

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: 1/23/19

Licensee: Cold Creek Extracts, LLC

DBA: Cold Creek Extracts

License #/Type: Marijuana Product Manufacturing Facilities

Address: 7801 Schoon St Unit L, Anchorage, AK 99518

AMCO Case #: AM190138

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.

Cold Creek Extracts brought to the attention of AMCO that there was a package transfer of over five pounds. On 1/17/19 The Connoisseur transferred 120.91 ounces of marijuana product. This equates to 7.55 pounds.

3 AAC 306.510. (4)(b)(2) Acts prohibited at marijuana product manufacturing facility states: A licensed marijuana product manufacturing facility may not accept any marijuana from a marijuana cultivation facility or another marijuana product manufacturing facility unless a valid transport manifest showing the source and destination of the marijuana is attached to the shipment.

This transport is considered not a valid transport because it exceeded the package weight limit described in 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: J. Rukes

SIGNATURE:



Delivered VIA: Email

Received by:

SIGNATURE:

Date: 1/23/19

From: [Jason Brandeis](#)
To: [CED AMCO Enforcement \(CED sponsored\)](#)
Subject: RE: NOV for package over 5 pounds
Date: Friday, February 1, 2019 4:07:36 PM

Dear AMCO Enforcement:

I am writing on behalf of Cold Creek Extracts (Lic # 15594) in response to the 1/23/19 NOV issued to Cold Creek Extracts for AMCO Case # AM190138.

On January 17, The Connoisseur (a licensed marijuana cultivator) transferred to Cold Creek Extracts a package of marijuana exceeding five pounds. Cold Creek Extracts accepted the transfer but did not discover the weight discrepancy until several days later. This was an oversight on Cold Creek's behalf. Cold Creek did not immediately realize that the initiator of the transfer had combined multiple production batches into one package for transport and had assigned a single Metrc tracking number.

Cold Creek self-reported this error and requested guidance on how to proceed. Because this was a mistake made with no intent to evade the regulations and because the licensee self-reported, Cold Creek believes that no further action is warranted with respect to this NOV.

Thank you,
Jason Brandeis

Begin forwarded message:

From: "Rukes, Jeffrey B (CED)" <jeff.rukes@alaska.gov>
Subject: **NOV for package over 5 pounds**
Date: January 23, 2019 at 1:44:34 PM AKST
To: "cade@coldcreekextracts.com" <cade@coldcreekextracts.com>
Cc: "Hoelscher, James C (CED)" <james.hoelscher@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: 6/11/19

Licensee: Cold Creek Extracts

DBA: Cold Creek Extracts

License #/Type: 15594/Prod Manufacturer

Address: 7801 Schoon St Unit L & M Anchorage, AK 99501

AMCO Case #: AM190957

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 6/7/19 Cade Inscho of Cold Creek Extracts self reported that they mistakenly labeled Lemon Ice Pucker Canna Caps as Lemon Ice Pucker Distillate on manifest 0000780102 that was delivered to Dankorage on 6/7/19.

This action is in violation of:

3 AAC 306.540. Marijuana inventory tracking system

(a) A marijuana product manufacturing facility shall use a marijuana inventory tracking system as provided in 3 AAC 306.730 to ensure that the marijuana product manufacturing facility identifies and tracks any marijuana or marijuana product from the time the marijuana or marijuana product is received, through (2) sale or transfer of the marijuana or marijuana product originally received, or any marijuana product manufactured at that marijuana product manufacturing facility to another licensed marijuana establishment

3 AAC 306.730. Marijuana inventory tracking system

(a) A marijuana establishment shall use a marijuana inventory tracking system capable of sharing information with the system the board implements to ensure all marijuana cultivated and sold in the state, and each marijuana product processed and sold in the state, is identified and tracked from the time the marijuana is propagated from seed or cutting, through transfer to another licensed marijuana establishment.

