CORRESPONDENCE

THE STATE of ALASKA
GOVERNOR MICHAEL J. DUNLEAVY

Department of Commerce, Community, and Economic Development

Alcohol and Marijuana Control Office

550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

June 6, 2019

Three Sisters, LLC
DBA: Wildflower
Via email: jstevens@ak.net

Re: Retail Marijuana Store License #21069

Dear applicant,

The AMCO Office has reviewed the documents submitted for the proposed marijuana establishment license referenced above. This letter is notice under 3 AAC 306.025(e)(2) that your application is incomplete and additional items are needed to complete the application. The additional items that need correction or resubmittal are listed below—please be sure to read the entire letter. **Please note that if the corrections and/or additional documents submitted in response to this letter are not found to be complete, your application will be returned to you in accordance with 3 AAC 306.025(e)(1), and you will need to file a new application and pay a new fee should you wish to continue pursuing licensure.**

- **Miscellaneous**
  - The diagram labeled Diagram 3 + 4 shows that there are other tenants in the building that your premises is located within. Has the location of your premises been assigned a unit or suite number?
- **MJ-00 Application Certifications**
  - Page 3, Section 4 – Certifications for Janiese Stevens and George Kirk:
    - Please re-read all statements on this page and sign initials next to all statements that are applicable. Note that you should not be able to sign initials for all statements on this page.
  - Page 1, Section 3 – Other Licenses for Erik Fellowes:
    - Please answer yes or no to the question in this section.
- **MJ-01 Operating Plan**
  - Page 2, Section 2.1:
    - Your response in this section abruptly ends. Is there more information you wanted to include?
  - Page 4, Section 3.5:
    - You state in your response "Live security footage will also be accessible to Lloyd and/or the general manager…", but who is Lloyd?
    - Include in your response at what point AMCO is contacted if an unauthorized breach is alerted.
  - Page 11 (Additional Space), Section 3.6:
    - Your response suddenly ends. Is there more information you wanted to include?

- Page 5, Section 3.13:
    - Please expand on your response. It ends abruptly.
- Page 7, Section 6.4:
    - You indicate that your response continues, but no additional responses to this section were provided.

- **MJ-02 Premises Diagram**
  - Diagram 1 + 2:
    - There are two locked display cases depicted in the retail area on your diagram. Will these cases be used for display only, or storage? If they are for display only, they will not need to be designated as restricted access areas.
    - The mezzanine is not labeled as a part of the licensed premises. Will it be utilized by this establishment?
    - Are there areas on the premises where marijuana or marijuana products will be stored besides the locked display cases? If so, please label this area on your diagram.
  - Diagram 3 + 4:
    - This diagram is inadequate to meet the requirements of Diagram 4. Please remove the Diagram 4 label.
  - Diagram 5:
    - This diagram is inadequate to meet the requirements of Diagram 5, but can be labeled as Diagram 4.
    - The Diagram 3 + 4 that you provided indicates that there are multiple tenants in the building. A diagram of the entire building that distinguishes the licensed premises of this establishment from the other tenants will be required. Include the addresses and/or suite numbers of the other businesses or tenants.
- **MJ-03 Retail Supplemental**
  - Page 4, Section 6.1:
    - You state that all marijuana and marijuana products sold at this establishment will be prepackaged by the cultivator or manufacturer, but this contradicts your response in Section 5.1 where you state that marijuana will be offered "deli-style".
- **MJ-08 Local Government Notice Affidavit**
  - Section 2 – Certification:
    - List Debra Marlar's title in the same line as her name in the line for "Name/Title of LG Official 1".
    - Notice must be provided to each local government with jurisdiction over the proposed premises. Provide a copy of your Public Notice to the Kodiak Island Borough and complete a new MJ-08.
- **Proof of Possession for Proposed Premises**
  - The lease that was submitted is missing pages 3 and 5, per the page numbers at the bottom of the pages.
- **Entity Documents**
  - A current list of all members of Three Sisters, LLC and their ownership interest is required. The list provided with Three Sisters, LLC indicates that Hibernation Holdings, LLC holds 100% ownership, which is inconsistent with the ownership information of this entity registered with the Alaska Division of Corporations, Business and Professional Licensing (CBPL).
  - A copy of Hibernation Holding Company, LLC's Operating Agreement will be required.
  - Provide a list of all members of Hibernation Holding Company, LLC and their ownership interest.

It is very important that you submit the above corrections and/or documents in a timely manner so that AMCO staff has adequate time to review the corrections and/or additional documents which must be found to be complete within 90 days of the date of this letter.

Respectfully,

TJ Zielinski, Occupational Licensing Examiner
For,
Erika McConnell, Director
marijuana.licensing@alaska.gov

From:	Marijuana Licensing (CED sponsored)
To:	jstevens@ak.net
Cc:	Marijuana Licensing (CED sponsored); Jana Weltzin; Valerie Mastolier
Subject:	Incomplete Application - Wildflower License #21069
Date:	Thursday, June 06, 2019 11:59:33 AM
Attachments:	21069 Incomplete Notice.pdf image001.png

Good morning,

I have reviewed your application for a marijuana establishment, but at this time your application is considered incomplete. See the attached notice regarding corrections, additional documents, and/or resubmittals that need to be addressed in your application.

