

Notice of Violation

(3AAC 306.805)

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

Date: 2/13/19

Licensee: Mark Woodward

DBA: The Stoney Moose

License #/Type: 10873/Marijuana Retail Stores

Address: 127 Stedman St., Ketchikan 99901

AMCO Case #: AM190273

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.

The manifest 000063890 from Catalyst Cannabis Company mistakenly listed the date of departure as 2/8 and the date of arrival as 2/7. This wasn't noticed until the manifest and shipment was received at the destination, The Stoney Moose, and accepted into METRC. The manifest should have listed the correct date of departure as 2/9 and the correct date of arrival as 2/10.

The incorrectly dated manifest was accepted by The Stoney Moose employee Kolbe Rose Pollock on 02/20/2019.

This is a violation of 3 AAC 306.750(c)

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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

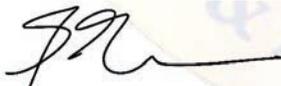
***Please send your response to the address below and include your marijuana license number in your response.**

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

Issuing Investigator: S. Johnson

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

From: [Mark Woodward](#)
To: [CED AMCO Enforcement \(CED sponsored\)](#)
Subject: AM190273
Date: Tuesday, February 19, 2019 8:40:32 AM

This email is in response to an NOV The Stoney Moose (Retail Lic. 10873) received regarding the incorrect information listed in a manifest (000063890).

The transporter for the manifest first noticed the incorrect date after arriving to Ketchikan; the paperwork was included in a manilla envelope with other paperwork from Catalyst, which was placed in a secure portion of the transportation package (TSA did not require any check of the baggage, so the paperwork stayed in the suitcase from product pickup location to The Stoney Moose).

The Stoney Moose had just accepted the package after it being delivered, noticed the incorrect dates on the manifest, and then contacted Catalyst to inform them of the error. Even though this error originated with Catalyst, it was our transporter's responsibility to notice this error at Catalyst and not after leaving. The transporter has been re-trained in transportation requirements and responsibilities, and has ensured The Stoney Moose that this will not happen again.

Due to this NOV, The Stoney Moose has created a Transportation Checklist that has to be a part of every Manifest involving The Stoney Moose. The checklist will be initialled and signed by both the transporter and the organization in which the product is being picked up. This checklist, seen below, will be required to be sent in a text message (after being initialled and signed) to the Day Manager of The Stoney Moose prior to leaving the location of product pick up. Therefore all Stoney Moose product pickups will require a triplicate redundant system prior to leaving the product pickup location. This Transportation Checklist will be required for any and all manifests created by or for The Stoney Moose, Stone Moose Kitchens (if approved), and Stoney Moose Farms (if approved).

Transportation Checklist: Initials of transporter required

- _____ correct date/time of departure
- _____ correct date/time of arrival
- _____ correct AMCO card information entered
- _____ correct DMV information listed, including drivers license and auto information
- _____ correct directions listed (from pick up point to 127 Stedman St. in Ketchikan)
- _____ ensured that the product has blue product labels listed on EACH bag
- _____ transporter initials Manifest ONLY after all of the above have been verified
- _____ NEED Initials from product pickup location that dates/times/locations are correct

Please know that we understand this NOV was 100% avoidable, and that our transporter should have picked up this error prior to leaving Catalyst. Even with our checklist, if there is anything else AMCO believes The Stoney Moose could do to avoid these NOV's in the future please advise us and we will get on that immediately. Again, our apologies that this happened.

Notice of Violation

(3AAC 306.805)

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

Date: 7/30/19

License #/Type: 10799 Standard Marijuana Cultivation Facilities

Licensee: Calm N Collective

Address: 13886 W. Parks Hwy Houston, AK 99694

DBA: Calm N Collective, LLC

AMCO Case #: AM19-0900

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.

On 7/3/19 Investigator Hamilton and I stopped at Calm N Collective. We met with Ron Bass to review some camera issues and Hamilton and I both noticed that the employees were not wearing facility badges. This is in violation of:

3 AAC 306.710.(c) Restricted access areas
and

3 AAC 306.715.(a) Security alarm systems and lock standards

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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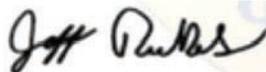
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Alcohol & Marijuana Control Office
ATTN: Enforcement
550 W. 7th Ave, Suite 1600
Anchorage, Alaska 99501
amco.enforcement@alaska.gov

Issuing Investigator: J. Rukes

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date: 7/30/19



Jana D. Weltzin
Licensed in Alaska & Arizona
901 Photo Ave
Anchorage, Alaska 99503
Phone 630-913-1113
Main Office 907-231-3750
JDW, LLC
jana@jdw-counsel.com

October 9, 2019

AMCO & Enforcement
Marijuana Control Board
Sent Via Email

Re: NOV Calm N Collective License No: 10799 – AM19-0900

Dear MCB and Enforcement Team:

This response is for the NOV dated August 26, 2019 regarding an allegation that employees at the facility were not displaying employee identification badges.

On July 3rd, 2019 Investigator Rukes and Investigator Hamilton showed up at Calm N Collective Facility. The Investigators alleged in the NOV that employees were not wearing facility badges. In my experience, when enforcement visits licensed marijuana establishments, it's usually seen as an opportunity for licensees to gather guidance and direction from enforcement and be provided with that direction and receive constructive criticism for any items that may be out of compliance during the visit itself. This isn't to say an NOV doesn't result from the visit, but the instant feedback helps drive the facility in an immediate manner towards compliancy.

Especially when Chief Hoelscher is visiting licensees, he doesn't just take note of all the possible violations and not say anything to the licensee during the visit. Instead he usually points out possible violations, right then on the spot. This way the licensee can take immediate corrective action. When Investigator Rukes and Hamilton were at the facility, they didn't mention to the licensee or staff that there was staff without employee identifications being displayed. Instead of guiding the licensee and staff towards a compliant direction, enforcement compiled 11 NOVs, all served on the same day, including this one. I think in the future, it would be better for the industry, public health and safety, and licensees if enforcement agents followed the example set by Chief Hoelscher.

The licensee has a policy of employees wearing their employee badges on their person, so if there were employees not prominently displaying their badges, it would have been more helpful for enforcement to point out to the licensee on the day it was observed (July 3rd) instead of receiving

this information over a month later on August 26th. It would have furthered the goals of enforcement and resulted in increased compliancy for this facility. Also – maybe the employees were wearing their badges and the badges were just not visible (ie maybe they had a sweatshirt on) but we will never know because enforcement did not ask them where their badges were, therefore that lack of that helpful communication resulted in incomplete information.

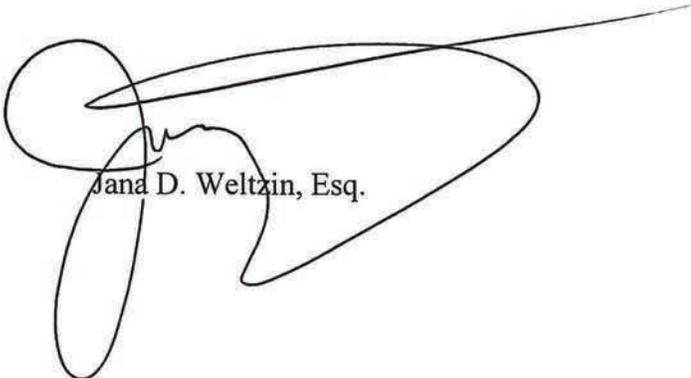
Since this incident, the Company has hired a new operations manager, Sarah Lorimer. Sarah has been a strong female entrepreneur for many years. Sarah a wife and mother, purchased and ran as president/promoter, AFC which became, under her leadership, an extremely successful business. For many years, Sarah was also a successful mortgage broker.

Sarah has met with my firm, and we have discussed the necessity to stringently adhere to the regulations - she and has shown great integrity, intelligence and initiative in assisting Calm N Collective. Sarah has received a copy of all operating plans for Calm N Collective, all AMCO updated regulations, and legal advice to ensure that all regulations are being followed with no exception. Sarah been hired to implement and maintain a professional and compliant operation and she has been in the process of determining which employees respect the necessity of following the regulations and company policies, and which employees lack that respect and need to be terminated.

Additionally, Calm N Collective also hired a new cultivation manager since this incident took place, Todd Skiff. Todd reports to Sarah, Sarah reports to the owners of the Company. Todd will be responsible for supervising and coaching employees, and ensuring legal compliance of cultivation procedures, managing inventory and budgets related to marijuana cultivation (including equipment, security and HVAC systems). The Company is turning a new leaf and is doing everything in his power to employ a strong managerial team to avoid any/all issues in the future.

Please feel free to contact me if you have any questions or concerns regarding this response.

Thank you for your consideration,



Jana D. Weltzin, Esq.

Notice of Violation

(3AAC 306.805)

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Date: 7/30/19

License #/Type: 10799 Standard Marijuana Cultivation Facilities

Licensee: Calm N Collective

Address: 13886 W. Parks Hwy Houston, AK 99694

DBA: Calm N Collective, LLC

AMCO Case #: AM19-0900

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.

On 7/18/19 I went to Calm N Collective to review their new camera system to make sure it complied with the regulations. I also inventoried the plants and clones. The clone count was off +1 for "MTF", -7 for "MTF2", there were no records added for 98- "24 hitter" or 98 -"one and done". I was told that the "24 hitter" and the "one and done" were added to the clone room the previous day so it is understandable that those were not yet added to metrc. In the rest of the whole facility there were 6 plant that were not able to be found, 5817, 5824, 5842, 6099, 5532, and 6055. This is in violation of:
3 AAC 306.435.(a) Marijuana inventory tracking system

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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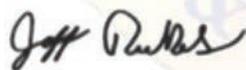
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Alcohol & Marijuana Control Office
ATTN: Enforcement
550 W. 7th Ave, Suite 1600
Anchorage, Alaska 99501
amco.enforcement@alaska.gov

Issuing Investigator: J. Rukes

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date: 7/30/19



Jana D. Weltzin
Licensed in Alaska & Arizona
901 Photo Ave
Anchorage, Alaska 99503
Phone 630-913-1113
Main Office 907-231-3750
JDW, LLC
jana@jdwcounsel.com

October 21, 2019

AMCO & Enforcement
Marijuana Control Board
Sent Via Email

Re: NOV Calm N Collective License No: 10799

Dear MCB and Enforcement Team:

This response is for the NOV dated August 26, 2019 in regard to Marijuana inventory tracking system.

On July 18, 2019 Officer Rukes went to check on the new camera system. At this time Officer Rukes also inventoried the plants and clones which he discovered the clone count was off. Officer Rukes then claimed that there were 6 plants that were not able to be found, 5817, 5824, 5842, 6099, 5532 and 6055. The plants were logged as follows:

5817, 5824 and 5842 – On July 9th, a cultivation employee (Jacob Shafer) killed/terminated those plants as the plants' health appeared to be compromised and did not want the problem to spread to healthy plants. Jake logged them as waste, gave three days' notice (via MJ25 sent in on July 6th) to the board, but Jake DID fail to mark the plants as destroyed in metrc and Jake should have explained with more specify that the waste included whole plants. Jacob has since received additional training and understands the mistake that was made.

5532 – This plant was in the facility, it was in the Mother tray in the upstairs veg room, Officer Rukes was firing off a lot of questions and requests and the CnC staff just couldn't find it in the chaos.

6055 – Was killed the day before inspection on 7/17/2019. The kill tag was on the office desk the day Officer Rukes visited the facility.

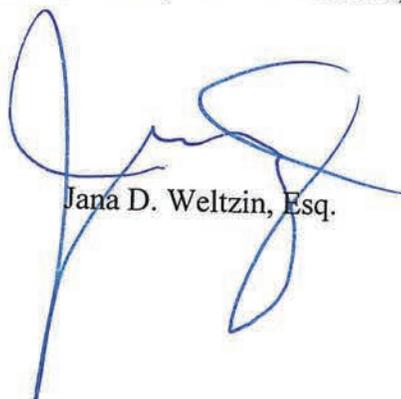
6099 – This plant is alive and well and is currently in the flower room.

For the MTF and MTF2 strains (clones), it appeared that the code reader was not able to show the full names of the two MTF strains creating confusion. However, since the 98 clones for 24 hitter

and for one and done had just been taken from the mothers the day preceding the visit, it is understandable that CnC had yet to add those into metrc. The employee handling and creating the clone cuttings had not been trained on Metrc had not been trained and the manager was out of the facility on July 17th, 2019 and was planned to enter them the very next day, but Officer Rukes showed up the very next day before the manager had the chance to input. The clone count for MTF was 95 and MTF2 was 77 on July 18th, 2019, after Officer Rukes left the facility, and that can be found in Metrc.

Please feel free to contact me if you have any questions or concerns regarding this response.

Thank you for your consideration,



Jana D. Weltzin, Esq.

Notice of Violation

(3AAC 306.805)

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Date: 7/30/19

License #/Type: 10799 Standard Marijuana Cultivation Facilities

Licensee: Calm N Collective

Address: 13886 W. Parks Hwy Houston, AK 99694

DBA: Calm N Collective, LLC

AMCO Case #: AM19-0900

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

Chief Hoelscher brought to my attention that it appeared as if there were individuals in the facility on April 20, 2019 without visitor badges. Hoelscher observed on social media photos and videos of people in the facility making what appeared to be a rap video not wearing badges. Hoelscher supplied me with still photos of one of those instances. When reviewing the log in sheet these individuals signed in but did not give a reason for being there and put a sign out time. This is in violation of:
3 AAC 306.710. (c)(2)Restricted access areas

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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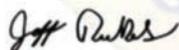
***Please send your response to the address below and include your marijuana license number in your response.**

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

Issuing Investigator: J. Rukes

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date: 7/30/19



Jana D. Weltzin
Licensed in Alaska & Arizona
901 Photo Ave
Anchorage, Alaska 99503
Phone 630-913-1113
Main Office 907-231-3750
JDW, LLC
jana@jdwcounsel.com

October 21, 2019

AMCO & Enforcement
Marijuana Control Board
Sent Via Email

Re: NOV Calm N Collective License No: 10799

Dear MCB and Enforcement Team:

This response is for the NOV dated August 26, 2019 in regard to Visitor badges not being worn in the facility.

On April 20th, 2019 it was reported that there were some individuals in the facility without "Visitor badges". Most of the individuals in question are in fact employees of the facility and are not required to wear visitor ID badges. We understand that they should in fact be wearing employee badges which, has been rectified and addressed in a corresponding NOV and response.

However, the NOV also stated that the log sheet showed that most of these individuals signed into the visitor log. The NOV notes that it is a violation of the regulations to "did not give a reason for being there" and "not put a sign out time." Both of these compounds are good business practice, but both are **not** requirements of a complaint visitor log in the regulations.

3 AAC 306.755(a)(6) requires: a log recording the name, and date and time of entry of each visitor permitted in a restricted access area.

