

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: 4/2/19

License #/Type: 10299

Standard Cultivation

Designated Licensee: Christina Euscher

AMCO Case#:

DBA: R.C. Tinderbox

Premises Address: 7801 King St, Anchorage, AK 99518

Mailing Address: 3601 Raspberry Road Unit 1A, Anchorage, AK 99502

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 4/2/19, R.C. Tinderbox, #10299, Standard 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.

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.

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:



Jana D. Weltzin
Licensed in Alaska & Arizona
3003 Minnesota Blvd., Suite 201
Anchorage, Alaska 99503
Phone 630-913-1113
Main Office 907-231-3750
JDW, LLC
jana@jdwcounsel.com

April 15, 2019

AMCO & Enforcement
Marijuana Control Board
Sent Via Email

Re: NOV re Outstanding Tax Liability R.C. Tinderbox License No: 10299

Dear Honorable MCB Members, Director McConnell and Enforcement Team:

This letter is in response to the Notice of Violation received via email on April 2, 2019 for License No. 10299. The violation received is regarding the past due marijuana excise tax payment to the Department of Revenue.

R.C. Tinderbox understands the severity of the past due payment, as well as the responsibility and duty, they hold as a licensed marijuana cultivation company, by ensuring all marijuana excise tax payments are paid on time in the amount due.

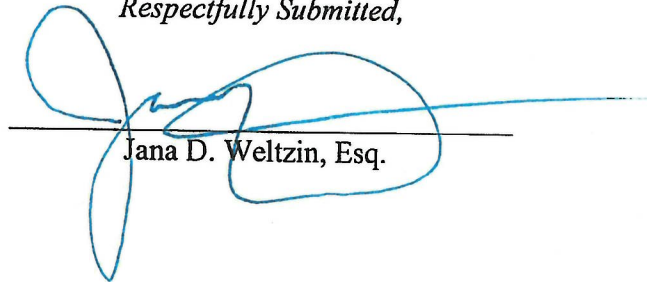
However, this above issue is becoming a common violation within the state of Alaska licensees. With the lack in capping of licenses (coupled with an inflexible minimum price floor artificially set by the excise tax), or any control imposed by the marijuana control board on the unlimited amounts of square footage licensed to grow marijuana in the state of Alaska, Alaska's marijuana supply is surely on its way to reaching oversaturation unless the Board acts to at the very least limit the square footage of cultivation space licensed moving forward. In the state of Washington, the Washington control board made a similar misstep and now businesses are failing with $\frac{1}{4}$ to $\frac{1}{3}$ of the cultivation licenses failing to renew their business licenses and therefore closed their doors and terminated their employees. Perhaps limiting each new standard grow to maximum limit of area under cultivation would allow business entrepreneurship to thrive, without plunging the price of marijuana flower and bud into commercially unfeasible levels. If the costs of creating a pound of marijuana are conservatively estimated to be \$1000.00 (electricity, water, etc.), plus \$800.00 per pound for excise tax, and the wholesale price is hovering around \$2500.00 – that only leaves \$700 of each pound sold to pay federal taxes, employees, licensing expenses, labor,

insurance, legal fees.. the list goes on. An inflexible artificial price floor, combined with lack of restraint on the square footage licensed for cultivation, will equate to the board seeing more and more of NOV's that are of this type.

Regardless of the foregoing, R.C. Tinderbox is committed to resolving this outstanding balance due to the state and will be working with the Department of Revenue to set up a payment plan in order to pay the outstanding balance as quickly as possible and stay on the right path for all future payments.

R.C. Tinderbox understands the concerns of this violation and is quickly working on the remediation of the delinquency in order to ensure it doesn't happen again. They sincerely apologize for the time and energy that Enforcement had to spend on this matter and appreciate Enforcement's continuous hard work.

Respectfully Submitted,



Jana D. Weltzin, Esq.

