

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: 1/15/19

License #/Type: 14736 Limited Cultivation

Licensee: Charles Oman

Address: 2301 S Knik-Goose Bay Rd #2 Wasilla, AK

DBA: The Happy Harvest Company LLC

AMCO Case #: AM19000063

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 1/09/19 AMCO Enforcement received a complaint regarding the frequent odor of marijuana in and around the area of 2301 S Knik-Goose Bay Rd.

On 1/10/19 I responded to the area to verify if the odor of marijuana was in fact present. 2301 S Knik-Goose Bay is a multi unit building with two cultivation facilities, Green Degree and The Happy Harvest Co. Upon arrival I smelled a strong odor of marijuana around the entire building. It was 11 degrees with no wind and clear skies. Ofc. Ness and Ofc. Johnson with Mat-Su Borough code compliance were also on scene due to a similar complaint. We conducted a walk-through of Green Degree and observed they had no plants in the flowering stage and no odor was detectable inside the facility.

We attempted to contact The Happy Harvest Company but no one answered the door. Ofc. Ness attempted to contact Charles Oman by phone but reached voice-mail. Later that afternoon Ofc. Johnson advised me that Oman returned the call and stated, in essence, that they had just harvested and that he was going to get another air scrubber.

This is a violation of 3 AAC 306.430(c)(2) Restricted Access Area

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

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

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

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

Issuing Investigator: J. Bankowski

Received by:

SIGNATURE:



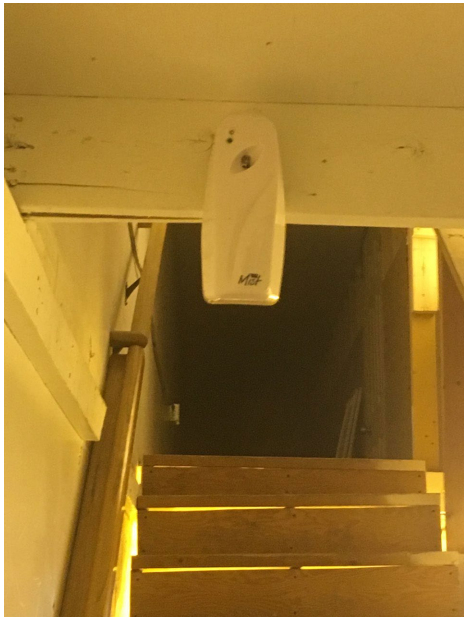
SIGNATURE:

Delivered VIA: Email

Date:

To whom it may concern,

My name is John Funk, I am writing you to let you know that we have remedied the above complaint of odors at our facility. We changed out all existing filters With new ones. We added another carbon filter air scrubber in the drying in curing Room, Which is where I believe the odors were originating from. Said scrubber Will scrub and recirculate air in building. We also added ozone mist Sprayers at rear entry ,And in the office area. Now there is no smell of marijuana escaping facility. We did have a surprise visit from one of your investigators on Tuesday the 15th, And he said the same thing, He could not smell any orders of marijuana around or even in the facility for that matter. We here at the happy harvest company Always follow the rules by the book, In strive to be the best that we possibly can. We apologize sincerely for any trouble we may have caused, I'm can assure you we will stay on top of this. I'm including pictures To illustrate what we have done to fix the situation at hand. Thank you very much



[illegible]



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Notice of Violation

Email

(3AAC 306.805)

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

Date: 6/26/19

License #/Type: 14736

Limited Cultivation

Designated Licensee: Charles Oman

AMCO Case#:

DBA: The Happy Harvest Company LLC

Premises Address: 2301 South Knik-Goose Bay Road #2, Wasilla, AK 99654

Mailing Address: 137 West 23rd Ave, Anchorage, AK 99503

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

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

As of 6/25/2019, The Happy Harvest Company, 14736, Limited Cultivation, you were delinquent on your marijuana excise tax liability.

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

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

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

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

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

Issuing Investigator: J. Hoelscher

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

From: [Shannon Oman](#)
To: [Davies, Jason M. \(CED\)](#)
Cc: [Hoelscher, James C. \(CED\)](#); [McConnell, Erika B. \(CED\)](#)
Subject: Re: NOV Delinquency in Tax 14581
Date: Wednesday, June 26, 2019 5:24:59 PM
Attachments: [image001.png](#)

I will take care of it.

On Wed, Jun 26, 2019 at 11:33 AM Davies, Jason M (CED) <jason.davies@alaska.gov> wrote:

Hello-

Please see attached notice of violation. Please provide payment of delinquent tax or payment plan within 30 days of this notice of violation.

