CORRESPONDENCE

THE STATE of ALASKA
GOVERNOR MICHAEL J. DUNLEAVY

Department of Commerce, Community, and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

June 6, 2019

Alaskan Grown Products, LLC
DBA: Alaskan Grown Cannabis
Via email: kpeacock1@hotmail.com; alaskangrownproducts@gmail.com

Re: Retail Marijuana Store #20440

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.**

- **MJ-01 Operating Plan**
  - Page 1, email address: which email do you want as the main contact email in our system? Your MJ-01 has alaskangrownproducts@gmail.com but your online application has kpeacock1@hotmail.com. Our system only has capability for one (1) main contact email, and we must be able to reach you at the email you specify.
  - Page 2, 3.1: FYI: the sign that you post at each restricted access area point for the purpose of our regulations should read "Restricted access area. Visitors must be escorted"

- **MJ-02 Premises Diagram**
  - Diagram 1&2:
    - Please write the dimensions of the building.
    - If the counter is also used to store, or stock for sale, or dispense for sale it must be designated as restricted access area (right now, it is not).
  - Diagram 3,4,&5:
    - What is the building labeled as "Building"? what kind of business?

- **MJ-07 Public Notice Posting Affidavit**
  - There was a change in regulation that now requires the public notices to have been given no later than 90 days preceding the submittal of all application requirements including the application and license fee (3 AAC 306.025). This said, your public notice is expired, please:
    - Repost the Public Notice you obtain from your myAlaska at both the location of the proposed premises, and one other conspicuous location (preferably not at

the same address of the proposed marijuana establishment) for the entire 10-day period.
    - You will need to fill out a brand new MJ-07 after the end of the 10-day period and submit it to me.

- **MJ-08 Local Government Notice Affidavit**
  - There was a change in regulation that now requires the public notices to have been given no later than 90 days preceding the submittal of all application requirements including the application and license fee (3 AAC 306.025). This said, your local government notice is expired (not to mention, you initiated the application online after the day you indicated on this affidavit to have provided the notice to the local government), please:
    - Re-notify the City of Bethel by providing to them a copy of the Public Notice you obtain from your myAlaska.
    - You will need to fill out a brand new MJ-08 and submit it to me.

- **MJ-09 Statement of Financial Interest**
  - Page 1: please remove the 'LLC' at the end of Alaskan Grown Product in the doing-business-as block. You DBA is Alaska Grown Cannabis (without the 'LLC').

- **Publisher's Affidavit**
  - There was a change in regulation that now requires the newspaper ads to have been published no later than 90 days preceding the submittal of all application requirements including the application and license fee (3 AAC 306.025). This said, your newspaper ad is expired, please:
    - Publish your newspaper ad once a week for three consecutive weeks (The Delta Discovery will be fine **as long as they can publish once a week for three consecutive weeks**). Provide the Advertisement Notice from your myAlaska to the newspaper company for accurate language if necessary.
  - You will need to provide to me the Affidavit of Publication for such ads along with a copy of the newspaper ad.

- **Proof of Possession for Proposed Premises**
  - My first question/comment here: Because there is more than one building on this property that have the same address, is there any way you can designate a unit number or a letter to the 400 square feet of space (for this purpose, the retail marijuana store) being subleased by Alaskan Grown Products, LLC? Such unit number or letter would need to be placed on the building, and it will also become part of the premises address moving forward. **You will not need to re-advertise or re-do public notices for this purpose.**
  - Sublease:
    - The sublease needs to have the actual physical address of the proposed retail marijuana store including the unit number or letter you designate.
    - The sublease needs a clause that the landlord/sublessor will not remove or take possession of marijuana or marijuana product and AMCO will be contacted.
    - Page 1 mentions Exhibit A, but it is not attached. Please attach it.
  - Master Lease:

- Provide the master lease between UCI, LLC (owner) and Swanson's Alaska, LLC (original tenant).
- The master lease should be a legally binding lease and it needs to include the following:
    - The actual physical address being leased.
    - Permission for Swanson's Alaska, LLC to sublet if the master lease specifically prohibits it.
    - Acknowledgement from the master lessor that the subleased premises will be used as a marijuana establishment.
    - Clause that the landlord/lessor will not remove or take possession of marijuana or marijuana product and AMCO will be contacted.