Officer Rukes stated a time out entry and purpose entry is required by 3 AAC 306.710(c), but it is not a requirement:

(c) In a restricted access area, a licensee, employee, or agent of the marijuana establishment shall wear a current identification badge bearing the person's photograph. A person under 21 years of age may not enter a restricted access area. Any visitor to the restricted access area must (1) show identification as required in 3 AAC 306.350 to prove that person is 21 years of age or older; (2) obtain a visitor identification badge before entering the restricted access area; and (3) be escorted at all times by a licensee, employee, or agent

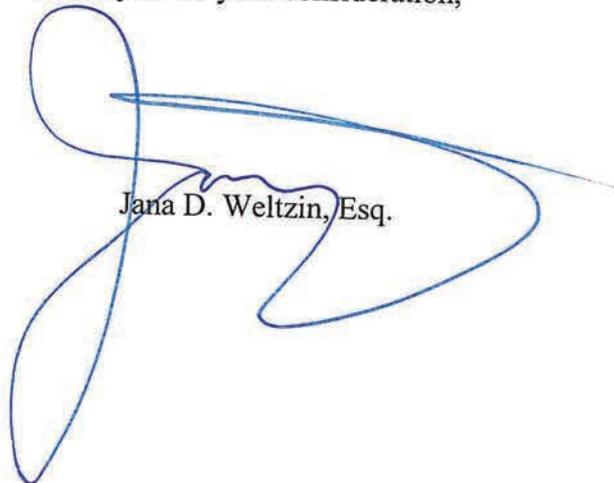
of the marijuana establishment.

Since this NOV was served, Calm N Collective has taken many steps to strengthen its compliance and to create better business practices. Sarah Lorimer has been hired as the company's general manager. She has been a strong female entrepreneur for many years. Sarah a wife and mother, purchased and ran as president/promoter, AFC which became, under her leadership, an extremely successful business. For many years, Sarah was also a successful mortgage broker.

Sarah has received a copy of all operating plans for Calm N Collective, all AMCO updated regulations, and legal advice to ensure that all regulations are being followed and over time better business practices will become the backbone of the company. Sarah been hired to implement and maintain a professional and compliant operations. We strongly feel that this issue will not occur in the future.

Please feel free to contact me if you have any questions or concerns regarding this response.

Thank you for your consideration,



Jana D. Weltzin, Esq.

Notice of Violation

(3AAC 306.805)

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

Date: 7/30/19

License #/Type: 11050 Marijuana Retail Stores

Licensee: Houston Grass Station

Address: 15231 W Parks Hwy Houston, AK 99694

DBA: Houston Grass Station, LLC

AMCO Case #: AM19-0900

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.

On 5/15/19 Ron Bass was contacted by Ted Stevens Airport Police for attempting to transport a large amount of marijuana and marijuana products (over 1 ounce) out of state. Within those marijuana products were two vape cartridges and one vape pen with cartridge attached that were marked "returned" on the packaging. Bass stated that he took them from his retail store, Houston Grass Station, without paying for them. This is in violation of:

3 AAC 306.310. (b)(3)(A) Acts prohibited at retail marijuana store

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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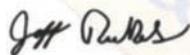
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JDW, LLC
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October 21, 2019

AMCO & Enforcement
Marijuana Control Board
Sent Via Email

Re: NOV Houston Grass Station License No: 11050

Dear MCB and Enforcement Team:

This response is for the NOV dated August 26th, 2019 in regard to Acts prohibited at retail marijuana store.

On 5/15/19 when Ron was contacted by Ted Stevens Airport for attempting to transport his own private marijuana out of state, it was noted that there was one vape pen with cartridge attached that was marked "returned". Officer Rukes claims that Ron stated he did not pay for them. Perhaps Ron misunderstood the question, or Rukes' misunderstanding Ron's response, but it is not true that Ron did not pay his store for the product – he did pay for the vape pen. Additionally, I secured the recording of the interrogation by Rukes of Mr. Bass, and Mr. Bass clearly stated he purchased the product from his store. All purchases "returned" or not, are paid for by Ron in his retail store.

Please feel free to contact me if you have any questions or concerns regarding this response.

Thank you for your consideration,

Jana D. Weltzin, Esq.

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

On 5/15/19 Ron Bass was contacted by Ted Stevens Airport Police for attempting to transport a large amount of marijuana and marijuana products (over 1 ounce) out of state. Within those marijuana products was 3 ziplock baggies with metrc tag numbers containing seeds that Bass stated were leftover from trim packages and came from his retail store, Houston Grass Station. Seeds are considered a marijuana product and seeds that are left over from trimming are subject to being cataloged in metrc as a new package for resale or cataloged to be destroyed. This is in violation of:
3 AAC 306.310.(b)(3)(A) Acts prohibited at retail marijuana store

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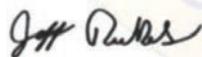
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October 21, 2019

AMCO & Enforcement
Marijuana Control Board
Sent Via Email

Re: NOV Houston Grass Station License No: 11050

Dear MCB and Enforcement Team:

This response is for the NOV dated August 26th, 2019 in regard to Seeds not cataloged or destroyed.

The NOV absolutely **misstates what Mr. Bass stated in the Rukes interrogation.** Mr. Bass unequivocally said he did not believe that these seeds were from the retail – he said he didn't even know he had them on him and the seeds were from his personal grow.

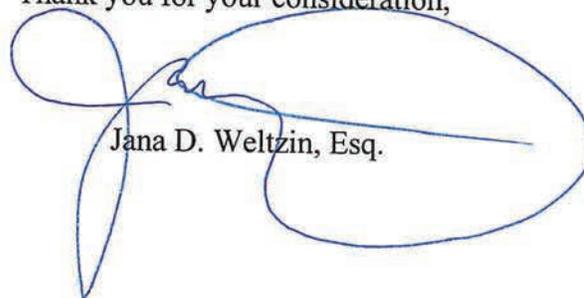
“I have seeds at my house from my own personal grow”

When Mr. Bass explained he didn't know the seeds were on his person. Rukes responded “my bullshit meter is going up” and then proceeded to accuse Mr. Bass of lying and compared him to a perpetrator in an episode of “Cops.”

The seeds were personal property not a product and does not need to be cataloged in Metrc. If Ron wants to re-using bags from his retail or cultivation to be resourceful is also done in his own private capacity for personal use and should not be met with an NOV.

Please feel free to contact me if you have any questions or concerns regarding this response.

Thank you for your consideration,



Jana D. Weltzin, Esq.

Notice of Violation

(3AAC 306.805)

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DBA: Houston Grass Station, LLC

AMCO Case #: AM19-0900

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.

On 5/15/19 Ron Bass was contacted by Ted Stevens Airport Police for attempting to transport a large amount of marijuana and marijuana products (over 1 ounce) out of state. I weighed the amount of plant material only to find that it weighed 133 Grams, or 4.69 ounces. Within those marijuana products was 5 containers of kief that Bass stated came from his retail store, Houston Grass Station. One of the five was still in a sealed mylar ziplock style container and did not have any labelling on the package. This is in violation of:

3 AAC 306.310.(a)(3) Acts prohibited at retail marijuana store
and

3 AAC 306.345. Packaging and labeling

AS 17.38.202(1) Personal use of marijuana

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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. Rukes

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date: 7/30/19



Jana D. Weltzin
Licensed in Alaska & Arizona
901 Photo Ave
Anchorage, Alaska 99503
Phone 630-913-1113
Main Office 907-231-3750
JDW, LLC
jana@jdwcounsel.com

October 21, 2019

AMCO & Enforcement
Marijuana Control Board
Sent Via Email

Re: NOV Houston Grass Station License No: 11050

Dear MCB and Enforcement Team:

This response is for the NOV dated August 26th, 2019 and is in regard to kief product not being labeled.

As of the date of this response, there has been no criminal charges brought against Mr. Bass – therefore the content of the NOV is an inappropriate attempt to characterize incomplete facts as a criminal offense. The state of Alaska has not charged Mr. Bass with any criminal counts. Mr. Bass suffers from advancing multiple sclerosis (“MS”). MS is a long-lasting disease which affects and degrades Mr. Bass’ brain functions, spinal cord, and the optic nerves in his eyes. It is scientifically proven that marijuana reduces the symptoms of this disease, and it is widely held belief by many doctors and patients, that marijuana slows down the progression of this disease. MS is an autoimmune disease that causes the body’s immune system to attack the fatty substance that coats and protects nerve fibers in the brain and spinal cord. The effects are often different for everyone who has the disease, but in Mr. Bass’ case, it does affect his cognitive ability and his ability to handle stressful situations. Because of this, and as his counsel, Mr. Bass does not consent to any future interrogations without his legal representation present.

Mr. Bass has a disease that does impact his communication and his ability to process information. It does not make him incapable of being a licensee¹ - that would be discriminatory conclusion against my client for a condition that he has no control over. Just because aspects of the disease render him disabled in some capacities, that does not mean AMCO shouldn’t provide reasonable

¹ In email communications with enforcement regarding this licensee and the impact on his health under stressful interrogations by enforcement related to this matter and the need to provide this licensee with written requests for information not just informal oral requests due to his impaired cognitive functions, enforcement opined that its “concerning” that Mr. Bass cannot remember oral requests for information.

accommodations (such as written requests, scheduling visits as opposed to just showing up, providing opportunity for his counsel to be with him during *interrogations*). Stress increases the tissue disintegration in my client's brain, brain stem and spine due to the disease. Stress is a serious health consideration for any person – but for Mr. Bass it can severely injure him permanently. Stress is more likely to exacerbate the symptoms of MS and bring about a flare or relapse².

The event that is described in the NOV is a personal matter, not a business matter. The only time it would be a business matter subject to AMCO involvement is if Mr. Bass was convicted of a criminal charge.

The citations in the NOV are not applicable to the event. The NOV states Mr. Bass violated:

(a) A licensed retail marijuana store may not sell, give, distribute, deliver, or offer to sell, give, distribute, or deliver, marijuana or a marijuana product (1) to a person under 21 years of age; (2) to a person that is under the influence of an alcoholic beverage, inhalant, or controlled substance; (3) that is not labeled and packaged as required in 3 AAC 306.345 and (A) 3 AAC 306.470 and 3 AAC 306.475; or (B) 3 AAC 306.565 and 3 AAC 306.570;

Similarly, the NOV cites 3AAC 306.345 was violated, for the same reasons, both alleged violations are incorrect. There is zero proof that the retail store sold the product without packaging and labeling. The situation described in the NOV has nothing to do with the retail license, nor is it a reflection of whether the retail store is lacking or deficient in its labeling and packaging of the retail license. It **only** has to do with product Mr. Bass may have on his person in a location that is not the licensed premises. This is outside the bounds of AMCO's purview.

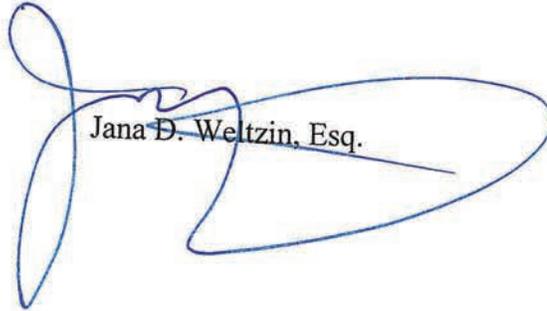
Regardless of the amount of alleged product on Mr. Bass, the packaging of the products cannot be attributed to the retail license – people buy marijuana from retail establishments and put those products in their personal product jars, combine left over kief in existing packaging they receive from the store, and also use their personal grow product in conjunction with store bought product. Consumers remove labels from product, re-package, take product from exterior packaging all the time - and none of those activities are in violation of the regulations.

The NOV also states Mr. Bass violated AS 17.38.202(1) Personal use of marijuana. Said statute citation does not exist. Therefore, my client has not received adequate notice of alleged violation and therefore cannot and will not respond to an allegation that he violated a statute that does not exist.

² [https://multiplesclerosisnewstoday.com/multiple-sclerosis-social-clips/2017/03/08/stress-and-its-affect-on-multiple-sclerosis/#targetText=As%20part%20of%20MS%20Awareness.about%20a%20flare%20or%20relapse.](https://multiplesclerosisnewstoday.com/multiple-sclerosis-social-clips/2017/03/08/stress-and-its-affect-on-multiple-sclerosis/#targetText=As%20part%20of%20MS%20Awareness.about%20a%20flare%20or%20relapse.;); See also <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3115807/> -- "Exposure to stress has long been suspected as a factor that can aggravate MS. There are many studies showing that among people diagnosed with MS, stressful life events are associated with a significant increase in risk of MS exacerbation in the weeks or months following onset of the stressor."

Please feel free to contact me if you have any questions or concerns regarding this response.

Thank you for your consideration,



Jana D. Weltzin, Esq.

Notice of Violation

(3AAC 306.805)

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

Date: 7/30/19

License #/Type: 11050 Marijuana Retail Stores

Licensee: Houston Grass Station

Address: 15231 W Parks Hwy Houston, AK 99694

DBA: Houston Grass Station, LLC

AMCO Case #: AM19-0900

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.

On 5/15/19 Ron Bass was contacted by Ted Stevens Airport Police for attempting to transport a large amount of marijuana and marijuana products (over 1 ounce) out of state. Within those marijuana products was 4 containers of Prerolls that Bass stated came from his retail store, Houston Grass Station. One of the four did not have any labelling on the packaging that noted the THC amount. This is in violation of:
3 AAC 306.310.(a)(3) Acts prohibited at retail marijuana store
and
3 AAC 306.345.(b)(2) Packaging and labeling

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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. Rukes

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date: 7/30/19



Jana D. Weltzin
Licensed in Alaska & Arizona
901 Photo Ave
Anchorage, Alaska 99503
Phone 630-913-1113
Main Office 907-231-3750
JDW, LLC
jana@jdwcounsel.com

October 21, 2019

AMCO & Enforcement
Marijuana Control Board
Sent Via Email

Re: NOV Houston Grass Station License No: 11050

Dear MCB and Enforcement Team:

This response is for the NOV dated August 26th, 2019 in regard to Packaging and Labeling. The event that is described in the NOV is a personal matter, not a business matter. The only time it would be a business matter subject to AMCO involvement is if Mr. Bass was convicted of a criminal charge.

The citations in the NOV are not applicable to the event. The NOV states Mr. Bass violated:

(a) A licensed retail marijuana store may not sell, give, distribute, deliver, or offer to sell, give, distribute, or deliver, marijuana or a marijuana product (1) to a person under 21 years of age; (2) to a person that is under the influence of an alcoholic beverage, inhalant, or controlled substance; (3) that is not labeled and packaged as required in 3 AAC 306.345 and (A) 3 AAC 306.470 and 3 AAC 306.475; or (B) 3 AAC 306.565 and 3 AAC 306.570;

Similarly, the NOV sites 3AAC 306.345 was violated, for the same reasons, both alleged violations are incorrect. There is zero proof that the retail store sold the product without packaging and labeling. The situation described in the NOV has nothing to do with the retail license, nor is it a reflection of whether the retail store is lacking or deficient in its labeling and packaging of the retail license. It **only** has to do with product Mr. Bass may have on his person in a location that is not the licensed premises. This is outside the bounds of AMCO's purview.