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. Rukes

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Email

Date:

From: [Cade Inscho](#)
To: [CED AMCO Enforcement \(CED sponsored\)](#)
Subject: Response to AMCO Case# AM190957
Date: Tuesday, June 11, 2019 12:14:59 PM
Attachments: [NOV cold creek extracts lemon ice pucker 2.pdf](#)

Hello,

I am writing in response to the below NOV as a part of Case # AM190957. We employ 100% human labor at this time, thus there will be human mistakes in METRC. We apologize for accidentally scrolling one item description too far and selecting Lemon Ice Pucker Distillate vs. Lemon Ice Pucker Canna Caps.

Respectfully

Cade Inscho
907-268-0717

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: 10/12/18

Licensee: Cade Inscho

DBA: Cold Creek Extracts

License #/Type: 15594, Product Manufacturing

Address: 7801 Schoon St Unit L Anchorage, AK

AMCO Case #: AB18001257

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 10/2/18 Cold Creek Extracts physically wasted and rendered unusable 124 servings of infused MCT oil from package 1A4020300006F55000000036. Inscho reported that this was logged in their internal waste log but was not entered into Metrc until 10/10/18. AMCO was also not notified 3 days prior to rendering the product unusable.

This is a violation of 3 AAC 306.540 Marijuana Inventory Tracking System and 3 AAC 306.740 Waste Disposal.

NOTE: This violation was self-reported by the licensee.

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:

From: Jason Brandeis
To: [Bankowski, Joe \(CED\)](#)
Cc: [Hoelscher, James C. \(CED\)](#); [Davies, Jason M \(CED\)](#); [Cade Inscho](#)
Subject: RE: Notice of Violation
Date: Tuesday, October 23, 2018 1:44:51 PM
Attachments: [image001.png](#)

Dear Investigator Bankowski:

I am writing on behalf of Cold Creek Extracts (Lic. # 15594). This message is in response to the NOV issued to Cold Creek on October 12, 2018 (AMCO Case # AB18001257).

Cold Creek acknowledges that an error was made in reporting its waste disposal, and by this email message, Cold Creek Extracts provides additional explanation and context to clarify any confusion.

Cold Creek's Operating Plan provides that all post-extraction waste material will be held in storage receptacles. This waste material, sometimes referred to as "spent marijuana," could include marijuana that has been through the extraction process, materials used in the extraction process (such as ethanol), or infused marijuana oil that does not meet specifications. At least three days prior to disposing of this waste material, Cold Creek will notify AMCO of its intent to dispose of the material and then render it unusable by adding an equal amount of approved non-marijuana substances to the waste material.

Here, as explained in a previous emails between the Licensee and Enforcement, on 10/2/18, Cold Creek decided to "waste" approximately 124 servings worth of infused MCT oil and listed that on its internal waste log on 10/2 (Cold Creek did not waste 124 completed capsules, just the oil that was to be used for those capsules). At that time, Cold Creek added the oil to a waste bin that contained other spent marijuana product material. On this point the NOV allegation is inaccurate. The NOV states that "Cold Creek physically wasted and rendered unusable" the oil. But Cold Creek's action of adding the oil to a bin of other spent material did not render it unusable per the regulations. Cold Creek mistakenly referred to this process as rendering the MCT oil unusable, but that is not what happened. Cold Creek acknowledges that its actions and incorrect use of terminology caused confusion.

On 10/10/18, Cold Creek created the waste entry in Metrc. However, the waste was not actually destroyed or rendered unusable prior to giving AMCO notice. On 10/10/18 Cold Creek provided notice to AMCO that it would render the waste unusable, but between 10/2 and 10/10, the oil was located in a waste bin on the premises. Thus Cold Creek's 10/10/18 notice should have been sufficient notice of intent to waste product and render it unusable. The material was not rendered unusable until five days later, on 10/15/18.

There was no bad intent here, but there were errors in managing and recording waste. The licensee has spent additional time reviewing the regulations and internal operating procedures and has re-trained all employees on proper waste management and reporting procedures. Given that there was no improper intent, there was no material that was rendered unusable prior to giving notice to AMCO, and because the licensee self-reported, we believe no further action on this NOV is warranted.