Thank you,



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

The Happy Harvest Company LLC

2301 S Knik Goose Bay Rd #2

Wasilla AK 99654

907-529-6727

7/13/2019

To whom it concerns:

I can not sign our initials in the box on MJ 20 for the violations because we were given an odor violation (Attached Copy). We called AMCO Enforcement in January of 2019 and we did what was asked of us, sent the pics to the officer of the upgraded improvements and he was happy with the outcome. sorry for the inconvenience.

Thanks

Happy Harvest Company

A handwritten signature in black ink that reads "Frank House Owner". The signature is written in a cursive, flowing style.

AMCO

JUL 15 2019

Alcohol & Marijuana Control Office

Initiating License Application

6/24/2019 8:09:07 AM

License Number: 14736**License Status:** Active-Operating**License Type:** Limited Marijuana Cultivation Facility**Doing Business As:** THE HAPPY HARVEST COMPANY LLC**Business License Number:** 1053220**Designated Licensee:** Charles Oman**Email Address:** charleneoman70@gmail.com**Local Government:** Matanuska-Susitna Borough**Community Council:** Knik-Fairview**Latitude, Longitude:** 61.556770, -149.485300**Physical Address:** 2301 South Knik-Goose Bay Road #2
Wasilla, AK 99654
UNITED STATES**Licensee #1****Type:** Entity**Alaska Entity Number:** 10057127**Alaska Entity Name:** The Happy Harvest Company LL
C**Phone Number:** 907-529-6727**Email Address:** charleneoman70@gmail.co**Mailing Address:** 137 west 23 ave
anchorage, AK 99503
UNITED STATES**Entity Official #1****Type:** Individual**Name:** Charles Oman**SSN:** [REDACTED]**Date of Birth:** [REDACTED]**Phone Number:** 907-529-6727**Email Address:** charleneoman70@gmail.com**Mailing Address:** 137 west 23 ave
anchorage, AK 99503
UNITED STATES**Entity Official #2****Type:** Individual**Name:** John Funk**SSN:** [REDACTED]**Date of Birth:** [REDACTED]**Phone Number:** 907-444-0751**Email Address:** funksservices@hotmail.com**Mailing Address:** 24330 sunside drive
chugiak, AK 99567
UNITED STATES**Note:** No affiliates entered for this license.



Alaska Marijuana Control Board

Form MJ-20: Renewal Application Certifications

What is this form?

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

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

Section 1 – Establishment Information

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

Licensee:	The Happy Harvest Co., LLC	License Number:	14-736		
License Type:	Limited Cultivation				
Doing Business As:	The happy Harvest Co., LLC				
Premises Address:	2301 S Knik Goose Bay rd#2				
City:	Wasilla	State:	AK	ZIP:	99654

Section 2 – Individual Information

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

Name:	Charles Oman
Title:	Owner

Section 3 – Violations & Charges

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

Initials

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

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

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

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

Initials

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

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

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

Initials

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

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

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

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

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

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

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

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

Signature of licensee

Notary Public in and for the State of Alaska

Printed name of licensee

My commission expires: 10.3.21
#171003016

Subscribed and sworn to before me this 16th day of July, 2019.



Alaska Marijuana Control Board

Form MJ-20: Renewal Application Certifications

What is this form?

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

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

Section 1 – Establishment Information

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

Licensee:	The Happy Harvest Co., LLC	License Number:	14-736		
License Type:	Limited Cultivation				
Doing Business As:	The happy Harvest Co., LLC				
Premises Address:	2301 S Knik Goose Bay rd#2				
City:	Wasilla	State:	AK	ZIP:	99654

Section 2 – Individual Information

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

Name:	John Funk
Title:	Owner

Section 3 – Violations & Charges

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

Initials

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

J.F.

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

J.F.

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

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

Initials

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

J.F.

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

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

Initials

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

J.F.

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

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

J.F.

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J.F.

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

J.F.

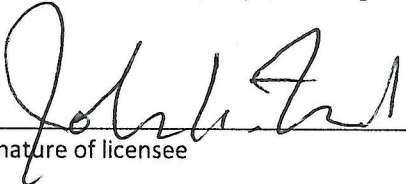
I certify that I have not violated any restrictions pertaining to this particular license type, and that this license has not been operated in violation of a condition or restriction imposed by the Marijuana Control Board.

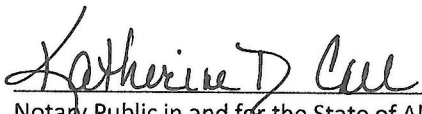
J.F.

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J.F.

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


Signature of licensee


Notary Public in and for the State of Alaska

JOHN A. FUNK
Printed name of licensee

My commission expires: 10.3.21
#171003016

Subscribed and sworn to before me this 16th day of July, 2019.