Regardless of the amount of alleged product on Mr. Bass, the packaging of the products cannot be attributed to the retail license – people buy marijuana from retail establishments and put those

products in their personal product jars, combine left over kief in existing packaging they receive from the store, and also use their personal grow product in conjunction with store bought product. Consumers remove labels from product, re-package, take product from exterior packaging all the time - and none of those activities are in violation of the regulations.

During Rukes interrogation of Mr. Bass, Mr. Bass explained he also has a personal grow at home – there is no way to conclude the unlabeled joints are a result of any failure by the retail establishment.

Please feel free to contact me if you have any questions or concerns regarding this response.

Thank you for your consideration,



Jana D. Weltzin, Esq.

Notice of Violation

(3AAC 306.805)

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

Date: 7/30/19

License #/Type: 11050 Marijuana Retail Stores

Licensee: Houston Grass Station

Address: 15231 W Parks Hwy Houston, AK 99694

DBA: Houston Grass Station, LLC

AMCO Case #: AM19-0900

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.

On 5/15/19 Ron Bass was contacted by Ted Stevens Airport Police for attempting to transport a large amount of marijuana and marijuana products (over 1 ounce) out of state. I weighed the amount of plant material alone to find that it weighed 133 Grams, or 4.69 ounces. This is in violation of:
AS 17.38.202(1) Personal use of marijuana

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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. Rukes

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date: 7/30/19



Jana D. Weltzin
Licensed in Alaska & Arizona
901 Photo Ave
Anchorage, Alaska 99503
Phone 630-913-1113
Main Office 907-231-3750
JDW, LLC
jana@jdw-counsel.com

October 21, 2019

AMCO & Enforcement
Marijuana Control Board
Sent Via Email

Re: NOV Houston Grass Station License No: 11050

Dear MCB and Enforcement Team:

This response is for the NOV dated August 26th, 2019 in regard to Personal use of Marijuana.

The NOV also states Mr. Bass violated AS 17.38.202(1) Personal use of marijuana. Said statute citation does not exist. Therefore, my client has not received adequate notice of alleged violation and therefore cannot and will not respond to an allegation that he violated a statute that does not exist. Moreover, there are no pending charges against Mr. Bass for this event or any other event.

Thank you for your consideration,

A handwritten signature in blue ink, consisting of a large, stylized 'J' and 'W' followed by a horizontal line and a large loop.

Jana D. Weltzin, Esq.

Notice of Violation

(3AAC 306.805)

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

Date: 8/30/19

License #/Type: 10025 Standard Marijuana Cultivation Facilities

Licensee: Angela Yin

Address: 32273 Old Nash Road, Seward, AK

DBA: Moose Garden

AMCO Case #: AM19-1385

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.

On 8-28-19, an inspection was conducted at your establishment. The following inconsistencies were noted when counting your clones:

NAME	METRC	ON HAND	DIFFERENCE
Afternoon Delight	2	3	1
Catatonic	16	20	4
CBDG	2	3	1
Nana's Fix	16	19	3
Pakistan Valley	10	2	8
Quick N Tonic	1	0	1
Rick's Original	2	0	2
Space Candy	6	0	6
Tangie	0	4	4

Your attention is directed to 3 AAC 306.730: Marijuana inventory tracking system

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: M. Chiesa

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

From: [Hamilton, Joe \(CED\)](#)
To: [Davies, Jason M \(CED\)](#); [Hoelscher, James C \(CED\)](#); [McConnell, Erika B \(CED\)](#)
Subject: Fwd: Moose Garden, lic 10025, NOV.pdf
Date: Monday, September 2, 2019 11:06:24 AM

Sent from my iPhone

Begin forwarded message:

From: Moose Garden <moosegardenak@gmail.com>
Date: September 2, 2019 at 9:46:08 AM AKDT
To: joe.hamilton@alaska.gov, james.hoelscher@alaska.gov,
erika.mcconnell@alaska.gov, jason.davies@alaska.gov
Subject: Re: Moose Garden, lic 10025, NOV.pdf

Dear AMCO,

Im writing in response to the notice of violation for Moose Garden license #10025.

The email was sent to AM Delight license number 10267 instead of Moose Garden
Email address moosegardenak@gmail.com

On July 17, 2019, we received a transfer of license. During this period we have been in transition from the previous owner to getting our new team members trained. We had a new employee over clones during the time period the inspector conducted a preliminary inspection. He has only been working with us less then a month. So when AMCO inspector Joe Hamilton came by he mentioned all the plants were tagged and in there proper place. The only thing off was the clone count.

We had left instructions for the new employee, who was hired less than a month ago, to remove any dying clones from the clone tables and replace them with new ones. He was to hand write the amount of clones that he removed and keep a log on what he added since he was not set up in Moose Garden metrc account prior to the owners leaving on a family emergency. Since we the owners where out of the state on a family emergency, no employee has metrc access except myself Marius Yinh and Angela Yinh.

It just happened to be when the inspectors came that our new employee had taken out the old clones, added new ones and was in the process of adding others. He was instructed to call us that evening after he was done working to report his work task in order for me, Marius Yinh to report what was necessary or changes into MetrC.

We are in the process of adding employees to our Metrc system and implementing a new SOP to ensure all plants and clones are processed and accounted for when removing dead clones and placing new ones. This again is a

new business to us and like all others it will take us some time to perfect our in house system.

We appreciate AMCO and their inspectors time and effort in helping us go forward and giving us constructive feedback on this process.

We are now back in the state and will be doing all necessary changes and reporting once another complete count of clone inventory is completed.

Thank you again
Sincerely,
Marius Yin
Owner- Moose Garden Lic# 10025
Moosegardenak@gmail.com
Cell phone 561-631-9213

On Sun, Sep 1, 2019, 19:32 AM Delight <amdelightak@gmail.com> wrote:

----- Forwarded message -----

From: **Hamilton, Joe (CED)** <joe.hamilton@alaska.gov>

Date: Fri, Aug 30, 2019, 10:00

Subject: Moose Garden, lic 10025, NOV.pdf

To: amdelightak@gmail.com <amdelightak@gmail.com>

Cc: Hoelscher, James C (CED) <james.hoelscher@alaska.gov>, McConnell, Erika B (CED) <erika.mcconnell@alaska.gov>, Davies, Jason M (CED) <jason.davies@alaska.gov>

Notice of Violation

(3AAC 306.805)

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

Date: 9/3/19

License #/Type: 10166 Standard Marijuana Cultivation Facilities

Licensee: Good LLC

Address: 1949 Frank Ave Fairbanks, AK 99701

DBA: Good LLC

AMCO Case #: AM19-1396

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.

Metric shows that on 8/29/19 Good LLC created a package that exceeds 5 pounds. Although there has been a vote for a change in regulation to allow packages to exceed 5 pounds that regulation has not taken effect yet. This is in violation of:
3 AAC 306.470. Packaging of marijuana

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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

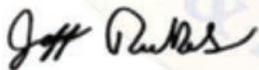
***Please send your response to the address below and include your marijuana license number in your response.**

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

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:



**ALCOHOL & MARIJUANA CONTROL OFFICE
MARIJUANA TRANSPORTATION MANIFEST**

All sales transactions are to be completed prior to transportation of any MARIJUANA. The receiving entity may reject product delivered, but amount delivered must be limited to amount agreed upon in prior sales transaction.

Manifest No.	0000885405	Date Created	8/29/2019 9:09 AM
Originating Entity	GOOD LLC	For Agency Use Only	
Originating License Number	4a-10166		
Address of Originating Entity	1949 Frank Ave Fairbanks, AK		
Phone No. of Originating Entity	9073224962		
Contact Phone No. for Inquiries: 9073224962			
Destination # 1	GOOD LLC	Destination Phone No.	9073224962
Destination License Number	5a-10165	Date and Approx. Time of Departure	8/29/2019 9:08 AM
Address of Destination	1949 Frank Ave Fairbanks, AK	Date and Approx. Time of Arrival	8/29/2019 9:08 AM
		Date/Time Received	8/29/2019 9:09 AM
		Notes: details for extenuating circumstances (e.g., road closure, flat tire, etc.)	
Route to be Traveled Same facility			
Name of Person Transporting	Christian Hood	Handler Permit No. of Driver	██████████
State Driver's License No.	██████████	Signature of Person Transporting	
Make, Model, License Plate No.	NA NA NA		
Package # 1	Production Batch No.	Item Name	Quantity
1A4020300001E79000002971 Lab Test: TestPassed Status: Accepted		OG18 Immature/Irregular (Immature Bud)	Shp: 2691.0000 g Rcv: 2691.0000 g GWT: 2691.0000 g
Item Details	Strain: OG18		
Source Harvest(s)	OG18 C19 T1 6.5.19		
Source Package(s)	1A4020300001E79000002777		
PRODUCT REJECTION (if only a portion of shipment is rejected, circle that portion above)			
Name of Person Receiving or Rejecting Product			
I confirm that the contents of this shipment match weight records entered above, and I agree to take custody of those portions of this shipment <i>not</i> circled above. Those portions circled were returned to the individual delivering this shipment.			
Signature		Date	
Signature of individual taking receipt of rejected portion of this shipment			

5.9
Lbs

Notice of Violation

(3AAC 306.805)

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

Date: 9/3/19

License #/Type: 10299 Standard Marijuana Cultivation Facilities

Licensee: R.C. Tinderbox, LLC

Address: 7801 King St. Anchorage , AK 99518

DBA: R.C. Tinderbox, LLC

AMCO Case #: AM19-1400

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.

Metric shows that on 8/27/19 R.C. Tinderbox, LLC created a package that exceeds 5 pounds. Although there has been a vote for a change in regulation to allow packages to exceed 5 pounds that regulation has not taken effect yet. This is in violation of:
3 AAC 306.470. Packaging of marijuana

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: M. Chiesa

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:



**ALCOHOL & MARIJUANA CONTROL OFFICE
MARIJUANA TRANSPORTATION MANIFEST**

All sales transactions are to be completed prior to transportation of any MARIJUANA. The receiving entity may reject product delivered, but amount delivered must be limited to amount agreed upon in prior sales transaction.

Manifest No.	0000883203	Date Created	8/27/2019 1:09 PM
Originating Entity	R.C. TINDERBOX, LLC	For Agency Use Only	
Originating License Number	4a-10299		
Address of Originating Entity	7801 King St. Anchorage, AK		
Phone No. of Originating Entity	9073061572		
Contact Phone No. for Inquiries: 9074142194			
Destination # 1	GOOD TITRATIONS	Destination Phone No.	9079787647
Destination License Number	5a-10886	Date and Approx. Time of Departure	8/28/2019 10:00 AM
Address of Destination	1770 Donald Ave Suite B Fairbanks, AK	Date and Approx. Time of Arrival	8/28/2019 8:00 PM
		Date/Time Received	8/28/2019 6:00 PM
		Notes: details for extenuating circumstances (e.g., road closure, flat tire, etc.)	
Route to be Traveled 7801 King St Anchorage, AK 99518 Get on AK-1 N/Seward Hwy from E 76th Ave Take AK-3 N to Lathrop St in Fairbanks Continue on Lathrop St. Take Bonita St to Donald Ave 1770 Donald Ave Fairbanks, AK 99701			
Name of Person Transporting	Lauren Hayes	Handler Permit No. of Driver	
State Driver's License No.		Signature of Person Transporting	
Make, Model, License Plate No.			
Package # 1	Production Batch No.	Item Name	Quantity
1A402030000300D000001329 Lab Test: TestPassed Status: Accepted		Strawberry Anslinger Trim (Leaf/Trim)	Shp: 945.0000 g Rcv: 945.0000 g GWT: 1050.0000 g
Item Details	Strain: Strawberry Anslinger		
Source Harvest(s)	Strawberry Anslinger Rm6 12.23.18		
Package # 2	Production Batch No.	Item Name	Quantity
1A402030000300D000001330 Lab Test: TestPassed Status: Accepted		MAC Trim (Leaf/Trim)	Shp: 495.0000 g Rcv: 495.0000 g GWT: 502.0000 g
Item Details	Strain: MAC		
Source Harvest(s)	MAC Rm2 2.4.19		
Package # 3	Production Batch No.	Item Name	Quantity
1A402030000300D000001332 Lab Test: TestPassed Status: Accepted		Strawberry Gogi Cookies #2 Trim (Leaf/Trim)	Shp: 305.0000 g Rcv: 305.0000 g GWT: 345.0000 g
Item Details	Strain: Strawberry Gogi Cookies		
Source Harvest(s)	Straw Gogi Cook2 Rm5 3.7.19		
Package # 4	Production Batch No.	Item Name	Quantity
1A402030000300D000001333 Lab Test: TestPassed Status: Accepted		GG #4 Trim (Leaf/Trim)	Shp: 59.0000 g Rcv: 59.0000 g GWT: 67.0000 g
Item Details	Strain: GG #4		
Source Harvest(s)	GG4 Rm4 11.25.2018		



ALCOHOL & MARIJUANA CONTROL OFFICE
MARIJUANA TRANSPORTATION MANIFEST

All sales transactions are to be completed prior to transportation of any MARIJUANA. The receiving entity may reject product delivered, but amount delivered must be limited to amount agreed upon in prior sales transaction.