Thank you,
Jason Brandeis

Jason Brandeis, Of Counsel
Birch Horton Bittner & Cherot
510 L Street, Suite 700 | Anchorage AK 99501
Tel. 907.263.7243
jbrandeis@bhb.com | www.birchhorton.com
[Bio](#) | [vCard](#)

This transmittal may be a confidential attorney-client communication or may otherwise be privileged or confidential. If you are not the intended recipient, you have received this transmittal in error. Any review, dissemination, distribution or copying of this transmittal is strictly prohibited. If you have received this communication in error, please notify us immediately by reply or by telephone (907) 276-1550 and immediately delete this message and all attachments.

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

From: **Bankowski, Joe (CED)** <joe.bankowski@alaska.gov>
Date: Fri, Oct 12, 2018 at 9:50 AM
Subject: Notice of Violation
To: cade@coldcreekextracts.com <cade@coldcreekextracts.com>
CC: Hoelscher, James C (CED) <james.hoelscher@alaska.gov>, Davies, Jason M (CED) <jason.davies@alaska.gov>

Cade,

Please see the attached notice of violation.



Joe Bankowski
Special Investigator I
Enforcement Unit
Alcohol & Marijuana Control Office
550 W 7th Ave
Anchorage, AK 99501
Office (907) 269-0355
Cell (907) 782-7909
joe.bankowski@alaska.gov

--

Respectfully

Cade Inscho
907-268-0717

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: 1/31/19

Licensee: Cade Inscho

DBA: Cold Creek Extracts

License #/Type: Marijuana Product Manufacturing Facilities

Address: 7801 Schoon St Unit L Anchorage, AK

AMCO Case #: AM190203

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 9/27/18 licensee created package 1A4020300006F55000000203 (Alaska Rescue Balm) from existing package 1A4020300006F55000000195 (5G Cannacaps). Package *195 was created from two existing packages, 1A4020300006F55000000003 (5G Pull-N-Snap Shatter Trim Run) and 1A4020300006F55000000004 (5G Sugar Wax Trim Run). *003 and *004 were both created directly from packages of leaf/trim.

The MJ-05 for Cold Creek Extracts indicates that all products will be created from a parent package of "Full Extract Ethanol Hash Oil". This approved process was not followed for the above packages

This is a violation of 3 AAC 306.525 Approval of concentrates and 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. Bankowski

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

From: [Jason Brandeis](#)
To: [CED AMCO Enforcement \(CED sponsored\)](#)
Subject: Response to NOV for Case #AM190203
Date: Sunday, February 10, 2019 4:07:34 PM

Dear AMCO Enforcement:

Cold Creek Extracts (License #15594) hereby responds to the allegations contained in the NOV issued on 1/31/19 for AMCO Case #AM190203.

The licensee acknowledges that there were errors made with respect to the creation and testing of Alaskan Rescue Balm package *203. AMCO Enforcement and the Director spent significant time researching the issues presented and engaging with the licensee in order to correctly identify the problem and correct the mistake. This was a complicated and confusing case, and the Licensee appreciates AMCO's willingness to work through and understanding of the problem and to come to a resolution.

However, the licensee notes that because this was a factually complicated matter, the NOV provides a statement that licensee believes is inaccurate and could be misunderstood. The NOV states: "The MJ-05 for Cold Creek Extracts indicates that all products will be created from a parent package of "Full Extract Ethanol Hash Oil." This approved process was not followed for the above packages." The issue is that the original MJ-05 submitted by Cold Creek Extracts does not state that all products will be created from Full Extract Ethanol Hash Oil. Rather, Full Extract Ethanol Hash Oil was the sole ingredient listed for marijuana concentrates such as Sugar Wax and Shatter, but other products varied. And Alaskan Rescue Balm, the product at issue, was not listed on the original MJ-05. Alaskan Rescue Balm was first approved via form MJ-16 in August 2018. That form states that the product will contain "marijuana concentrate" which includes "one produced by Cold Creek Extracts, such as full extract ethanol hash oil, shatter, sugar wax, or distillate." Thus, the relevant package of Alaskan Rescue Balm was ultimately created out of shatter and sugar wax, both of which it was authorized to use to create the product.

