OBJECTIONS

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Miles D Pruner, LUTCF
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03/25/2016

To all parties concerned,

I am writing this letter in objection to the Marijuana license, number 10190, Business License number 1033606, and Alaska Entity number 10036278 being granted to Kimberly Kole at 306 E. International Airport Rd.

This address is also occupied by Gray Chiropractic Health Clinic, LLC and the new Marijuana business would be their neighbors. As the financial advisor for the owners of this clinic, I felt it necessary to speak up regarding this issue.

The clinic works with athletes and children, mostly, and having a business next door that is selling a substance this impedes their ability to perform, as well as be a hindrance to their good health, is a bad idea in the extreme. Not only for health concerns, but considering the clientele of the proposed Marijuana business in such close proximity to a health clinic that works with children and pregnant women, I believe that this is a recipe for disaster for Gray Chiropractic. I strongly believe that they will lose clients, as parents will not want to bring their children to a clinic that is next to a business that sells hallucinogenic drugs.

The clients that use Gray Chiropractic regularly, as well as future clients that will grow their practice and lead to a healthier Anchorage community will choose a different clinic, one that is not next door to a business that is a direct contradiction to what Gray Chiropractic is attempting to achieve.

My practice focuses on helping small business owners to achieve financial success and security and this proposed business is contrary to that mission for Gray Chiropractic.

In conclusion, I believe that this license request be denied for the reasons I have mentioned, as well as many other reasons not stated here that should be obvious. I wish Ms. Kole success in her new endeavor, just in a different location. On a personal note, I voted for this initiative, I simply believe that a retail, or other Marijuana business has no place sharing a wall with a health care facility, especially one that works with children.

Sincerely,

Miles Pruner, LUTCF

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Member, NAIFA

Licensed Agent
New York Life Insurance Company
New York Life Insurance and Annuity Corporation
(A Delaware Corporation), New York, NY

Registered Representative offering
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CC:

Kim Kole
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Alcohol & Marijuana Control Office
550 W. 7th Ave. Ste. 1600
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Bill Walker
Office Of The Governor
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Juneau, AK 99811-0001

Ethan Berkowitz
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Dr. Jennifer Waldroup-Gray & Dr Charlie Gray
360 E. International Airport Rd. #4, Anchorage, AK 99518
PH: (907)563-7700 FAX: (907)563-7710 www.graychirohealth.com

March 11, 2016

To all parties concerned,

This letter is an objection to the Marijuana license number 10190, Business License number 1033606 and Alaska Entity Number 10036278 being granted to Kimberly Kole at 306 E. International Airport Rd. I would like to clarify that the actual license application states that the address will be 306 E. Intl. Airport Rd, however it is posted at 360 E. Intl. Airport Rd. Since Miss Kole has stated that she will be a tenant in the same building that we are located in, I believe this to be a typo error on her application.

I am one of the business owners of Gray Chiropractic Health Clinic LLC located at 360 E. Intl. Airport Rd #4. My wife and I have been in business and serving Anchorage families since August 2009. The majority of my practice is working on athletes as I am a Certified Chiropractic Sports Physician. I am also a Team Chiropractor for several athletic teams in town. A large percentage of the athlete patients I work on are under the age of 18. I have all levels of athletes including an athletic team who recently obtained first place in the nation and received a full paid bid to World Championships. My patients try to avoid any substances that could impede his/her performance on and/or off the field. My wife is the other owner and doctor of our business. Dr. Jennifer Waldroup-Gray has many hours of extra training in pregnancy and pediatrics. The majority of her patient base is pregnant patients, infants and children. A population that could be extremely sensitive to smoke, smells and odors.

With the proposed location of this Marijuana business, I feel that it is too close in proximity to our health care facility. We would share an interior wall that is open in part of the ceiling and the main entrance doors are side by side. I have grave concerns that if Miss Kole's business were to move forward with the proposed location, it would severely impact our business forcing us to close or move to a new location. One of the main reasons for this concern is that smells and/or odors would come through the ceiling into our area. In addition to the patients mentioned above, we are concerned that the smells and/or odors could adversely affect all of our patients as well as the staff of this facility.