Manifest No.	0000883203	Date Created	8/27/2019 1:09 PM
Package # 5	Production Batch No.	Item Name	Quantity
1A402030000300D000001334 Lab Test: TestPassed Status: Accepted		GG #4 Trim (Leaf/Trim)	Shp: 16.6000 g Rcv: 16.6000 g GWT: 25.0000 g
Item Details	Strain: GG #4		
Source Harvest(s)	GG4 room5 5.2.18		
Package # 6	Production Batch No.	Item Name	Quantity
1A402030000300D000001335 Lab Test: TestPassed Status: Accepted		Shogun Trim (Leaf/Trim)	Shp: 257.2000 g Rcv: 257.2000 g GWT: 308.0000 g
Item Details	Strain: Shogun		
Source Harvest(s)	Shogun 6.15.18		
Package # 7	Production Batch No.	Item Name	Quantity
1A402030000300D000001336 Lab Test: TestFailed Status: Accepted		Tinderbox Cookies Flower (Bud/Flower)	Shp: 2542.4000 g Rcv: 2542.4000 g GWT: 4213.0000 g
Item Details	Strain: Animal Cookies 1		
Source Harvest(s)	Tinderbox Cookies Rm2 2.7.19		
Package # 8	Production Batch No.	Item Name	Quantity
1A402030000300D000001337 Lab Test: TestFailed Status: Accepted		Tinderbox Cookies Trim (Leaf/Trim)	Shp: 5992.8000 g Rcv: 5992.8000 g GWT: 6458.0000 g
Item Details	Strain: Tinderbox's Cookies		
Source Harvest(s)	Tinderbox Cookies Rm2 2.7.19		
Package # 9	Production Batch No.	Item Name	Quantity
1A402030000300D000001339 Lab Test: TestFailed Status: Accepted		Tinderbox Cookies Trim (Leaf/Trim)	Shp: 806.0000 g Rcv: 806.0000 g GWT: 878.0000 g
Item Details	Strain: Tinderbox's Cookies		
Source Harvest(s)	Tinderbox Cookies Rm2 2.7.19		
Package # 10	Production Batch No.	Item Name	Quantity
1A402030000300D000001340 Lab Test: TestPassed Status: Accepted		Polar Bear Crack #2 Trim (Leaf/Trim)	Shp: 918.0000 g Rcv: 918.0000 g GWT: 978.0000 g
Item Details	Strain: Polar Bear Crack		
Source Harvest(s)	Polar Bear Crack#2		
Package # 11	Production Batch No.	Item Name	Quantity
1A402030000300D000001341 Lab Test: TestPassed Status: Accepted		Spec Ops X FPOG B Trim (Leaf/Trim)	Shp: 703.0000 g Rcv: 703.0000 g GWT: 789.0000 g
Item Details	Strain: Spec Ops x Fruity Pebbles OG		
Source Harvest(s)	SpecOps X FPOG#2 Rm4 12.1.18		
Package # 12	Production Batch No.	Item Name	Quantity
1A402030000300D000000972 Lab Test: TestPassed Status: Accepted		Ninja OG Flower (Bud/Flower)	Shp: 464.0000 g Rcv: 464.0000 g GWT: 504.0000 g
Item Details	Strain: Ninja OG		
Source Harvest(s)	Ninja OG Rm7 2.1.19		
Package # 13	Production Batch No.	Item Name	Quantity
1A402030000300D000000628 Lab Test: TestPassed Status: Accepted		SGC Flower (Bud/Flower)	Shp: 260.4000 g Rcv: 260.4000 g GWT: 322.0000 g



**ALCOHOL & MARIJUANA CONTROL OFFICE
MARIJUANA TRANSPORTATION MANIFEST**

All sales transactions are to be completed prior to transportation of any MARIJUANA. The receiving entity may reject product delivered, but amount delivered must be limited to amount agreed upon in prior sales transaction.

Manifest No.	0000883203	Date Created	8/27/2019 1:09 PM
Item Details	Strain: Strawberry Goji Cookies		
Source Harvest(s)	SGC 6.15.18		
Package # 14	Production Batch No.	Item Name	Quantity
1A402030000300D000000559 Lab Test: TestPassed Status: Accepted		Blue Cheese Flower (Bud/Flower)	Shp: 250.0000 g Rcv: 250.0000 g GWT: 279.0000 g
Item Details	Strain: Blue Cheese		
Source Harvest(s)	Blue Cheese 3.22.18		
Package # 15	Production Batch No.	Item Name	Quantity
1A402030000300D000000605 Lab Test: TestFailed Status: Accepted		TBPB Flower (Bud/Flower)	Shp: 1304.0000 g Rcv: 1304.0000 g GWT: 1789.0000 g
Item Details	Strain: Tora Bora X Polar Bear OG		
Source Harvest(s)	TB X PBOG room5 5.2.18		
Package # 16	Production Batch No.	Item Name	Quantity
1A402030000300D000000589 Lab Test: TestPassed Status: Accepted		Purple Raze Flower (Bud/Flower)	Shp: 62.0000 g Rcv: 62.0000 g GWT: 74.0000 g
Item Details	Strain: Purple Raze		
Source Harvest(s)	Purple Raze room5 5.2.18		
Package # 17	Production Batch No.	Item Name	Quantity
1A402030000300D000001338 Lab Test: TestFailed Status: Accepted		TB X PBOG Trim (Leaf/Trim)	Shp: 125.8000 g Rcv: 125.8000 g GWT: 136.0000 g
Item Details	Strain: Tora Bora X Polar Bear OG		
Source Harvest(s)	TB X PBOG room5 5.2.18		
Package # 18	Production Batch No.	Item Name	Quantity
1A402030000300D000001331 Lab Test: TestPassed Status: Accepted		Strawberry Gogi Cookies #4 Trim (Leaf/Trim)	Shp: 2050.0000 g Rcv: 2050.0000 g GWT: 1454.0000 g
Item Details	Strain: Strawberry Goji Cookies		
Source Harvest(s)	Straw Goji Cook4 Rm5 3.7.19		
Package # 19	Production Batch No.	Item Name	Quantity
1A402030000300D000000590 Lab Test: TestPassed Status: Accepted		AK Blackberry Kush Flower (Bud/Flower)	Shp: 857.0000 g Rcv: 857.0000 g GWT: 857.0000 g
Item Details	Strain: AK Blackberry Kush		
Source Harvest(s)	AK BK room5 5.3.18		
PRODUCT REJECTION (if only a portion of shipment is rejected, circle that portion above)			
Name of Person Receiving or Rejecting Product			
I confirm that the contents of this shipment match weight records entered above, and I agree to take custody of those portions of this shipment <i>not</i> circled above. Those portions circled were returned to the individual delivering this shipment.			
Signature		Date	
Signature of individual taking receipt of rejected portion of this shipment			

September 6, 2019

VIA EMAIL & HAND DELIVERY

Alcohol & Marijuana Control Office
Attn: Enforcement
550 West 7th Avenue, STE 1600
Anchorage, Alaska 99501

Re: R.C. Tinderbox, LLC (License No. 10299)
Response to NOV and email from Director McConnell dated September 4, 2019
AMCO Case Number AM 19-1400 ("Notice")

Dear Investigator:

R.C. Tinderbox, LLC (RCT) is writing in response to the Notice received from the Alcohol & Marijuana Control Office ("AMCO"), dated September 3, 2019. Thank for bringing this important matter to our attention. RCT takes regulatory compliance seriously and has taken immediate action to prevent a similar violation from occurring again.

The Notice states in part, "on 8/29/19 [RCT] created a package that exceeds 5 pounds ... in violation of 3 AAC 306.470." Then on September 4, 2019, Director McConnell emailed RCT identifying an additional violation stemming from the 8/29/19 transfer of the package exceeding 5 pounds, as the transfer was for "Tinderbox Cookies RM2 2.7.19 failed harvest to Good Titrations without approval [in violation of 3 AAC 306.660(b)]".

Violation of 3 AAC 306.470(a)(2)(A)

This violation is inexcusable; we sincerely apologize for our oversight.

While there has been a vote to increase the allowable weight limit of transferred packages, we understand that 3 AAC 306.470 has not changed. As background, the violation occurred by a new employee with significant cannabis industry experience who regularly accepted transfers of multiple packages cumulatively exceeding 5 pounds in their prior role. We have used this violation as a teaching opportunity by reviewing 3 AAC 306.470 and proper transfer procedures with the employee who created the manifest, as well as with our other staff members responsible for creating manifests. Furthermore, this violation would have been prevented if the manifest would have been reviewed by a senior manager prior to its submittal. Accordingly, we have implemented a new standard policy that requires review and approval for all manifests by a senior member of our staff. By requiring review and approval of all manifests by a senior manager, we will ensure regulatory compliance and create a regular opportunity for senior staff members to mentor and teach junior staff.

Violation of 3 AAC 306.660(b)

This violation is inexcusable; we sincerely apologize for our oversight.

As stated in our September 5, 2019 email reply to Criminal Justice Tech Davies, this violation came as a shock to us. We had previously requested Director approval for the transfer of Tinderbox Cookies RM2 2.7.19 failed harvest and we were patiently awaiting direction from the Director. However, based on our internal investigation, there was a misunderstanding of the current status of our request for Director approval by the employee charged with manifesting and transferring product to a licensed manufacturer.

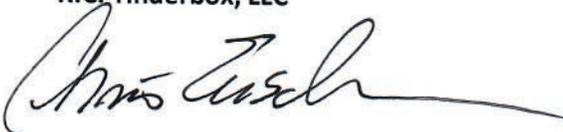
This error was not intentional nor was it made in bad faith. As stated above, a new standard policy that requires review and approval for all manifests by a senior manager has now been implemented. This type of review and oversight would have identified the misunderstanding and prevented the subsequent violation in advance. We appreciate the Director reaching out to us by email to provide AMCO guidance on next-steps for receiving "after-the-fact" approval for this transfer and for the removal of the administrative hold on the product.

RCT takes regulatory compliance very seriously. While inexcusable, neither of the above violations were intentional or made in bad faith. As discussed above, RCT has taken substantial steps by discussing these violations with its staff and by implementing new policies in its facilities aimed at preventing these types of violations in the future. Accordingly, notwithstanding the forthcoming NOV for our Violation of 3 AAC 306.660(b) referenced in the Director's email, we respectfully request that AMCO take no further action in these matters.

Should you have any further questions about these violations or any related matters, please do not hesitate to reach out.

Respectfully,

R.C. Tinderbox, LLC

A handwritten signature in black ink, appearing to read "Chris Euscher", written in a cursive style.

Chris Euscher, Managing Member

Notice of Violation

(3AAC 306.805)

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

Date: 9/9/19

License #/Type: 10299 Standard Marijuana Cultivation Facilities

Licensee: R.C. Tinderbox LLC

Address: 7801 King St, Anchorage, AK 99518

DBA: R.C. Tinderbox LLC

AMCO Case #: AM19-1418

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.

METRC Shows that on 8/28/2019 R.C. Tinderbox LLC transported failed product with out approval from the director or the board. This is in violation of 3 AAC 306.660(b)

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: K. Whiteman

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:



**ALCOHOL & MARIJUANA CONTROL OFFICE
MARIJUANA TRANSPORTATION MANIFEST**

All sales transactions are to be completed prior to transportation of any MARIJUANA. The receiving entity may reject product delivered, but amount delivered must be limited to amount agreed upon in prior sales transaction.

Manifest No.	0000883203	Date Created	8/27/2019 1:09 PM
Originating Entity	R.C. TINDERBOX, LLC	For Agency Use Only	
Originating License Number	4a-10299		
Address of Originating Entity	7801 King St. Anchorage, AK		
Phone No. of Originating Entity	9073061572		
Contact Phone No. for Inquiries: 9074142194			
Destination # 1	GOOD TITRATIONS	Destination Phone No.	9079787647
Destination License Number	5a-10886	Date and Approx. Time of Departure	8/28/2019 10:00 AM
Address of Destination	1770 Donald Ave Suite B Fairbanks, AK	Date and Approx. Time of Arrival	8/28/2019 8:00 PM
		Date/Time Received	8/28/2019 6:00 PM
		Notes: details for extenuating circumstances (e.g., road closure, flat tire, etc.)	
Route to be Traveled 7801 King St Anchorage, AK 99518 Get on AK-1 N/Seward Hwy from E 76th Ave Take AK-3 N to Lathrop St in Fairbanks Continue on Lathrop St. Take Bonita St to Donald Ave 1770 Donald Ave Fairbanks, AK 99701			
Name of Person Transporting	Lauren Hayes	Handler Permit No. of Driver	██████████
State Driver's License No.	██████████	Signature of Person Transporting	
Make, Model, License Plate No.	██████████		
Package # 1	Production Batch No.	Item Name	Quantity
1A402030000300D000001329 Lab Test: TestPassed Status: Accepted		Strawberry Anslinger Trim (Leaf/Trim)	Shp: 945.0000 g Rcv: 945.0000 g GWT: 1050.0000 g
Item Details	Strain: Strawberry Anslinger		
Source Harvest(s)	Strawberry Anslinger Rm6 12.23.18		
Package # 2	Production Batch No.	Item Name	Quantity
1A402030000300D000001330 Lab Test: TestPassed Status: Accepted		MAC Trim (Leaf/Trim)	Shp: 495.0000 g Rcv: 495.0000 g GWT: 502.0000 g
Item Details	Strain: MAC		
Source Harvest(s)	MAC Rm2 2.4.19		
Package # 3	Production Batch No.	Item Name	Quantity
1A402030000300D000001332 Lab Test: TestPassed Status: Accepted		Strawberry Gogi Cookies #2 Trim (Leaf/Trim)	Shp: 305.0000 g Rcv: 305.0000 g GWT: 345.0000 g
Item Details	Strain: Strawberry Gogi Cookies		
Source Harvest(s)	Straw Gogi Cook2 Rm5 3.7.19		
Package # 4	Production Batch No.	Item Name	Quantity
1A402030000300D000001333 Lab Test: TestPassed Status: Accepted		GG #4 Trim (Leaf/Trim)	Shp: 59.0000 g Rcv: 59.0000 g GWT: 67.0000 g
Item Details	Strain: GG #4		
Source Harvest(s)	GG4 Rm4 11.25.2018		



**ALCOHOL & MARIJUANA CONTROL OFFICE
MARIJUANA TRANSPORTATION MANIFEST**

All sales transactions are to be completed prior to transportation of any MARIJUANA. The receiving entity may reject product delivered, but amount delivered must be limited to amount agreed upon in prior sales transaction.