Further, the NOV could be read to infer that Cold Creek Extracts physically prepared a batch of Canna Caps and then pulled them apart in order to convert them into Alaskan Rescue Balm. This is not what happened. In correspondence on this issue, AMCO acknowledged that this was not a situation where a licensee physically made a product out of another product, but this was a situation where a product was virtually made in Metrc out of another product, and that was a significant Metrc reporting error. As a result, a lengthy administrative hold was place on the product while the error could be investigated and corrected.

In conclusion, we believe the nature of the violation is misrepresented in the NOV. Licensee does not believe this should be treated as a violation of 3 AAC 306.525 (Approval of concentrates and marijuana products) because licensee did not create an un-approved product. If anything, this could be classified as a violation of 3 AAC 306.540 (Marijuana inventory tracking system), as errors were made in using Metrc to report how the product was developed and tested. The mistakes that were made as part of the research and development process, and the subsequent regulatory confusion, ultimately helped the licensee to refine its processes and avoid similar subsequent mistakes.

Since this matter was resolved through cooperation between the licensee, Enforcement, and the Director, and because the product was subject to a lengthy administrative hold, licensee does not believe any further punitive action is warranted in this case.

Thank you,
Jason Brandeis

Jason Brandeis, Of Counsel
Birch Horton Bittner & Cherot
510 L Street, Suite 700 | Anchorage AK 99501
Tel. 907.263.7243
jbrandeis@bhb.com | www.birchhorton.com
[Bio](#) | [vCard](#)

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Notice of Violation

(3AAC 306.805)

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Date: 1/31/19

Licensee: Cade Inscho

DBA: Cold Creek Extracts

License #/Type: 15594/Marijuana Product Manufacturing Facilities

Address: 7801 Schoon St. Unit L, Anchorage, AK 99518

AMCO Case #: AM190206

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.

Cold Creek Extracts created manifest #0000628103 for delivery to Rainforest Cannabis only listing one product for delivery. Package #1A4020300006F55000001532 was shipped with the manifest but was not listed on the manifest. Product was left at receiving licensed premises, Rainforest Cannabis. Self-reported

Violation of:

3 AAC 306.565(e)(3) Packaging of marijuana products

3 AAC 306.750(c) Transportation

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: 1/31/19

From: [Jason Brandeis](#)
To: [CED AMCO Enforcement \(CED sponsored\)](#)
Subject: Response to NOV for AMCO Case #AM190206
Date: Sunday, February 10, 2019 2:32:51 PM

Dear AMCO Enforcement:

This message is in response to the NOV issued for AMCO Case #AM190206.

Cold Creek Extracts (License # 15594) does not dispute the underlying facts that led to this NOV. Cold Creek inadvertently left one of the package tags off of manifest #0000628103 that accompanied a transfer to Rainforest Cannabis. The result was that a package was shipped that was not listed on the manifest.

Cold Creek Extracts self-reported this error promptly upon realizing a mistake had been made. Cold Creek was then permitted to complete a virtual transfer in order to resolve the discrepancy. Because the error was self-reported and was corrected within 24 hours of the initial incident, we believe no further action is required.

Thank you,
Jason Brandeis

Jason Brandeis, Of Counsel
Birch Horton Bittner & Cherot
510 L Street, Suite 700 | Anchorage AK 99501
Tel. 907.263.7243
jbrandeis@bhb.com | www.birchhorton.com
[Bio](#) | [vCard](#)

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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: 5/29/19

License #/Type: 15594/Prod Manufacturer

Licensee: Cold Creek Extracts

Address: 7801 Schoon St Unit L & M Anchorage, AK 99501

DBA: Cold Creek Extracts

AMCO Case #: AM190859

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 5/28/19 Cold Creek Extracts self reported that they mistakenly wrote the wrong package number tag on a manifest that was transported to the destination.