It is very important that you submit the above corrections and/or documents as soon as possible 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,

Jane Sawyer, Occupational Licensing Examiner
For,
Erika McConnell, Director
marijuana.licensing@alaska.gov

From: Marijuana Licensing (CED sponsored)
To: "kpeacock1@hotmail.com"; Kalla Peacock
Cc: Marijuana Licensing (CED sponsored)
Subject: Incomplete Application Notice-Alaskan Grown Cannabis license 20440
Date: Thursday, June 06, 2019 3:57:00 PM
Attachments: 20440 Incomplete Application Notice.pdf

Hello,

Your marijuana establishment license application has been reviewed, attached is correspondence regarding corrections, additional documents, and/or resubmittals that need to be addressed.

Please make sure to read the entire letter. If the submitted corrections 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. Essentially, we will accept corrections one time within your 90-day deadline period. Feel free to call or email if you need clarification on any items from the Incomplete Letter.

Please let me know if you need copies of the transfer paperwork I have. I want to make sure you receive this email and its attachment first. Send any documents/correspondence to marijuana.licensing@alaska.gov

Respectfully,
Jane Sawyer
Occupational Licensing Examiner
Alcohol and Marijuana Control Office
550 W 7th Avenue Ste. 1600
Anchorage, AK 99501
907-269-0350

From:	Jana Weltzin
To:	Marijuana Licensing (CED sponsored)
Cc:	Brenda Mills; Legal Counsel; Kalla Peacock; Jana Weltzin
Subject:	Part 2 of 2 Response to Incomplete Letter for Alaskan Grown Products, LLC License No. 20440
Date:	Friday, August 23, 2019 9:12:39 AM
Attachments:	MJ-09 20440 Retail.pdf DD Affidavit Chief Eddie Hwy 6.12.19-6.26.19.PDF Sublease fully signed w Ex A POPPP.pdf QFI LEASE WITH UCI MASTER poppp.pdf

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Hello AMCO team – please find responses to your incomplete letter below and attached:

MJ09 – revised

Publishers affidavit rerun – new affidavit attached

Sublease POPPP – the ownership of company that was the sublessor changed during the time period we submitted the original application and now, therefore the current sublessor was merged with a different company (Quick Foods, LLC) which assumed the lease, so we re-did the lease (but the start date of lease is still the same) but we revised the lease to reflect new sublessor legal entity name. there are no suite numbers, as the buildings are two separate buildings – therefore we cannot assign a suite number on the building. The sublease includes the physical address, all required warnings, and exhibit A showing the Alaskan Grown Products premises. A suite number/letter is not necessary as the ONLY use in the building is Alaska Grown Products, LLC retail license, the laundry mat and convenience store is clearly distinguishable and separate from the separate, stand alone building that the retail license is housed in.

Master Lease is attached – master landlord signed a consent to sublease in the sublease signature page stating that the master landlord consents to the Sublease – therefore, it should be sufficient to satisfy all the marijuana specific requirements of default, etc, even though not specifically codified in the master lease.

HOWEVER, if the consent is NOT sufficient, please let us know and I will have the master landlord and current sublessor sign an amendment with all the required language. Note that I am acknowledging your letter requested the default language to be in the master lease – however, I am asking you if the consent within the sublease is satisfactory for fulfilling those requirements. Please do not deem this application incomplete, as I am merely asking if what we have submitted satisfies that specific incomplete item, and if it does not, please let me know and I will obtain an amendment for the master lease.

Thank you, Jana

From: Jana Weltzin <jana@jdwcounsel.com>
Sent: Friday, August 23, 2019 8:54 AM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Jana Weltzin <jana@jdwcounsel.com>; Brenda Mills <brenda@jdwcounsel.com>; Legal Counsel <legal@jdwcounsel.com>; Kalla Peacock <alaskangrownproducts@gmail.com>

Subject: Part 1 of 1 Response to Incomplete Letter for Alaskan Grown Products, LLC License No. 20440

Thank you AMCO team for your June 6th incomplete letter – please find attached documents and responses below for this part 1 of 2 incomplete response:

MJ01: preferred main contact for email communication we would like to be alaskangrownproducts@gmail.com – this email address was obtained after the license was initiated, we would like this address to be the designated licensee main point of contact email address. (MJ01 ATTACHED)

MJ02 – diagram 1&2 – revises have been made and resubmitted. (MJ02 ATTACHED)
Diagram 3, 4, & 5 – the other building is a laundromat and convenience store. (MJ02 attached)
New MJ07 – attached
New mj08 – attached

Please confirm receipt of this email and its four attachments – you will receive part 2 of 2 shortly – thank you, jana

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