Manifest No.	0000883203	Date Created	8/27/2019 1:09 PM
Package # 5	Production Batch No.	Item Name	Quantity
1A402030000300D000001334 Lab Test: TestPassed Status: Accepted		GG #4 Trim (Leaf/Trim)	Shp: 16.6000 g Rcv: 16.6000 g GWT: 25.0000 g
Item Details	Strain: GG #4		
Source Harvest(s)	GG4 room5 5.2.18		
Package # 6	Production Batch No.	Item Name	Quantity
1A402030000300D000001335 Lab Test: TestPassed Status: Accepted		Shogun Trim (Leaf/Trim)	Shp: 257.2000 g Rcv: 257.2000 g GWT: 308.0000 g
Item Details	Strain: Shogun		
Source Harvest(s)	Shogun 6.15.18		
Package # 7	Production Batch No.	Item Name	Quantity
1A402030000300D000001336 Lab Test: TestFailed Status: Accepted		Tinderbox Cookies Flower (Bud/Flower)	Shp: 2542.4000 g Rcv: 2542.4000 g GWT: 4213.0000 g
Item Details	Strain: Animal Cookies 1		
Source Harvest(s)	Tinderbox Cookies Rm2 2.7.19		
Package # 8	Production Batch No.	Item Name	Quantity
1A402030000300D000001337 Lab Test: TestFailed Status: Accepted		Tinderbox Cookies Trim (Leaf/Trim)	Shp: 5992.8000 g Rcv: 5992.8000 g GWT: 6458.0000 g
Item Details	Strain: Tinderbox's Cookies		
Source Harvest(s)	Tinderbox Cookies Rm2 2.7.19		
Package # 9	Production Batch No.	Item Name	Quantity
1A402030000300D000001339 Lab Test: TestFailed Status: Accepted		Tinderbox Cookies Trim (Leaf/Trim)	Shp: 806.0000 g Rcv: 806.0000 g GWT: 878.0000 g
Item Details	Strain: Tinderbox's Cookies		
Source Harvest(s)	Tinderbox Cookies Rm2 2.7.19		
Package # 10	Production Batch No.	Item Name	Quantity
1A402030000300D000001340 Lab Test: TestPassed Status: Accepted		Polar Bear Crack #2 Trim (Leaf/Trim)	Shp: 918.0000 g Rcv: 918.0000 g GWT: 978.0000 g
Item Details	Strain: Polar Bear Crack		
Source Harvest(s)	Polar Bear Crack#2		
Package # 11	Production Batch No.	Item Name	Quantity
1A402030000300D000001341 Lab Test: TestPassed Status: Accepted		Spec Ops X FPOG B Trim (Leaf/Trim)	Shp: 703.0000 g Rcv: 703.0000 g GWT: 789.0000 g
Item Details	Strain: Spec Ops x Fruity Pebbles OG		
Source Harvest(s)	SpecOps X FPOG#2 Rm4 12.1.18		
Package # 12	Production Batch No.	Item Name	Quantity
1A402030000300D000000972 Lab Test: TestPassed Status: Accepted		Ninja OG Flower (Bud/Flower)	Shp: 464.0000 g Rcv: 464.0000 g GWT: 504.0000 g
Item Details	Strain: Ninja OG		
Source Harvest(s)	Ninja OG Rm7 2.1.19		
Package # 13	Production Batch No.	Item Name	Quantity
1A402030000300D000000628 Lab Test: TestPassed Status: Accepted		SGC Flower (Bud/Flower)	Shp: 260.4000 g Rcv: 260.4000 g GWT: 322.0000 g



**ALCOHOL & MARIJUANA CONTROL OFFICE
MARIJUANA TRANSPORTATION MANIFEST**

All sales transactions are to be completed prior to transportation of any MARIJUANA. The receiving entity may reject product delivered, but amount delivered must be limited to amount agreed upon in prior sales transaction.

Manifest No.	0000883203	Date Created	8/27/2019 1:09 PM
Item Details	Strain: Strawberry Goji Cookies		
Source Harvest(s)	SGC 6.15.18		
Package # 14	Production Batch No.	Item Name	Quantity
1A402030000300D000000559 Lab Test: TestPassed Status: Accepted		Blue Cheese Flower (Bud/Flower)	Shp: 250.0000 g Rcv: 250.0000 g GWT: 279.0000 g
Item Details	Strain: Blue Cheese		
Source Harvest(s)	Blue Cheese 3.22.18		
Package # 15	Production Batch No.	Item Name	Quantity
1A402030000300D000000605 Lab Test: TestFailed Status: Accepted		TBPB Flower (Bud/Flower)	Shp: 1304.0000 g Rcv: 1304.0000 g GWT: 1789.0000 g
Item Details	Strain: Tora Bora X Polar Bear OG		
Source Harvest(s)	TB X PBOG room5 5.2.18		
Package # 16	Production Batch No.	Item Name	Quantity
1A402030000300D000000589 Lab Test: TestPassed Status: Accepted		Purple Raze Flower (Bud/Flower)	Shp: 62.0000 g Rcv: 62.0000 g GWT: 74.0000 g
Item Details	Strain: Purple Raze		
Source Harvest(s)	Purple Raze room5 5.2.18		
Package # 17	Production Batch No.	Item Name	Quantity
1A402030000300D000001338 Lab Test: TestFailed Status: Accepted		TB X PBOG Trim (Leaf/Trim)	Shp: 125.8000 g Rcv: 125.8000 g GWT: 136.0000 g
Item Details	Strain: Tora Bora X Polar Bear OG		
Source Harvest(s)	TB X PBOG room5 5.2.18		
Package # 18	Production Batch No.	Item Name	Quantity
1A402030000300D000001331 Lab Test: TestPassed Status: Accepted		Strawberry Gogi Cookies #4 Trim (Leaf/Trim)	Shp: 2050.0000 g Rcv: 2050.0000 g GWT: 1454.0000 g
Item Details	Strain: Strawberry Goji Cookies		
Source Harvest(s)	Straw Goji Cook4 Rm5 3.7.19		
Package # 19	Production Batch No.	Item Name	Quantity
1A402030000300D000000590 Lab Test: TestPassed Status: Accepted		AK Blackberry Kush Flower (Bud/Flower)	Shp: 857.0000 g Rcv: 857.0000 g GWT: 857.0000 g
Item Details	Strain: AK Blackberry Kush		
Source Harvest(s)	AK BK room5 5.3.18		
PRODUCT REJECTION (if only a portion of shipment is rejected, circle that portion above)			
Name of Person Receiving or Rejecting Product			
I confirm that the contents of this shipment match weight records entered above, and I agree to take custody of those portions of this shipment not circled above. Those portions circled were returned to the individual delivering this shipment.			
Signature		Date	
Signature of individual taking receipt of rejected portion of this shipment			

September 6, 2019

VIA EMAIL & HAND DELIVERY

Alcohol & Marijuana Control Office
Attn: Enforcement
550 West 7th Avenue, STE 1600
Anchorage, Alaska 99501

Re: R.C. Tinderbox, LLC (License No. 10299)
Response to NOV and email from Director McConnell dated September 4, 2019
AMCO Case Number AM 19-1400 ("Notice")

Dear Investigator:

R.C. Tinderbox, LLC (RCT) is writing in response to the Notice received from the Alcohol & Marijuana Control Office ("AMCO"), dated September 3, 2019. Thank for bringing this important matter to our attention. RCT takes regulatory compliance seriously and has taken immediate action to prevent a similar violation from occurring again.

The Notice states in part, "on 8/29/19 [RCT] created a package that exceeds 5 pounds ... in violation of 3 AAC 306.470." Then on September 4, 2019, Director McConnell emailed RCT identifying an additional violation stemming from the 8/29/19 transfer of the package exceeding 5 pounds, as the transfer was for "Tinderbox Cookies RM2 2.7.19 failed harvest to Good Titrations without approval [in violation of 3 AAC 306.660(b)]".

Violation of 3 AAC 306.470(a)(2)(A)

This violation is inexcusable; we sincerely apologize for our oversight.

While there has been a vote to increase the allowable weight limit of transferred packages, we understand that 3 AAC 306.470 has not changed. As background, the violation occurred by a new employee with significant cannabis industry experience who regularly accepted transfers of multiple packages cumulatively exceeding 5 pounds in their prior role. We have used this violation as a teaching opportunity by reviewing 3 AAC 306.470 and proper transfer procedures with the employee who created the manifest, as well as with our other staff members responsible for creating manifests. Furthermore, this violation would have been prevented if the manifest would have been reviewed by a senior manager prior to its submittal. Accordingly, we have implemented a new standard policy that requires review and approval for all manifests by a senior member of our staff. By requiring review and approval of all manifests by a senior manager, we will ensure regulatory compliance and create a regular opportunity for senior staff members to mentor and teach junior staff.

Violation of 3 AAC 306.660(b)

This violation is inexcusable; we sincerely apologize for our oversight.

As stated in our September 5, 2019 email reply to Criminal Justice Tech Davies, this violation came as a shock to us. We had previously requested Director approval for the transfer of Tinderbox Cookies RM2 2.7.19 failed harvest and we were patiently awaiting direction from the Director. However, based on our internal investigation, there was a misunderstanding of the current status of our request for Director approval by the employee charged with manifesting and transferring product to a licensed manufacturer.

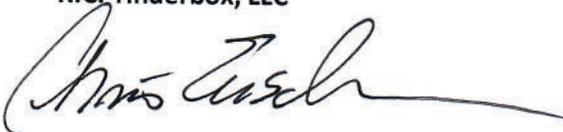
This error was not intentional nor was it made in bad faith. As stated above, a new standard policy that requires review and approval for all manifests by a senior manager has now been implemented. This type of review and oversight would have identified the misunderstanding and prevented the subsequent violation in advance. We appreciate the Director reaching out to us by email to provide AMCO guidance on next-steps for receiving "after-the-fact" approval for this transfer and for the removal of the administrative hold on the product.

RCT takes regulatory compliance very seriously. While inexcusable, neither of the above violations were intentional or made in bad faith. As discussed above, RCT has taken substantial steps by discussing these violations with its staff and by implementing new policies in its facilities aimed at preventing these types of violations in the future. Accordingly, notwithstanding the forthcoming NOV for our Violation of 3 AAC 306.660(b) referenced in the Director's email, we respectfully request that AMCO take no further action in these matters.

Should you have any further questions about these violations or any related matters, please do not hesitate to reach out.

Respectfully,

R.C. Tinderbox, LLC

A handwritten signature in black ink, appearing to read "Chris Euscher", written in a cursive style.

Chris Euscher, Managing Member

Notice of Violation

(3AAC 306.805)

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

Date: 9/10/19

License #/Type: 16610 Marijuana Retail Stores

Licensee: Great Northern Retail Stores, Inc

Address: 1901 W. Dimond Blvd. Anchorage, AK 99515

DBA: Great Northern Cannabis

AMCO Case #: AM191456

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.

Great Northern Cannabis has been conducting a weekly game of "Plinko" at their Dimond Blvd retail store. Customers are provided a plinko chip to drop onto the plinko board. The customer is then given a voucher corresponding to the final resting place of their plinko chip. The vouchers contain various monetary discounts on products available for sale in the retail store. The customer is then able to redeem the voucher at the point of sale.

I reviewed surveillance footage from inside the retail store and confirmed that this game was taking place on 08/13/19.

This is a violation of 3 AAC 306.770 (k)(1)(2) Signs, merchandise, advertisements, and promotions.

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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. Bankowski

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:



John E. Redden
General Counsel
645 G Street, Suite 100-907
Anchorage, Alaska 99501
Ph: (816) 830-6978
Em: JRedden@GreatNorthernCannabis.com

September 18, 2019

VIA HAND DELIVERY

Marijuana Control Board
Attn: Director McConnell
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501

Re: Great Northern Retail Store, Inc. (License #16610)
Response to Notice of Violation
AMCO Case #AM191456

Dear Director McConnell, and Marijuana Control Board:

Great Northern Retail Stores, Inc. dba Great Northern Cannabis ("GNC") writes in response to the Notice of Violation, AMCO Case #AM191456 ("Notice"), received from the Alcohol & Marijuana Control Office ("AMCO") on September 10, 2019. Thank you for your service and efforts enforcing the AS 17.38 - Statutes and 3 AAC 306 - Regulations. For the reasons set forth below, GNC respectfully challenges the findings of fact and legal conclusions of the Notice and requests that this matter be set for a hearing before the Marijuana Control Board at its earliest convenience.

1. Facts

GNC's W. Dimond marijuana retail store (License No. 16610) utilizes a custom Plinko¹ board to randomly distribute marijuana and marijuana product discount coupons and paraphernalia/merchandise giveaway coupons as promotional prizes on certain dates. (A photograph of the Plinko board was taken on August 16, 2019 after GNC was notified of an impending investigation and is attached hereto as Exhibit A.)

To facilitate an orderly and efficient operation of the Plinko game, GNC posts the following Rules of Plinko on a placard for participants to review while in the queue:

¹ Plinko is a game whereby a customer is provided with a hockey-puck like token and given the opportunity to drop the token onto the Plinko board. A series of pegs direct the token randomly towards a variety of termination pockets, each labeled with a different "prize." Prizes are in the form of coupons that provide discounts on purchases of marijuana and marijuana products, discounts on non-marijuana merchandise, or free non-marijuana merchandise."



John E. Redden
General Counsel
645 G Street, Suite 100-907
Anchorage, Alaska 99501
Ph: (816) 830-6978
Em: JRedden@GreatNorthernCannabis.com

1. Must be at Least 21 to Participate
2. No Purchase Necessary
3. Participants Must Agree to a Hand Stamp
4. One Play Per Day
5. Prizes Subject to Change and Availability

(A photograph of the Rules of Plinko placard was taken on August 16, 2019 after GNC was notified of an impending investigation and is attached hereto as Exhibit B.)

On Thursday August 15, 2019, AMCO Criminal Justice Technician Jason Davies emailed GNC "requesting video of 8/13/2019 from the hours of 4:00pm to 8:00pm for Great Northern Cannabis, #16610. We need video of the main entrance, the area where Plinko is being played and the marijuana retail store for over 21. Please comply with in (sic) 24 hours."

On Friday August 16, 2019, GNC hand delivered the requested video footage to Enforcement Officer James Hoelscher at the AMCO office located 550 W. 7th Ave., Ste. 1600, Anchorage, AK 99501.

2. Alleged Violations

The Notice alleges:

Great Northern Cannabis has been conducting a weekly game of "Plinko" at their Dimond Blvd retail store. Customers are provided a plinko chip to drop onto the plinko board. The customer is then given a voucher corresponding to the final resting place of their plinko chip. The vouchers contain various monetary discounts on products available for sale in the retail store. The customer is then able to redeem the voucher at the point of sale.

I reviewed surveillance footage from inside the retail store and confirmed that this game was taking place on 08/13/19.

This is a violation of 3 AAC 306.770 (k)(1) [and] (2)[.] Signs, merchandise, advertisements, and promotions.

The Notice is attached hereto as Exhibit C.

AMCO
SEP 18 2019

GNC Reply to AMCO Case No. AM191456

Page | 2

GreatNorthernCannabis.com

907.929.9333 • 645 G Street, Suite 100-907 • Anchorage, Alaska 99501



John E. Redden
General Counsel
645 G Street, Suite 100-907
Anchorage, Alaska 99501
Ph: (816) 830-6978
Em: JRedden@GreatNorthernCannabis.com

3. Law

The Notice alleges that GNC is in violation of 3 AAC 306.770(k)(1) and (2). Signs, merchandise, advertisements, and promotions:

3 AAC 306.770 (k)(1) and (2)

(k) A licensed marijuana establishment may not encourage the sale of marijuana or a marijuana product

(1) by using giveaway coupons for marijuana or a marijuana product as promotional materials;

(2) by conducting games or competitions related to the consumption of marijuana or a marijuana product;

4. Argument

A. GNC did not encourage the sale of marijuana or a marijuana product by using giveaway coupons for marijuana or a marijuana product as promotional materials in violation of Section 3 AAC 306.770 (k)(1).