This action is in violation of:

3 AAC 306.540. Marijuana inventory tracking system

(a) A marijuana product manufacturing facility shall use a marijuana inventory tracking system as provided in 3 AAC 306.730 to ensure that the marijuana product manufacturing facility identifies and tracks any marijuana or marijuana product from the time the marijuana or marijuana product is received, through (2) sale or transfer of the marijuana or marijuana product originally received, or any marijuana product manufactured at that marijuana product manufacturing facility to another licensed marijuana establishment

3 AAC 306.730. Marijuana inventory tracking system

(a) A marijuana establishment shall use a marijuana inventory tracking system capable of sharing information with the system the board implements to ensure all marijuana cultivated and sold in the state, and each marijuana product processed and sold in the state, is identified and tracked from the time the marijuana is propagated from seed or cutting, through transfer to another licensed marijuana establishment, or use in manufacturing a marijuana product, to a completed sale of marijuana or a

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. Rukes

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: In-Person

Date:

From: [Jason Brandeis](#)
To: [CED AMCO Enforcement \(CED sponsored\)](#)
Subject: AMCO Case #AM190859
Date: Thursday, May 30, 2019 12:51:30 PM

Dear AMCO Enforcement:

I am writing on behalf of Cold Creek Extracts (Lic. #15594) in response to the NOV issued for AMCO Case #AM190859. The licensee self-reported this error and acknowledges that they wrote the wrong package number tag on a transportation manifest. Because this was self-reported and reported to AMCO in a timely manner we believe no further action should be taken.

Thank you,
Jason Brandeis

Jason Brandeis, Of Counsel
Birch Horton Bittner & Cherot
510 L Street, Suite 700 | Anchorage AK 99501
Tel. 907.263.7243
jbrandeis@bhb.com | www.birchhorton.com
[Bio](#) | [yCard](#)

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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: 6/20/2019

Licensee: Cold Creek Extracts

DBA: Cold Creek Extracts

License #/Type: 15594 Marijuana Product Manuf:

Address: 7801 Schoon St unit L,M Anchorage Al

AMCO Case #: AM190992

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 6/20/2019, Cade Inscho of Cold Creek Extracts self reported that an error in marijuana product weight was made on manifest #0000794609 and product was excepted by High Rise LLC in Kodiak, AK

On 6/19/2019 Manifest 0000794609, Cold Creek Extracts transferred 22.5g of AK Jack-N-Snap AK-47 X Jack Here (Flower Run) shatter on package tag 3907. The actual amount transferred was 45g. Cold Creek extracts converted the marijuana product weight into half grams and the product and manifest was accepted by High Rise LLC.

This action is in violation of:

3 AAC 306.540. Marijuana inventory tracking system (a) A marijuana product manufacturing facility shall use a marijuana inventory tracking system as provided in 3 AAC 306.730 to ensure that the marijuana product manufacturing facility identifies and tracks any marijuana or marijuana product from the time the marijuana or marijuana product is received, through (2) sale or transfer of the marijuana or marijuana product originally received, or any marijuana product manufactured at that marijuana product manufacturing facility to another licensed marijuana establishment

3 AAC 306.730. Marijuana inventory tracking system (a) A marijuana establishment shall use a marijuana inventory tracking system capable of sharing information with the system the board implements to ensure all marijuana cultivated and sold in the state, and each marijuana product processed and sold in the state, is identified and tracked from the time the marijuana is propagated from seed or cutting, through transfer to another licensed 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.

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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: K. Whiteman

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

MEMORANDUM

TO: ALASKA MARIJUANA CONTROL BOARD

FROM: JASON BRANDEIS

**RE: REVISED EXPLANATION REGARDING NOTICE OF VIOLATION
RECEIVED**

CLIENT: COLD CREEK EXTRACTS, LLC

FILE NO.: 507882.1

DATE: JULY 18, 2019

The members of Cold Creek Extracts LLC cannot certify that a notice of violation has not been issued for this license because notices of violation have been previously issued to this licensee during its operating existence. AMCO has records of all NOV's and any responses filed. During the 2018-2019 license year, NOV's for the following cases were issued to Cold Creek Extracts: NOV #AB18001257; NOV #AM 190138; NOV #AM190203; NOV #AM190206; NOV#AM190859; NOV #AM190957; NOV #190992.