When Miss Kole visited our office on Wednesday 03/09/2016, she introduced herself to our billing specialist as the new neighbor next door to us. When asked what kind of business she was opening, she stated that she was opening a cannabis retail store. We had a patient in the waiting room and others in the next room over in our therapy area. All patients that overheard Miss Kole announce her new business, informed us that they and

their families would be unable to continue their care at our office if a Marijuana shop moved in next door. They stated concerns of smoke, odors, and especially concerns of the types of people that would frequent this type of business. Before this business has even received state licensure and approval, it has already negatively affected my business.

Also, I would like to question the legality of this business opening up in this location. I would like to point your attention to 3 AAC 306 which was voted on in February of 2016 and expected to be officially published in Lexis Nexis April, 2016.

> 3 AAC 306.360 Restrictions on advertising of marijuana and marijuana products, under (c) it states that a retail marijuana store may not place an advertisement for marijuana or a marijuana product, except as provided in (a) of this section, (1) within 1,000 feet of the perimeter of any child-centered facility, including a school, a child care facility or ***other facility providing services to children***…

Since the name of this new business according to the public notice will be, The Great Alaskan Kush Company LLC, even signage will violate this law as Kush by definition is another word for marijuana. I have included a definition from Wikipedia for your review. See Attachment.

The next point I would like to bring to your attention is 3 AAC 306.345. Packaging and labeling.

> (a) a retail marijuana store shall assure that
>
> (3) (b) In addition to labeling requirements provided in (a) of this section, a retail marijuana store shall affix a label to each package of marijuana product that
>
> > (1) identifies the retail marijuana store selling the marijuana product by name or distinctive logo and marijuana establishment license number; and
> >
> > (3) contains each of the following statements:
> >
> > > (A) Marijuana has intoxicating effects and may be habit forming and addictive."

Anytime a business hands out their product, logo, address, etc., is a form of marketing and advertising of your business and the product that you sell. Just following the regulations set forth in the sections listed above, having the word marijuana, a marijuana business logo and marijuana location on the packaging, would make it illegal for this business to open up within 1000 feet of any facility that provides "other services to children". Our office provides "other services to children" in the form of chiropractic care on a daily basis.

In regard to a Marijuana Cultivation facility, in 3 AAC 306.475. Labeling of Marijuana.

> (a) When a marijuana cultivation facility packages Marijuana for a retail marijuana store to sell to a consumer without repackaging, the marijuana cultivation facility shall affix a label to each package of marijuana or marijuana product that contains each of the following statements:
>
> > (1) "Marijuana has intoxicating effects and may be habit forming and addictive.";

This statement is a warning label for Marijuana packaging, but it is also advertising what the product is which violates 3 AAC 306.360 if within 1000 feet of a facility providing "other services to children."

In regard to a Marijuana Product Manufacturing Facilities, in 3 AAC 306.570. Labeling of Marijuana products.

> (c)(1) the name and license number of the marijuana product manufacturing facility where the marijuana product was prepared;...
>
> (c)(4) each of the following statements:
>
> > (A) "Marijuana has intoxicating effects and may be habit forming and addictive.";

This statement is a warning label for Marijuana packaging, but it is also advertising what the product is which violates 3 AAC 306.360 if within 1000 feet of a facility providing "other services to children."

In Conclusion, regardless of the type of marijuana facility; Retail Marijuana Store, Marijuana Cultivation Facility, Marijuana Product Manufacturing Facility, Marijuana testing facility, any and all marijuana facilities require labeling and packaging. All of the labels by law must include what the product is as well as the address

and location of a facility which is also a form of advertising Marijuana. Since having any form of advertising of Marijuana or its products is illegal per 3 AAC 306, the approval of licensing for marijuana or any of its products within 1000 feet of the perimeter of Gray Chiropractic Health Clinic LLC currently at 360 E. International Airport Rd. #4 should be immediately denied. I wish Miss Kole well on her endeavor in this new industry. However, I feel discretion, legality and choice of business locations should be considered in order to grow this new industry in a positive way.

Yours In Health

Dr. Charles Gray D.C., CCSP, CKTP

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Anchorage, AK 99515

Brian & Jennifer Watson
360 E. Intl. Airport Rd. #1
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