On Tuesday, August 13, 2019, GNC utilized a custom designed Plinko game board to randomly distribute discount coupons and paraphernalia/merchandise giveaways to participants as promotional prizes within its W. Dimond retail store. The randomly distributed coupons varied by product and discount; however, none of the marijuana or marijuana product discount coupons provided for the "giveaway" or distribution of free marijuana or marijuana product. Discount coupons, unless specific to a non-marijuana item (e.g., t-shirt, rolling papers, etc.), required a participant to make a purchase to which a price discount could be applied. (Examples of the discount coupons are attached as Exhibit D.) As a result, no marijuana or marijuana products were "given away".

"Giving away," or providing marijuana or marijuana products to customers at no charge, is the only conduct prohibited in this self-limiting regulation. Promotional activities that encourage customers to come to a store and buy a product are merely one type of marketing activity, and while the regulations place a number of time, place and manner restrictions on the marketing approaches, marketing in general is not prohibited, nor is this specific type of marketing. Indeed, previous AMCO guidance (reflected in generally-accepted industry practice) allows for all manner of promotional activities to support the sale of marijuana and marijuana products, including special sale pricing, discounts, and customer loyalty programs.



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General Counsel
645 G Street, Suite 100-907
Anchorage, Alaska 99501
Ph: (816) 830-6978
Em: JRedden@GreatNorthernCannabis.com

Accordingly, while GNC did distribute “discount coupons” to incentivize the sale of marijuana to Plinko participants by potentially lowering the price of certain marijuana items, GNC is not in violation of Section 3 AAC 306.770 (k)(1) because the discount coupons were not “giveaway coupons”.

B. GNC did not encourage the sale of marijuana or a marijuana product by conducting games or competitions related to the consumption of marijuana or a marijuana product in violation of Section 3 AAC 306.770 (k)(2).

Section 3 AAC 306.770 (k)(2) does not proscribe games and competitions generally. Rather, the regulation specifically prohibits games and competitions which relate to the *consumption* of marijuana or a marijuana product.

GNC readily admits that Plinko is a game or competition designed to encourage the sale of marijuana or a marijuana product. However, in this context, Plinko was utilized to promote the *sale* of marijuana or marijuana products at GNC’s marijuana retail store licensed premises which does not have an endorsement for onsite consumption. As a result, GNC does not encourage, nor does it allow, patrons to consume marijuana or marijuana product on the licensed premises. To be clear, no marijuana or marijuana product was consumed or encouraged to be consumed in relation to Plinko, nor is there any allegation of such conduct contained in the NOV.

Further, in accord with state and local regulation, no Plinko participant, customer, employee, or licensee has ever consumed or been encouraged to consume marijuana or marijuana product on the licensed premises. As a result, the act of encouraging the consumption of marijuana or marijuana product plays absolutely no role or relation to GNC’s use of the Plinko board.

However, Plinko is related to the *sale* of marijuana or marijuana product as participants have the chance to win a discount coupon which can be applied to the future purchase of marijuana or a marijuana product. But games and competitions related to the *sale* of marijuana and marijuana products are not proscribed under Section 3 AAC 306.770 (k)(2), and are common marketing techniques.

Therefore, while GNC’s Plinko game is related to the *sale* of marijuana and marijuana products, Plinko is not related to the consumption of marijuana or marijuana product. As a result, GNC is not in violation of Section 3 AAC 306.770 (k)(2).



John E. Redden
General Counsel
645 G Street, Suite 100-907
Anchorage, Alaska 99501
Ph: (816) 830-6978
Em: JRedden@GreatNorthernCannabis.com

5. Conclusion

As established above, GNC is not in violation of either Section 3 AAC 306.770 (k)(1) or (2). Accordingly, the Notice of Violation, Case #AM191456, has been issued in error and should be dismissed and stricken from the public record.

Thank you for your time and attention. Please do not hesitate to contact me directly if you have questions or require further information.

Respectfully,

Great Northern Cannabis, Inc.

A handwritten signature in blue ink that reads "John E. Redden".

John E. Redden
General Counsel

Enclosure(s):

- Exhibit A – Photograph of the Plinko board taken August 16, 2019
- Exhibit B – Photograph of the Rules of Plinko placard taken August 16, 2019
- Exhibit C – Notice of Violation, AMCO Case #AM191456
- Exhibit D – Examples of discount coupons issued on August 15, 2019 to Plinko participants

Exhibit A

AMCO
SEP 18 2019

AMCO
SEP 18 2019

50% OFF
★
BUDTENDERS CHOICE
CONCENTRATE
240

20% OFF
★
ONE
ITEM
242

\$1
BUDTENDERS CHOICE
0.5G
PRE-ROLL
007

\$3
ANY 0.5G
GNC
PRE-ROLL
207

\$1
BUDTENDERS CHOICE
1.0G
PRE-ROLL
203

\$1
BUDTENDERS CHOICE
1.0G
FLOWER
185

50% OFF
★
ONE
ITEM
122

20% OFF
★ ANY ★
NORTH
INFUSIONS
★ EDIBLE ★
237

\$5
ANY 1.0G
GNC
FLOWER
193

10% OFF
★
C

Exhibit B

SEP 18 2019

Great Northern
CANNABIS

RULES OF PLINKO

Rule 1

Must be at Least 21 to
Participate

Rule 2

No Purchase Necessary

Rule 3

Participants Must Agree
to a Hand Stamp

Rule 4

One Play Per Day

Rule 5

Prizes Subject to
Change & Availability

AMCO
SEP 18 2019

Exhibit C

AMCO
SEP 18 2019

Notice of Violation

(3AAC 306.805)

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

Date: 9/10/19

License #/Type: 16610 Marijuana Retail Stores

Licensee: Great Northern Retail Stores, Inc

Address: 1901 W. Dimond Blvd. Anchorage, AK 99515

DBA: Great Northern Cannabis

AMCO Case #: AM191456

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.

Great Northern Cannabis has been conducting a weekly game of "Plinko" at their Dimond Blvd retail store. Customers are provided a plinko chip to drop onto the plinko board. The customer is then given a voucher corresponding to the final resting place of their plinko chip. The vouchers contain various monetary discounts on products available for sale in the retail store. The customer is then able to redeem the voucher at the point of sale.

I reviewed surveillance footage from inside the retail store and confirmed that this game was taking place on 08/13/19.

This is a violation of 3 AAC 306.770 (k)(1)(2) Signs, merchandise, advertisements, and promotions.

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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

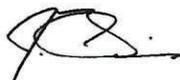
***Please send your response to the address below and include your marijuana license number in your response.**

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

Issuing Investigator: J. Bankowski

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

AMCO
SEP 18 2019

Exhibit D

AMCO
SEP 18 2019

**20%
OFF
★
YOUR
PURCHASE**

097

★ ★ ★
**FREE
GLASS
PIECE**



**\$1
ANY 1.0G
GNC
PRE-ROLL**

203

AMCO
SEP 18 2019

25%
OFF
★ ANY ★
CBD

221

★ ★ ★
FREE
HAT
★ ★ ★

20%
OFF
★
ANY
CONCENTRATE

216

AMCO

SEP 18 2019

Notice of Violation

(3AAC 306.805)

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

Date: 9/19/19

License #/Type: 10883 Marijuana Retail Stores

Licensee: Jason Kolanko

Address: 726 Water St., Ketchikan AK 99901

DBA: Rainforest Cannabis

AMCO Case #: AM191487

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.

Upon entry into Rainforest Cannabis, I, Investigator Johnson observed two female employees behind the counter, neither of the employees had any identification visible. I introduced myself, showed my credentials and asked if they had their store identifications and handler cards. Both employees stated they had them in their bags located in the break room behind them. One employee, Angel Caruthers, located her store identification and handler card and put it on. The other employee, Mary McKinley stated it was the one day she forgot her ID and card at home. I informed her she needed to have her identification in order to continue to work. Mary left the premises to gather her identification. A later search found Mary to have a valid Marijuana Handler Card. I spoke with a manager who informed me he was unaware they had to wear a store employee identification at all times.

Violation:

3 AAC 306.710. Restricted access areas

(a) A marijuana establishment shall restrict access to any part of the licensed premises where marijuana or a marijuana product is grown, processed, tested, stored, or stocked.(c) In a restricted access area, a licensee, employee, or agent of the marijuana establishment shall wear a current identification badge bearing the person's photograph.

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: S. Johnson

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

From: [Jason Kolanko](#)
To: [Johnson, Steven M \(CED\)](#)
Cc: [Hoelscher, James C \(CED\)](#); [Davies, Jason M \(CED\)](#); [CED AMCO Enforcement \(CED sponsored\)](#)
Subject: Re: 10883 Rainforest Cannabis Notice of Violation
Date: Wednesday, September 25, 2019 8:08:27 AM
Attachments: [image001.png](#)

Thank you Stephen for bringing this to my attention.

I was traveling on the day this occurred in order to pay taxes in Seattle. Unfortunately, this meant I was not there to correct this issue when it occurred. I have honestly never seen an employee without their identification, and I would have sent them home immediately to get it before their shift had I not been traveling. I have reinforced the importance of wearing their identification with staff, and made it clear they are not allowed to work without it.

I apologize for this situation.

Thank you again,

Jason Kolanko

On Thu, Sep 19, 2019, 8:51 AM Johnson, Steven M (CED) <steven.johnson@alaska.gov> wrote:

Mr. Kolanko,

Attached is a Notice of Violation for the date of 09/18/2019. Please review and if you choose to, respond.

Respectfully,



Steven M. Johnson
Special Investigator

Enforcement Unit
Alcohol & Marijuana Control Office
State Office Building, 9th Floor

333 Willoughby Avenue

Juneau, AK 99801
Office (907) 465-2330

Cell (907) 500-2053
steven.johnson@alaska.gov

Notice of Violation

(3AAC 306.805)

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

Date: 9/25/19

License #/Type: 11509 Marijuana Retail Stores

Licensee: Permafrost Distributors

Address: 32630 June Dr. Sterling, AK 99672

DBA: Permafrost Distributors

AMCO Case #: AM191519

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.

On 9/25/19 Bruce Wall of the Kenai Peninsula Planning Commission notified AMCO that Permafrost Distributors in Sterling Alaska is violating 3 AAC 306.770 by having 4 signs visible from the public right-of-way. This is in violation of:

3 AAC 306.770(b). Signs, merchandise, advertisements, and promotions.

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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

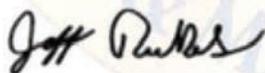
***Please send your response to the address below and include your marijuana license number in your response.**

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

Issuing Investigator: J. Rukes

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

From: [Permafrost Distributors](#)
To: [Hoelscher, James C \(CED\)](#)
Cc: [Blankenship, Johni \(GOV sponsored\)](#); [Brian Keith](#); [Chase.Griffith@AKPermafrost.com](#); [Davies, Jason M \(CED\)](#); [Rukes, Jeffrey B \(CED\)](#); [bwall@kpb.us](#)
Subject: Re: NOV for signage
Date: Wednesday, September 25, 2019 11:01:47 AM
Attachments: [image001.png](#)

I see, need to brush up on my signage regs! Haha
Thanks James, I'll take down a banner, the crew is already on it, and probably are done by now!

There are in fact 2 licenses on that building, and Mr Banner mentioned that same thing, thanks Bruce!
I'll keep that in mind if we absolutely need to have another sign, but I believe as of now, we are
thanks again!

On Wed, Sep 25, 2019 at 10:50 Hoelscher, James C (CED) <james.hoelscher@alaska.gov> wrote:

Chase,

Keep in mind that our attorney has determined that an advertisement can be a sign and you are only allowed three signs, two of which can be on the building itself.

How many licenses do you have at this location and do they all have the same DBA?

James

From: Permafrost Distributors [mailto:chase@akpermafrost.com]
Sent: Wednesday, September 25, 2019 10:13 AM
To: Rukes, Jeffrey B (CED) <jeff.rukes@alaska.gov>
Cc: Chase.Griffith@AKPermafrost.com; [Hoelscher, James C \(CED\) <james.hoelscher@alaska.gov>](mailto:Hoelscher, James C (CED) <james.hoelscher@alaska.gov>); [Davies, Jason M \(CED\) <jason.davies@alaska.gov>](mailto:Davies, Jason M (CED) <jason.davies@alaska.gov>); bwall@kpb.us; Brian Keith <brian@akpermafrost.com>; [Blankenship, Johni \(GOV sponsored\) <jblankenship@kpb.us>](mailto:Blankenship, Johni (GOV sponsored) <jblankenship@kpb.us>)
Subject: Re: NOV for signage

Good morning, and thank you Bruce for bringing this to our attention! :)

When I installed that informative piece of information in the front of my store, I was instructed to call that an "Advertisement" rather than a sign.

So we added the warnings and, at the time, i was told DO NOT put on my company name/logo,

therefore there is no ownership, therefore it is not a sign, it is, in fact, a generalized advertisement product.

What I noticed in the updated regulations, is now the signs require the name or logo and the license number.

So what my team is working on right now:

Printing out a logo and license number (11509)

Permanently affix the logo and license number to the sign.

If this is not a satisfactory resolution, please advise me of what you would prefer.

Have a great rest of your day, I look forward to hearing from you.



Chase Griffith
Smile Maker/Owner, Permafrost Distributors

[907-980-7584](tel:907-980-7584) | Chase@AKPermafrost.com
www.AKPermafrost.com
[32630 June Dr. Sterling, AK 99672](https://www.google.com/maps/place/32630+June+Dr.+Sterling,+AK+99672)



On Wed, Sep 25, 2019 at 9:03 AM Rukes, Jeffrey B (CED) <jeff.rukes@alaska.gov> wrote:



Jeff Rukes
Special Investigator I
AMCO Enforcement
Alcohol & Marijuana Control Office
550 W. 7th Ave, Suite 1600
Anchorage, AK 99501
Office (907) 334-0893
jeff.rukes@alaska.gov

photo



Chase Griffith
Smile Maker/Owner, Permafrost Distributors
[907-980-7584](tel:907-980-7584) | Chase@AKPermafrost.com
www.AKPermafrost.com
32630 June Dr. Sterling, AK 99672



Notice of Violation

(3AAC 306.805)

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

Date: 9/30/19

License #/Type: 10310 Standard Marijuana Cultivation Facilities

Licensee: Dane Wyrick

Address: 2430 Cinnabar Loop, Anchorage, AK

DBA: Danish Gardens

AMCO Case #: AM19-1517

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.

AMCO received an odor complaint regarding your establishment. On 9-24-19, at about 1210 hours, Inv. Hoelscher and Hamilton responded to the area. After we drove south on Cinnabar past Danish Gardens, an odor of marijuana could be detected while on Cinnabar Loop across from the southeast corner of Advanced Diagnostics. See attached diagram. It should also be noted that we arrived on W. Cinnabar, traveled the loop North and then continued south past Danish Gardens. No odor was noted from the northwest of the establishment.