JMB/sm

Alcohol & Marijuana Control Office

Initiating License Application

6/17/2019 12:19:50 PM

License Number: 15594**License Status:** Active-Operating**License Type:** Marijuana Product Manufacturing Facility**Doing Business As:** COLD CREEK EXTRACTS**Business License Number:** 1061531**Designated Licensee:** Cade Inscho**Email Address:** cade@coldcreekextracts.com**Local Government:** Anchorage (Municipality of)**Community Council:** Taku Campbell**Latitude, Longitude:** 61.150312, -149.875063**Physical Address:** 7801 Schoon St Unit L & M
Anchorage, AK 99518
UNITED STATES**Licensee #1****Type:** Entity**Alaska Entity Number:** 10070599**Alaska Entity Name:** Cold Creek Extracts LLC**Phone Number:** 907-268-0717**Email Address:** cade@coldcreekextracts.com**Mailing Address:** P.O. Box 111905
Anchorage, AK 99511
UNITED STATES**Entity Official #1****Type:** Individual**Name:** Cade Inscho
[REDACTED]
[REDACTED]**Phone Number:** 907-268-0717**Email Address:** cade@coldcreekextracts.com**Mailing Address:** PO Box 111905
Anchorage, AK 99511
UNITED STATES**Entity Official #2****Type:** Individual**Name:** Steve Johnson
[REDACTED]
[REDACTED]**Phone Number:** 907-689-9843**Email Address:** steve@coldcreekextracts.com**Mailing Address:** P.O. Box 111905
Anchorage, AK 99511
UNITED STATES**Affiliate #1****Type:** Individual**Name:** Steven Johnson
[REDACTED]
[REDACTED]**Phone Number:** 907-689-9843**Email Address:** steve@coldcreekextracts.com**Mailing Address:** P.O. Box 111905
Anchorage, AK 99511
UNITED STATES**Affiliate #2****Type:** Individual**Name:** Cade Inscho
[REDACTED]
[REDACTED]**Phone Number:** 907-268-0717**Email Address:** cade@coldcreekextracts.com**Mailing Address:** P.O. Box 111905
Anchorage, AK 99511
UNITED STATES



Alaska Marijuana Control Board

Form MJ-20: Renewal Application Certifications

Alcohol and Marijuana Control Office

550 W 7th Avenue, Suite 1600

Anchorage, AK 99501

marijuana.licensing@alaska.gov

<https://www.commerce.alaska.gov/web/amco>

Phone: 907.269.0350

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:	Cold Creek Extracts LLC	License Number:	15594		
License Type:	Marijuana Product Manufacturing Facility				
Doing Business As:	Cold Creek Extracts				
Premises Address:	7801 Schoon St Unit L/m				
City:	Anchorage	State:	AK	ZIP:	99518

Section 2 – Individual Information

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

Name:	Cade Inscho
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.

CI

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.

CI

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).

CI



Alaska Marijuana Control Board

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.

C.I

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.

C.I

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

C.I

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

C.I

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

C.I

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.

C.I

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.

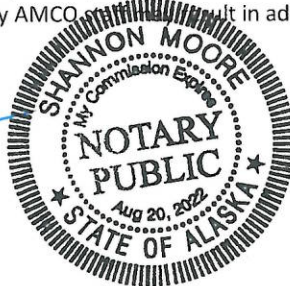
C.I

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 may result in additional fees or expiration of this license.

Signature of licensee

Printed name of licensee

Code Inscbe



Notary Public in and for the State of Alaska

My commission expires:

8/20/2022

Subscribed and sworn to before me this 20 day of June, 2019.

AMCO
JUN 25 2019



Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
Anchorage, AK 99501
marijuana.licensing@alaska.gov
<https://www.commerce.alaska.gov/web/amco>
Phone: 907.269.0350

Alaska Marijuana Control Board

Form MJ-20: Renewal Application Certifications

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Licensee:	Cold Creek Extracts LLC	License Number:	15594		
License Type:	Marijuana Product Manufacturing Facility				
Doing Business As:	Cold Creek Extracts				
Premises Address:	7801 Schoon St Unit L/m				
City:	Anchorage	State:	AK	ZIP:	99518

Section 2 – Individual Information

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

Name:	Steven Johnson
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:

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.

Initials

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

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).

Initials



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:

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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

STEVEN JOHNSON

Printed name of licensee

Charlotte Merea
Notary Public in and for the State of Alaska

My commission expires: 10-24-2020

Subscribed and sworn to before me this 18 day of June, 2019.

AMCO
JUN 25 2019