Notice of Violation

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Date: 6/3/19

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Standard Cultivation

Designated Licensee: Christina Euscher

AMCO Case#:

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April 15, 2019

AMCO & Enforcement
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AMCO

JUN 28 2019

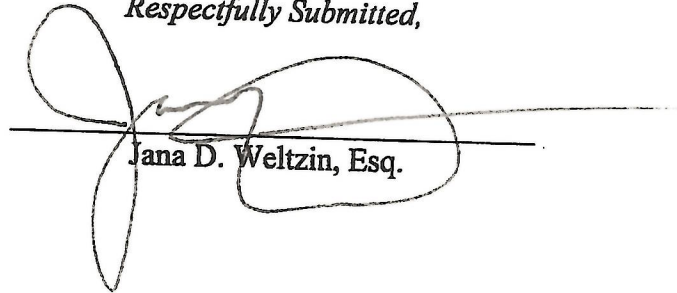
1 | Page

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Respectfully Submitted,



Jana D. Weltzin, Esq.

AMCO

JUN 28 2019



Public Notice

Application for Marijuana Establishment License

License Number: 10299

License Status: Active-Operating

License Type: Standard Marijuana Cultivation Facility

Doing Business As: R.C. TINDERBOX, LLC

Business License Number: 1031643

Email Address: elway331999@hotmail.com

Latitude, Longitude: 61.090000, -149.523800

Physical Address: 7801 King St.
Anchorage , AK 99518
UNITED STATES

Licensee #1

Type: Entity

Alaska Entity Number: 10035400

Alaska Entity Name: R.C. Tinderbox, LLC

Phone Number: 907-306-1572

Email Address: elway331999@hotmail.com

Mailing Address: 3601 Raspberry Road
Unit 1A
Anchorage , AK 99502
UNITED STATES

Entity Official #1

Type: Individual

Name: Richard Lloyd Euscher

Phone Number: 907-306-1573

Email Address: reuscher1970@gmail.com

Mailing Address: 3601 Raspberry Road
Unit 1A
Anchorage , AK 95902
UNITED STATES

Entity Official #2

Type: Individual

Name: Christina Marie Euscher

Phone Number: 907-306-1572

Email Address: elway331999@hotmail.com

Mailing Address: 3601 Raspberry Road
Unit 1A
Anchorage, AK 99502
UNITED STATES

Note: No affiliates entered for this license.

Interested persons may object to the application by submitting a written statement of reasons for the objection to their local government, the applicant, and the Alcohol & Marijuana Control Office (AMCO) not later than 30 days after the director has determined the application to be complete and has given written notice to the local government. Once an application is determined to be complete, the objection deadline and a copy of the application will be posted on AMCO's website at

<https://www.commerce.alaska.gov/web/amco>. Objections should be sent to AMCO at marijuana.licensing@alaska.gov or to 550 W 7th Ave, Suite 1600, Anchorage, AK 99501.

POSTING DATE _____



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:	R.C. TINDERBOX, LLC	License Number:	10299
License Type:	STANDARD CULTIVATION OF MARIJUANA FACILITY		
Doing Business As:	R.C. TINDERBOX, LLC		
Premises Address:	7801 KING STREET		
City:	ANCHORAGE	State:	AK
		ZIP:	99518

Section 2 – Individual Information

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

Name:	CHRISTINA M EUSCHER
Title:	MANAGING MEMBER / 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.

CE

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.

CE

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

X

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).

CE



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: 01/28/2023

Subscribed and sworn to before me this 19 day of June, 2019.

AMCO



Alaska Marijuana Control Board

Form MJ-20: Renewal Application Certifications

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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:	R.C. TWOZEBOK, LLC	License Number:	10299		
License Type:	STANDARD Cultivation of MARIJUANA				
Doing Business As:	R.C. TWOZEBOK, LLC				
Premises Address:	7801 KING STREET				
City:	ANCHORAGE	State:	AK	ZIP:	99518

Section 2 – Individual Information

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

Name:	RICHARD EUSCHER
Title:	MANAGING MEMBER / 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).



AMCO

**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.

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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

Printed name of licensee

KRISTEN ROBERSON
Notary Public
State of Alaska
My Commission Expires Jan 28, 2023

Notary Public in and for the State of AlaskaMy commission expires: 01/28/2023Subscribed and sworn to before me this 19 day of June, 2019.