Your attention is directed to 3AAC 306.430(c)(2): A marijuana cultivation facility shall ensure that any marijuana at the marijuana cultivation facility does not emit an odor that is detectable by the public from outside the cultivation facility except specifically allowed by local government approval

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: M. Chiesa

Received by:

SIGNATURE:

J.R. Hamilton

SIGNATURE:

Delivered VIA: Email

Date:



Danish Gardens LLC
2430 Cinnabar Loop
Anchorage Alaska 99507
907-250-9790 Direct
907-522-9333 Retail Store

Sept 30 2019

AMCO

Case Number AM-19-1517

Lic# 10310

RE Odor Violation

In response to your notification of an alleged odor violation complaint of Marijuana odor emitting from my facility on Tuesday 09-24-2019 at 1210hrs.

On Thursday 09-26-2019 at approximately 0900 hrs. it was noted that our ventilation systems were experiencing a flow problem whereas an electrical breaker tripped causing an outage of rooftop ventilators and thereof Carbon filtration stoppage.

This issue was immediately rectified and further implication was installed to give warning if breakers are to fail in the future, giving us an alert to a presumed problem.

It should be noted that our facility at that and this time is operating with less than 20% of our normal cultivation crop. With only 80 of an average of 500 flowering plants. None of these plants are in a heavy terpene stage

It is our continued intent to comply with the regulations set forth in this ordinance to eliminate the pass through of marijuana odor from our facility to adjacent property lines. We have invested heavily in odor remediation equipment and apparatus over the past year and will continue to monitor and correct any future deficiencies.

About on month ago at a MOA Pre-assembly meeting for consideration of license renewals, it was noted by Rich Fern, MOA Code Enforcement officer that Danish Gardens has effectively corrected its long-standing Odor remediation issues and in fact Code Enforcement has since been referring other Odor Code Violators to us for our help on rectifying their odor remediation issues. Since we have consulted with Two Cultivators to help them correct their issues and be brought into compliance.

We will continue to work with the state and our community to rectify these issues and to keep us in good standing with MOA/AMCO and jurisdictional ordinances.

Sincerely

Dane A Wyrick

Notice of Violation

(3AAC 306.805)

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

Date: 9/30/19

License #/Type: 10161 Standard Marijuana Cultivation Facility

Licensee: Beth Brewington

Address: 8535 Dimond D Circle, Anchorage, AK

DBA: The Frost Frontier

AMCO Case #: AM19-1516

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.

AMCO received an odor complaint regarding your establishment. On 9-24-19 at about 1155 hours, Inv. Hoelscher and Hamilton responded to the area. An odor of marijuana could be detected as we were positioned in the southeast corner of West Marine parking lot. See attached diagram.

Your attention is directed to 3AAC 306.430(c)(2): A marijuana cultivation facility shall ensure that any marijuana at the marijuana cultivation facility does not emit an odor that is detectable by the public from outside the cultivation facility except specifically allowed by local government approval

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: M. Chiesa

Received by:

SIGNATURE:

J.R. Hamilton

SIGNATURE:

Delivered VIA: Email

Date:

Dimond Blvd

E Dimond Blvd

Sweet Chalet
Alaska Urgent Care

Dimond D Cir

West Marine

AMCO
JULY

Ollin Tea & Cafe
Design

Patriot Auto Brokers,
LLC / USAA DEALER

Dimond D Cir

let Soccer Club

Frost Farms
8535 Dimond D Circle

Dimond D Cir

skers

Dimond D Cir

Notice of Violation

(3AAC 306.805)

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

Date: 9/30/19

License #/Type: 10161 Standard Marijuana Cultivation Facility

Licensee: Beth Brewington

Address: 8535 Dimond D Circle, Anchorage, AK

DBA: The Frost Frontier

AMCO Case #: AM19-1516

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.

AMCO received an odor complaint regarding your establishment. On 9-24-19 at about 1155 hours, Inv. Hoelscher and Hamilton responded to the area. An odor of marijuana could be detected as we were positioned in the southeast corner of West Marine parking lot. See attached diagram.

Your attention is directed to 3AAC 306.430(c)(2): A marijuana cultivation facility shall ensure that any marijuana at the marijuana cultivation facility does not emit an odor that is detectable by the public from outside the cultivation facility except specifically allowed by local government approval

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: M. Chiesa

SIGNATURE:

J.R. Hamilton

Delivered VIA: Email

Received by: *owner Brady Farr*

SIGNATURE:

Brady Farr

Date:

10-4-19

From: [Beth Brewington](#)
To: [CED AMCO Enforcement \(CED sponsored\)](#)
Subject: Nov Response
Date: Friday, October 4, 2019 4:43:05 PM
Attachments: [NOV 92419.pdf](#)

To whom it may concern,

Attached is a scanned copy of the NOV we received on 9/24/19.

We are actively monitoring and managing our smell with air control and odor eliminating Active carbon which removes the smell before the air exits our facility. The day in question we were in the middle of harvest and our filtration system had been turned off. We will be changing our procedures to eliminate the need to turn off the air at all while in the middle of work flow. Moving forward we should not have any issues with smell outside of our property line. We have replaced our Activated carbon as of 10/2/19 and will continue to replace every 2 months in-between harvest cycles to ensure a consistent functioning system.

Brady Farr
MJ #13351

The Frost Frontier (license #10161)
8535 Dimond D Circle
Anchorage
907-602-2020

Notice of Violation

(3AAC 306.805)

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

Date: 10/7/19

License #/Type: 19372 Marijuana Product Manufacturing Facilities

Licensee: RED RUN CANNABIS CULTIVATORS, LLC

Address: 2516 Kenai Spur Hwy Suite A Kenai, AK 99611

DBA: RED RUN CANNABIS CULTIVATORS, LLC

AMCO Case #: AM191547

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.

On 9-23-19, AMCO Enforcement received an email asking if manufacturers are allowed to change sizes, bottles and shelf life without board approval. They submitted a photograph of hashade made by Red Run Cannabis with a serving size of 23 grams. They also submitted an older product approval form of hashade. AMCO Enforcement sent the complainant the current approval and an email to Red Run Cannabis designated license, Marc Theiler, asking if the label contained a typo.

The complainant replied back citing the discrepancy of serving size. Mr. Theiler replied back, but did not answer the question regarding serving size. I followed up with two emails, one on 9-27-19 and one on 10-2-19, requesting his business record showing the approval change from 25 grams to 23 grams.

Mr. Theiler did not respond to either request and the email was sent to the email on file with AMCO.

This is a violation of 3 AAC 306.800. Inspection and investigation, 3 AAC 306.755. Business records, 3 AAC 306.510(a)(2) Acts prohibited at marijuana product manufacturing facility, 3 AAC 306.525. Approval of concentrates and marijuana products & 3 AAC 306.570(c)(3) Labeling of marijuana products

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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:

From: [Hoelscher, James C \(CED\)](#)
To: [Davies, Jason M \(CED\)](#); [Marc Theiler](#)
Subject: RE: Serving size of Hashade
Date: Wednesday, October 2, 2019 9:01:00 AM
Attachments: [image001.png](#)
[image002.png](#)

Marc,

Following up on my question.

Please provide me with the answer to my request by the close of business today.

3 AAC 306.755. Business records

(b) A marijuana establishment shall provide any record required to be kept on the licensed premises to an employee of the board upon request. Any record kept off premises must be provided to the board's employees not later than three business days after a request for the record.

I received a complaint and need to be able to say I followed up, if you have any questions, I would be happy to answer them.

James

From: Hoelscher, James C (CED)
Sent: Friday, September 27, 2019 8:28 AM
To: Davies, Jason M (CED) <jason.davies@alaska.gov>; Marc Theiler <marc@kenaiattorney.com>
Subject: RE: Serving size of Hashade

Marc,

Your operating plan states that you will have 25 gram bottles, not 23 grams. Have you run this by the board for approval?

James

From: Davies, Jason M (CED)
Sent: Thursday, September 26, 2019 1:51 PM
To: Marc Theiler <marc@kenaiattorney.com>
Subject: RE: Serving size of Hashade

Marc,

Thank you for your reply.

Best Regards,

Jason M Davies – Criminal Justice Tech I
AMCO/ENFORCEMENT
jason.davies@alaska.gov
907-754-3410

From: Marc Theiler [<mailto:marc@kenaiattorney.com>]
Sent: Thursday, September 26, 2019 1:35 PM
To: Davies, Jason M (CED) <jason.davies@alaska.gov>
Subject: Re: Serving size of Hashade

Jason,

The 23g represents the serving size total mass (23g x 10 servings = 230g). Does that make sense?

Serving size = 23g of individual serving mass, 5mg of THC per individual serving. 230g of Total Mass, 50mg of total THC.

Let me know if you have any further questions.

On Tue, Sep 24, 2019 at 10:09 AM Davies, Jason M (CED) <jason.davies@alaska.gov> wrote:

Morning,

Please see the picture below. Is the serving size a typo of 23g?





October 9th, 2019

AMCO
Enforcement
550 W. 7th Ave, Suite 1600
Anchorage, AK 99501

RE: AMCO Case # 191547

AMCO,

Red Run Cannabis Cultivators LLC (#19372) recently received a Notice of Violation dated October 7th, 2019. The NOV alleges that Red Run changed the serving size of their approved Hashade product from 25 grams to 23 grams. I sincerely apologize for not immediately responding to Mr. Hoelscher's emails, I didn't see any of the emails that Mr. Hoelscher sent regarding this matter, otherwise I would have responded immediately to clarify the situation.

When we first submitted our Hashade product, the bottle we were using was slightly bigger than the bottle we are currently using, in addition, when we first submitted the Hashade product we were filling those bottles to the brim of the bottle - yet after we began production, we began filling the bottle slightly lower than the brim of the bottle. We only made the slight change from 25 grams to 23 grams to reflect the exact measurement of the serving size.

I didn't realize that we needed to submit any notice of revision to AMCO regarding this clarification since it didn't significantly or remarkably change/alter the nature of product or its serving dimensions. I fully realize that if we use a new packaging material or change a label in any significant or material way that we have to notify and submit these changes to AMCO - yet I didn't realize that we needed to do so in this instant case since we were merely adjusting the serving

size mass by an insignificant degree. We only revised the serving size to reflect the exact and precise nature of the product's final form, which can change slightly due to changes in the particular vendor's bottle.

Hopefully, we can clear up this situation and provide some clarity on going forward with regards to label revisions. We only want to do the right thing and not waste AMCO's limited resources. We do not believe this current circumstance warrants a Violation and would like additional clear guidance on exactly when its required to submit label changes to AMCO (no matter how slight the label revision).

Thank you for your patience and understanding, as always, we simply seek to work with AMCO to find a suitable, reasonable remedy. Again, I sincerely apologize for not responding timely, the emails from AMCO were addressed to my law firm email address (marc@kenaiattorney.com) and were somehow inadvertently placed into the SPAM folder. Please let me know if I need to do anything further.

Cordially,

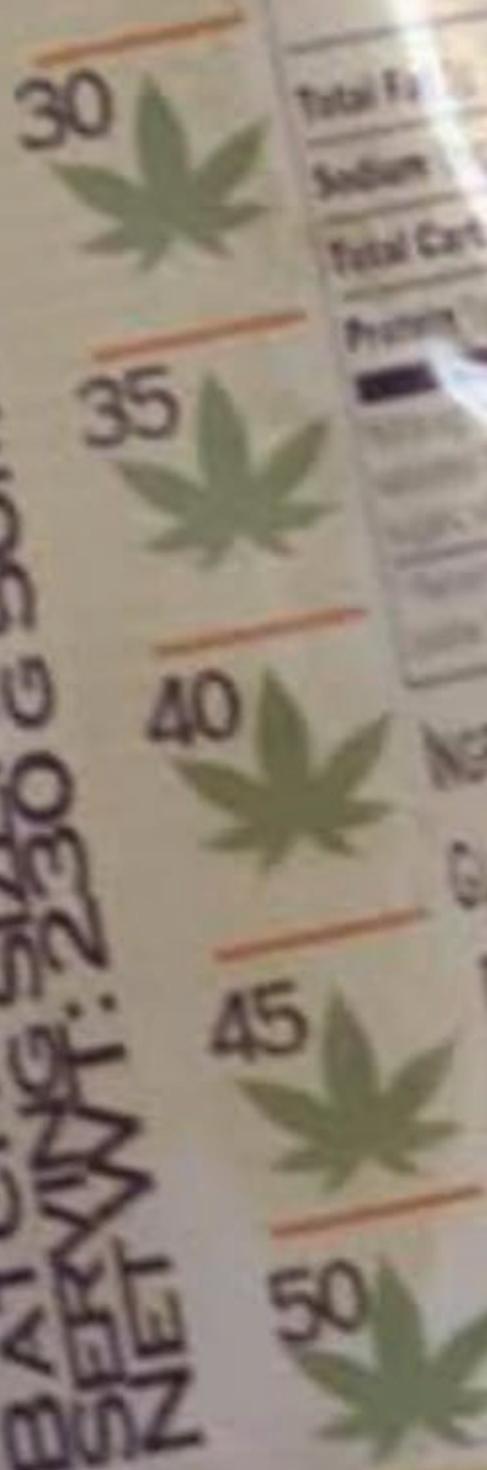
Marc Theiler
Red Run Cannabis Company
5455 Kenai Spur Hwy
Kenai, AK 99611

REFURBISHED

9/16/
52619
52619

BATCH # H A S H A R E 5 M G T H C

NET WT: 230 G 50 MG T H C



Total Fat
Total Crap



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
jason.davies@alaska.gov

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photo



Marc Theiler

Legal Management, Walton, Theiler & Winegarden LLC

Office: (907) 283-5774 | Cell: (907) 953-9453 | FAX: (907) 283-5771 |

marc@kenaiattorney.com

Kenaiattorney.com

105 Trading Bay Rd, Ste 103

Section 6 – Proposed Marijuana Concentrates and Marijuana Products

Review the requirements under 3 AAC 306.520, 3 AAC 306.525, and 3 AAC 306.560.

Attach a completed copy of this page for each proposed marijuana concentrate or marijuana product.

