if you are unable to certify one or more of the above statements:

Initials

I have attached a written explanation for why I cannot certify one or more of the above statements, which includes the type of violation or offense, as required under 3 AAC 306.035(b).

☒

**Form MJ-20: Renewal Application Certifications****Section 4 – Certifications**

Read each line below, and then sign your initials in the box to the right of each statement:

Initials

I certify that no person other than a licensee listed on my marijuana establishment license renewal application has a direct or indirect financial interest, as defined in 3 AAC 306.015(e)(1), in the business for which the marijuana establishment license has been issued.



I certify that I meet the residency requirement under AS 43.23 or I have submitted a residency exception affidavit (MJ-20a) along with this application.



I certify that this establishment complies with any applicable health, fire, safety, or tax statute, ordinance, regulation, or other law in the state.



I certify that the license is operated in accordance with the operating plan currently approved by the Marijuana Control Board.



I certify that I am operating in compliance with the Alaska Department of Labor and Workforce Development's laws and requirements pertaining to employees.



I certify that I have not violated any restrictions pertaining to this particular license type, and that this license has not been operated in violation of a condition or restriction imposed by the Marijuana Control Board.



I certify that I understand that providing a false statement on this form, the online application, or any other form provided by or to AMCO is grounds for rejection or denial of this application or revocation of any license issued.



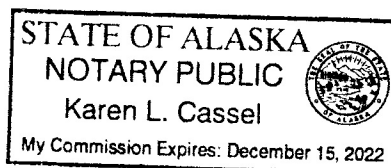
As an applicant for a marijuana establishment license renewal, I declare under penalty of unsworn falsification that I have read and am familiar with AS 17.38 and 3 AAC 306, and that this application, including all accompanying schedules and statements, is true, correct, and complete. I agree to provide all information required by the Marijuana Control Board in support of this application and understand that failure to do so by any deadline given to me by AMCO staff may result in additional fees or expiration of this license.

Signature of licensee

Printed name of licensee

Notary Public in and for the State of Alaska

My commission expires:

12/15/2022Subscribed and sworn to before me this 27 day of August, 2019.



Alaska Marijuana Control Board

Form MJ-20: Renewal Application Certifications

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This form must be completed and submitted to AMCO's main office by each licensee (as defined in 3 AAC 306.020(b)(2)) before any license renewal application will be considered complete.

Section 1 – Establishment Information

Enter information for the licensed establishment, as identified on the license application.

| | | | | | |
|--------------------|--|-----------------|-------|------|-------|
| Licensee: | HANS THE DINSA FARMER JACKS LLC | License Number: | 10142 | | |
| License Type: | CANNABIS CULTIVATION (UNLIMITED) | | | | |
| Doing Business As: | FARMER JACKS LLC | | | | |
| Premises Address: | 8820 KING ST | | | | |
| City: | ANCHORAGE | State: | AK | ZIP: | 99515 |

Section 2 – Individual Information

Enter information for the individual licensee who is completing this form.

| | |
|--------|----------------|
| Name: | HANS THE DINSA |
| Title: | OWNER (CO-) |

Section 3 – Violations & Charges

Read each line below, and then sign your initials in the box to the right of any applicable statements:

Initials

I certify that I have **not** been convicted of any criminal charge in the previous two calendar years.

| |
|----|
| HT |
|----|

I certify that I have **not** committed any civil violation of AS 04, AS 17.38, or 3 AAC 306 in the previous two calendar years.

| |
|----|
| HT |
|----|

I certify that a notice of violation has **not** been issued for this license.

| |
|--|
| |
|--|

Sign your initials to the following statement only if you are unable to certify one or more of the above statements:

Initials

I have attached a written explanation for why I cannot certify one or more of the above statements, which includes the type of violation or offense, as required under 3 AAC 306.035(b).

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Read each line below, and then sign your initials in the box to the right of each statement:

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HT

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HT

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HT

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HT

I certify that I am operating in compliance with the Alaska Department of Labor and Workforce Development's laws and requirements pertaining to employees.

HT

I certify that I have not violated any restrictions pertaining to this particular license type, and that this license has not been operated in violation of a condition or restriction imposed by the Marijuana Control Board.

HT

I certify that I understand that providing a false statement on this form, the online application, or any other form provided by or to AMCO is grounds for rejection or denial of this application or revocation of any license issued.

HT

As an applicant for a marijuana establishment license renewal, I declare under penalty of unsworn falsification that I have read and am familiar with AS 17.38 and 3 AAC 306, and that this application, including all accompanying schedules and statements, is true, correct, and complete. I agree to provide all information required by the Marijuana Control Board in support of this application and understand that failure to do so by any deadline given to me by AMCO staff may result in additional fees or expiration of this license.

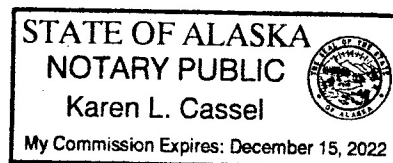
Hans Thedinga
Signature of licensee

Hans Thedinga
Printed name of licensee

Karen L. Cassel
Notary Public in and for the State of Alaska

My commission expires: 12/15/2022

Subscribed and sworn to before me this 27 day of August, 2019.



As indicated on form MJ20; we can not state that there were no violations issued to our license. There were in fact two; both NOV's were issued for non-payment of taxes. One was issued for nonpayment of taxes in december 2018 and another for nonpayment of taxes in february of 2019.

The explanation is simple- we didnt have enough money. There were a number of disasters as well as two robberies that cost us time and money and certainly affected our botton line.

Our Roof blew off in august/ july of 2018, and this killed a great many plants in our facility. In september, we experienced flooding for a couple weeks as a neighbor in the building decided to wash cars all day long, and water from that seeped through the wall killing, again, many plants. In October, a new neighbor began painting cars without the proper ventilation system in the units next to us, and as a result almost all of our flowering plants hermaphrodited causing further loss of time and money.

In late december our landlord defaulted on his mortgage and the owner financed property was then returned to the financier and former owner. Meaning, the former owner is once again the owner. We were affected in that the (now former) owner began demanding money, rents of the future as we had been late in the past- He demanded what money we had on hand in order to keep our agreements. We gave him the money and then he defaulted and disappeared, and we had to pay our new landlord the rents from those months, even though we had paid them to the other now absent landlord. Yes, its confusing. It left us broke.

In the future we understand that taxes must be paid before all else as nonpayment could close our facility permanently. We dont ever want to find ourselves in the position of being behind on our taxes ever again.