Please make sure to read the entire notice. If the submitted corrections for your application are inadequate to deem your application complete, or your application is still incomplete after ninety (90) days from the date of this notice, your application will be returned to you in accordance with 3 AAC 306.025(e)(1) and 3 AAC 306.025(f). Should you wish to continue pursuing licensure, it would be necessary to file a new application and pay new fees.

Ninety-day Due Date: 9/4/2019

Let us know if you require copies of any submitted documents, and feel free to call or email if you need clarification on any items in the Incomplete Notice. Correspondence should be sent to marijuana.licensing@alaska.gov.

Sincerely,

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

From:	Marijuana Licensing (CED sponsored)
To:	Jana Weltzin; Marijuana Licensing (CED sponsored)
Cc:	Janiese Stevens; Valerie Mastolier; Brenda Mills; legal counsel
Subject:	RE: Incomplete Application - Wildflower, License #21069
Date:	Wednesday, June 26, 2019 12:17:10 PM
Attachments:	image001.png

Good afternoon,

I have received and reviewed the corrections submitted for your marijuana establishment application. Many of the necessary corrections have been made, but there are some additional revisions needed before the application can be deemed complete.

On **Form MJ-02: Premises Diagram**, I see that the mezzanine is now designated as a restricted access area for marijuana storage. However, you will also need to outline and label this area as part of the proposed licensed premises.

On **Form MJ-03: Retail Supplemental**, the response on Page 4, Section 6.1 was revised to include both deli-style and prepackaged items. However, Page 3, Section 5.1 only describes marijuana being offered deli-style, so please add prepackaged marijuana to this section if that is what is being proposed.

For **Entity Documents**, the Three Sisters, LLC Operating Agreement identifies Hibernation **Holdings**, LLC as the 100% owner (and refers to Hibernation Holdings, LLC several times throughout the Agreement), but CBPL and the application identify the 100% owner as Hibernation **Holding Company**, LLC.

The deadline to have a complete application included on the July 2019 agenda was June 21, 2019. However, because I was not in the office when you submitted your corrections and the remaining revisions are small, I will be able to include this application on the July agenda if the necessary corrections are submitted by the end of today (June 26, 2019). Let me know if you have any questions or need copies of any documents.

Sincerely,

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

From: Jana Weltzin <jana@jdwcounsel.com>
Sent: Tuesday, June 18, 2019 9:51 AM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>

Cc: Janiese Stevens <jstevens@ak.net>; Valerie Mastolier <valerie@jdwcounsel.com>; Brenda Mills <brenda@jdwcounsel.com>; legal counsel <legal@jdwcounsel.com>; Jana Weltzin <jana@jdwcounsel.com>
Subject: Part one of three - Wildflower license number 21063 - Incomplete response

Hello AMCO team! Hope you are having a great week so far – thank you for your hard work this renewal season

Attached you will find the following:

Hibernation Holding Company, LLC opt agreement – note that I redacted the capital contributions for sensitive financial information purposes – also in your June 6th letter you state that Hibernation Holding Company is not the 100% owner of Three Sisters but based on my review this am Hibernation is showing as the 100% owner of Three Sisters (I put screen shot of that in my letter response) let me know if I misunderstood something;
Mj00 for George;
MJ00 for Erik;
MJ00 for Janiese;

I will be sending two more emails with documents for this incomplete response please confirm receipt!

Jana D. Weltzin, Esq.
JDW, LLC
Principal Owner
901 Photo Avenue
Anchorage, Alaska 99503
jana@jdwcounsel.com
907-231-3750 Office Line
630-913-1113 Cell
*Licensed in Alaska and Arizona

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Thank you.

Think green, please don't print unnecessarily

From: Marijuana Licensing (CED sponsored)
To: Jana Weltzin; Marijuana Licensing (CED sponsored)
Cc: "Janiese Stevens"; Brenda Mills; legal counsel; Valerie Mastolier
Subject: RE: Incomplete Application - Wildflower, License #21069
Date: Thursday, June 27, 2019 9:12:12 AM
Attachments: image001.png

Good morning,

Thank you, your revisions were received. I see that the corrections were made to MJ-02 and MJ-03, so those forms are now complete. Additional revisions will be necessary on the Operating Agreement though. The 100% owner was changed to **Hibernation Holding, LLC** on the document, but omits the "Company" in Hibernation Holding Company, LLC.

Sincerely,

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

From: Jana Weltzin <jana@jdwcounsel.com>
Sent: Wednesday, June 26, 2019 2:02 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: 'Janiese Stevens' <jstevens@ak.net>; Brenda Mills <brenda@jdwcounsel.com>; legal counsel <legal@jdwcounsel.com>; Valerie Mastolier <valerie@jdwcounsel.com>; Jana Weltzin <jana@jdwcounsel.com>
Subject: FW: Incomplete Application - Wildflower, License #21069

Hi TJ – thanks so much for allowing us a chance to get on the July agenda, we really REALLY appreciate that and your hard work – here are the corrected documents, I tripled checked them so I think we got all the items you noted below. Let me know and thank you so much! jana

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From: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Sent: Wednesday, June 26, 2019 12:17 PM
To: Jana Weltzin <jana@jdwcounsel.com>; Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Janiese Stevens <jstevens@ak.net>; Valerie Mastolier <valerie@jdwcounsel.com>; Brenda Mills <brenda@jdwcounsel.com>; legal counsel <legal@jdwcounsel.com>
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Thank you.

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