Product Name:	Hashade (Cannabis Infused Lemonade)		
Product Type: Choose one.	Other Marijuana Product		
Perishable: Yes/No	Yes	Shelf Life: If perishable.	90 days
Intended Use: Smokable/ edible/topical/wholesale/etc.	Edible		

Product Description: Details must include the color, shape, and texture.	Product will be in liquid form, its color will be yellow and will take the shape of its container.
--	--

Ingredients:	<ol style="list-style-type: none"> 1. Decarboxylated Cannabis Oil 2. MCT Oil (Medium Chain Triglycerides) 3. Glycerin 4. Organic Lemon Juice 5. Stevia 6. Water
---------------------	---

Standard Production Procedure and Detailed Manufacturing Process:	<p>Decarboxylated Cannabis oil is mixed with Glycerin and MCT oil. Lemon juice, Stevia and water are then mixed together. Finally, the decarboxylated Cannabis Oil/MCT/Glycerin mixture is added to the Lemon juice/Stevia/water solution and mixed together in a manner ensuring even distribution.</p> <p>License#</p>
--	--

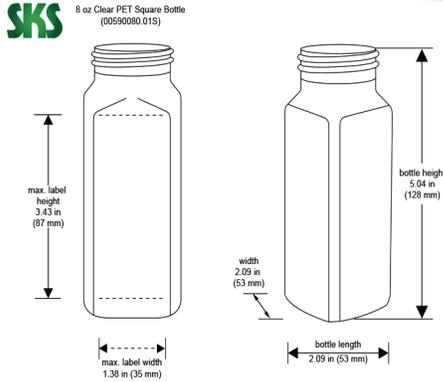
Depiction: Provide a photograph, drawing, or graphic representation of the expected appearance of the final product.	
--	--

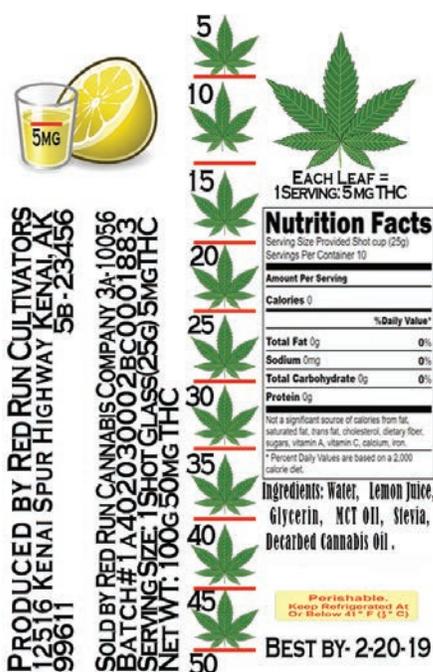
Section 7 – Proposed Product Packaging and Sample Labels

Review the requirements under 3 AAC 306.520, 3 AAC 306.565, and 3 AAC 306.570.

Attach a completed copy of this page for each proposed marijuana concentrate or marijuana product.

Product Name:	Hashade (Cannabis Infused Lemonade)
Product Type:	Other Marijuana Product

<p>Packaging Description: Details must include the color(s), size, packaging materials used, total amount of THC, individual serving sizes (if multiple), and other specifics showing compliance with 3 AAC 306.565. Please include photos, drawings, or graphic representations.</p>	<p>Container: 8oz Clear PET Square Bottle Color: Clear Size: 5.04"H x 2.09"L x 2.09"W</p> <p>Total THC: 50mg Servings per Package: (10) Individual Serving Amount of THC: 5mg Individual Serving Size: 25g (.85oz) Net WT: 250g (8.5oz)</p>  <p>Our black Child Resistant Cap is designed to safely fit our 8oz bottle with a 45/400 neck finish, ensuring compliance to meet Consumer Product Safety Commission standards. The Child Resistant Cap allows for a fully child resistant closure on the lid of the 8oz bottle, also containing an embossed image illustration on how to open the child resistant cap. These caps are Certified CR via Title 16 part 1700, which means the packaging is difficult for a child under five to open but not too difficult for an adult to open.</p> 
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<p>Sample Labels: Provide sample labels showing how the labeling requirements set forth in 3 AAC 306.570 will be met.</p>	<div style="display: flex; justify-content: space-around;"> <div style="text-align: center;"> <p>Front Label</p>  <p>WARNING LABEL ON SIDE OF BOTTLE</p> <p>Marijuana has intoxicating effects and may be habit forming and addictive. Marijuana impairs concentration, coordination, and judgment. Do not operate a vehicle or machinery under its influence. There are health risks associated with consumption of marijuana. For use only by adults 21 and older. Keep out of the reach of children. Marijuana should not be used by women who are pregnant or breast feeding.</p> </div> <div style="text-align: center;"> <p>Back Label</p>  <p>PRODUCED BY RED RUN CANNABIS CULTIVATORS 12516 KENAI SPUR HIGHWAY, KENAI, AK 99611 5B-23456</p> <p>SOLD BY RED RUN CANNABIS COMPANY 3A-10056 BATCH# 1A402030002BC0001883 SERVING SIZE: 1 SHOT GLASS (25g) 5MG THC NET WT: 100g 50MG THC</p> <p>Nutrition Facts Serving Size Provided Shot cup (25g) Servings Per Container 10</p> <table border="1"> <thead> <tr> <th colspan="2">Amount Per Serving</th> <th>%Daily Value*</th> </tr> </thead> <tbody> <tr> <td colspan="2">Calories 0</td> <td></td> </tr> <tr> <td>Total Fat</td> <td>0g</td> <td>0%</td> </tr> <tr> <td>Sodium</td> <td>0mg</td> <td>0%</td> </tr> <tr> <td>Total Carbohydrate</td> <td>0g</td> <td>0%</td> </tr> <tr> <td colspan="2">Protein 0g</td> <td></td> </tr> </tbody> </table> <p>Ingredients: Water, Lemon Juice, Glycerin, MCT Oil, Stevia, Decarbed Cannabis Oil.</p> <p>Perishable. Keep Refrigerated At Or Below 41° F (5° C) BEST BY- 2-20-19</p> </div> </div>	Amount Per Serving		%Daily Value*	Calories 0			Total Fat	0g	0%	Sodium	0mg	0%	Total Carbohydrate	0g	0%	Protein 0g		
Amount Per Serving		%Daily Value*																	
Calories 0																			
Total Fat	0g	0%																	
Sodium	0mg	0%																	
Total Carbohydrate	0g	0%																	
Protein 0g																			

Notice of Violation

(3AAC 306.805)

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

Date: 10/7/19

License #/Type: 10844 Marijuana Retail Stores

Licensee: Jennifer Canfield

Address: 101 Mill St., Ste B, Juneau, AK 99801

DBA: Green Elephant, LLC

AMCO Case #: AM191546

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.

On both Saturday, 10/05/2019 and Sunday, 10/06/2019, I, Investigator Steven Johnson heard radio advertisements played on FM 105.1, KTKU for Green Elephant, LLC. On both occasions the mandatory warnings played at the end of the advertisement were not at the same speed as the rest of the advertisement and were at such a high speed the warnings were to the point of being unintelligible.

This is a violation of:

3 AAC 306.770. Signs, merchandise, advertisements, and promotions (g) An advertisement for marijuana or any marijuana product must contain each of the following warnings, that must be plainly visible and at least half the font size of an advertisement on a sign, and no smaller than size nine font when the advertisement is in printed form; warnings in audio advertisements must be intelligible and played at the same speed as the advertisement.

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: S. Johnson

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: In-Person

Date:

From: [Jennifer Canfield](#)
To: [CED AMCO Enforcement \(CED sponsored\)](#); [Johnson, Steven M \(CED\)](#)
Cc: [Rich Dudas](#)
Subject: Response to NOV 10844
Date: Friday, October 11, 2019 12:32:52 PM
Attachments: [Green Elephant - PFD REV - 1317 mixdown.mp3](#)

Investigator Johnson,

On 10/7/19 we received a violation for a radio ad that was broadcast to promote our PFD sale. It was noted in the violation that the required warnings at the end of the ad were sped up "to the point of being unintelligible."

The producer who created this ad was not familiar with state marijuana regulations and did not send the final spot to us for approval before broadcast. We've worked with this station in the past, but with a different producer who is familiar with the rules surrounding this type of advertising.

It's worth noting that despite the incredibly fast rate at which the warnings are read, they still take up 10 seconds on a 30 second spot.

In the future, we will ensure all advertising complies with 3 AAC 306.770 and is approved in its complete and final form before broadcasting or publishing. We apologize for the mistake.

Jennifer Canfield

Notice of Violation

(3AAC 306.805)

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

Date: Tuesday, October 8th, 2019

License #/Type: Standard Marijuana Cultivation Fa

Licensee: R.C. Tinderbox LLC

Address: 7801 King St. Anchorage, AK 99518

DBA: R.C. Tinderbox LLC #10299

AMCO Case #: AM191569

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.

On Tuesday, October 8th at approximately 3:00 pm, The State of Alaska Alcohol & Marijuana Control Enforcement did receive a marijuana odor complaint in the King Street and Schoon St. area in Anchorage, AK. the complainant did state that the odor of marijuana was very strong and easily detected.

I did go to the above streets indicated in the complaint and checked the wind direction which was gusting north from the south southeast direction. While I was at the intersection 77th Avenue and King Avenue I was able to detect a strong odor marijuana coming from the facility where R.C . Tinderbox is located.

Your attention is directed to:

3 AAC 306.430 Restricted access area. (c)(2)

(c) A marijuana cultivation facility shall ensure that any marijuana at the marijuana cultivation facility

(2) does not emit an odor that is detectable by the public from outside the cultivation facility except as allowed by a local government conditional use permit process.

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: K. Whiteman

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:



R.C. Tinderbox, LLC (License #10299)
Response to Notice of Violation
AMCO Case # AM191569

Dear AMCO Enforcement:

R.C. Tinderbox, LLC ("RCT") is writing in response to the Notice of Violation (AMCO Case # AM191569) ("NOV") received from the Alcohol & Marijuana Control Office by email on October 23, 2019. (Notably, the NOV was dated October 8, 2019). We thank you for your efforts and for bringing this matter to our attention. RCT takes regulatory compliance seriously and takes pride in being a good neighbor.

The NOV states in part that "On Tuesday, October 8th at approximately 3:00 pm, The State of Alaska Alcohol & Marijuana Control Enforcement did receive a marijuana odor complaint in the King Street and Schoon St. area in Anchorage, AK. the complaint did state the odor of marijuana was very strong and easily detected . . . I was able to detect a strong odor marijuana coming from the facility where R.C. Tinderbox is located."

While no odor was detected by RCT on October 23, 2019, upon receipt of the NOV, RCT took immediate action to address the mechanical issues which may have contributed to increased marijuana odor on October 8, 2019. RCT emphatically took action by replacing all of the 100 percent carbon filters throughout the facility. After we made these changes to our mechanical infrastructure, we were unable to detect any odor at the lot line. On October 24, we again checked for odor around the lot line of the facility to confirm that marijuana odor was undetectable.

RCT encourages AMCO Enforcement to re-inspect the premises and to share their findings with the company. If AMCO finds evidence of marijuana odor at the lot line, we request that you let RCT know immediately so we can reassess the situation and take additional corrective measures. However, RCT is confident that marijuana odor is no longer an issue, and in that case requests that no further action be taken with respect to this NOV.

Thank you for your time and attention. Please do not hesitate to contact me directly if you have any further questions or if you need additional information.

Sincerely,

R.C. Tinderbox, LLC

A handwritten signature in black ink, appearing to read "Chris Euscher", is written over the typed name.

Chris Euscher
Managing Member

Notice of Violation

(3AAC 306.805)

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

Date: Wednesday, October 16th, 2019

License #/Type: Limited Marijuana Cultivation Facility

Licensee: Anchorage Bowl LLC

Address: 4000 Spenard Rd. Anchorage, AK 995

DBA: Anchorage Bowl LLC #12317

AMCO Case #: AM191573

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.

On Wednesday, October 16th at approximately 1:00 pm, The State of Alaska Alcohol & Marijuana Control Enforcement were in the area of 4000 Spenard Rd. in Anchorage, AK and did observe a lighted sign near the front entrance to Anchorage Bowl LLC, License #12316, while accessing the property investigators did detect a strong odor coming from the cultivation facility of Anchorage Bowl LLC

The odor of marijuana was easily detected by AMCO investigators on the public right-of-way of Spenard road, the main thoroughfare in the area.

Your attention is directed to:

3 AAC 306.430 Restricted access area. (c)(2)

(c) A marijuana cultivation facility shall ensure that any marijuana at the marijuana cultivation facility

(2) does not emit an odor that is detectable by the public from outside the cultivation facility except as allowed by a local government conditional use permit process.

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: K. Whiteman

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

Notice of Violation

(3AAC 306.805)

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

Date: Wednesday, October 16th, 2019

License #/Type: Marijuana Retail Stores

Licensee: Anchorage Bowl LLC

Address: 4000 Spenard Rd. Anchorage, AK 995

DBA: Anchorage Bowl LLC #12316

AMCO Case #: AM191572

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.

On Wednesday, October 16th at approximately 1:00 pm, The State of Alaska Alcohol & Marijuana Control Enforcement were in the area of 4000 Spenard Rd. in Anchorage, AK and did observe a lighted sign near the front entrance to Anchorage Bowl LLC, License #12316, the sign was advertising individual strains of marijuana product:

Dark Matter
Gorilla Glue
DD Haze
Bananaberry
Kush Wedding
Skywalker
OG OG OG
Marionberry
Space Rip

The advertisement of these particular strains of marijuana did not include the required warnings.

Your attention is directed to:

3 AAC 306.770. Signs, merchandise, advertisements, and promotions (g)(1)(2)(3)(4)(5).

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

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 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: K. Whiteman

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

From: [Anchorage Bowl LLC. General Account](#)
To: [Shelton Landon](#); [Davies, Jason M \(CED\)](#)
Cc: [Hoelscher, James C \(CED\)](#); [McConnell, Erika B \(CED\)](#)
Subject: Re: Anchorage Bowl, #12316 & 12317 Notice of Violation
Date: Wednesday, October 23, 2019 9:35:37 AM

Hello Mr. Davies,

We have received the NOV's and are actively addressing the issues currently;

- AM191572 has been addressed and the signage is currently in full compliance with 3 AAC 306.770(g)(1-5)
- AM191573 is currently being assessed and addressed to be in full compliance with 3 AAC 306.430(c)(2)

We apologize for the inconvenience and have no issues with cooperation and full transparency regarding state regulations (including this matter).

We will notify you again once the AM191573 case has been addressed. Thank you for bringing this to our attention, and again, sorry for the inconvenience.

Anchorage Bowl

4000 Spenard Road. Anchorage, AK 99517
(907)770-2690

[Instagram](#) | [Facebook](#) | [Twitter](#) | [Weedmaps](#)

On Tue, Oct 22, 2019 at 6:37 PM Shelton Landon <alaskawaterwalls@gmail.com> wrote:
Attention Michael Landon & Jon Fischer

----- Forwarded message -----

From: **Davies, Jason M (CED)** <jason.davies@alaska.gov>
Date: Tue, Oct 22, 2019, 5:57 PM
Subject: Anchorage Bowl, #12316 & 12317 Notice of Violation
To: alaskawaterwalls@gmail.com <alaskawaterwalls@gmail.com>
Cc: Hoelscher, James C (CED) <james.hoelscher@alaska.gov>, McConnell, Erika B (CED) <erika.mcconnell@alaska.gov>

Hello-

See attached Notice of Violation. Please see red highlighted section of your notice of violation. It is recommended that you respond in writing to document your response for the marijuana control board.

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

jason.davies@alaska.gov