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

September 27, 2019

Valley Happiness, LLC
DBA: Valley Happiness, LLC
Via email: rarmstrong@gci.net

Re: Limited Marijuana Cultivation Facility License #17612

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.**

- **Online Application**
  - There are corrections that will be required on your application submitted through MyAlaska. I have rolled your application back to New status so that you can log in through MyAlaska to make changes.
    - Charles Armstrong has been listed as an affiliate on this application, but per email correspondence he will not be involved in this establishment.
    - You listed the Gateway Community Council on the online application, but listed your Community Council as South Lakes on Form MJ-08. Please contact the Gateway Community Council to confirm whether or not this location is under their jurisdiction, and list the correct Community Council.
    - Documentation was submitted showing that your last name is Luna. Please correct this in the application.
  - Once you have made these corrections and click Submit, a new Public Notice and Advertisement Notice will be generated. Save copies of these documents for your records and other corrections.
- **MJ-01 Operating Plan**
  - Page 4, Section 3.5:
    - Please re-review 3 AAC 306.715(e) and expand on your response to indicate at what point AMCO is notified in the event of an unauthorized breach is alerted by your alarm system.
- **MJ-02 Premises Diagram**
  - The form submitted is not the current version. Please download the latest version of this form from AMCO's website to complete and resubmit.
  - Page 1, Section 1 – Establishment Information:

        - The Licensee should be listed as Valley Happiness, LLC to be consistent with the other sections of your application.
        - The Doing Business As name must include the "LLC" to be consistent with your state business license.
    - Diagram 1:
        - In color, outline and label the area that will be designated as the licensed premises for this establishment.
        - Please outline and label the restricted access areas in a different color than the one used to label the licensed premises.
        - In Section 4.1 of Form MJ-04, you identify four rooms by room numbers, #1-4. Please label each room by number on your diagram.
- **MJ-04 Cultivation Supplemental**
    - Page 2, Section 4.1:
        - Expand on your description to include the calculations used to determine the total area that will be under cultivation, such as the dimensions of any tables utilized as growing surfaces.
        - A Limited Marijuana Cultivation Facility must have **less than** five hundred square feet under cultivation.
    - Page 3, Section 4.6:
        - Please provide the EPA registration number for AzaMac Organic Crop Protectant. Note that this product must be on the Department of Environmental Conservation's list of pest control products approved for use on marijuana. This list is available online at https://dec.alaska.gov/eh/pest/cannabis-and-pesticides/.
        - The rest of your response (starting with "Upon which time the decision is made…") can be omitted.
    - Section 4.7:
        - Information regarding watering/irrigation can be moved to Section 4.8.
        - Specify in this section whether carbon dioxide supplementation will be utilized in this establishment.
    - Page 6, Section 8.2 (Sample Label):
        - There is information that you state will be included on the labels for sealed packages of marijuana that is not listed on your sample label on Page 7. Please expand on your sample label to include this information.
- **MJ-07 Public Notice Posting Affidavit**
    - Section 2 – Certifications:
        - Please provide the address of the other conspicuous location your Public Notice was posted at.
    - Due to the corrections required on the Online Application, it will be necessary to post the updated Public Notice at the proposed premises and another conspicuous location for **five** (5) days. When this is finished, complete a new MJ-07.
- **MJ-08 Local Government Notice Affidavit**
    - Section 1 – Establishment Information:
        - The Licensee line must include the LLC, to be consistent with the name of this entity.
    - Provide a copy of the corrected Public Notice to your local government and community council and complete a new MJ-08 (if you are in fact located in the jurisdiction of the South Lakes community council, still list them but state that they are inactive at this time).
- **Publisher's Affidavit**
    - Under 3 AAC 306.025(c), the newspaper advertisement period must be completed within the ninety days that you submit all application forms and fees. Because these advertisements were published more than a year ago, it will be necessary to re-advertise **once a week for three**

consecutive weeks. Afterward, provide a new affidavit from the publisher along with a copy of the ad.

- **MJ-09 Statement of Financial Interest**
  - This form was submitted for Charles Armstrong. Since he will not be affiliated with this establishment, his MJ-09 is being omitted. No corrections are needed.
- **Proof of Possession for Proposed Premises**
  - A lease must contain a disclaimer that the landlord will not take possession of or remove marijuana from the premises, and will contact AMCO for guidance if marijuana needs to be removed from the premises (such as in the event of default by the tenant). Parts of this disclaimer are present in the Landlord's Remedies section of the lease, but it needs some revisions.
- **Entity Documents**
  - A signed copy of Valley Happiness, LLC's Operating Agreement is required with your application.
  - Raquel Luna is listed as Raquel Armstrong for Valley Happiness, LLC with the Alaska Division of Corporations, Business and Professional Licensing (CBPL). Please contact CBPL to correct Raquel's last name. If it is necessary to file any paperwork with CBPL, provide AMCO with a copy that CBPL has stamped received.
- **Fingerprint Card**
  - A current fingerprint card for Raquel Luna is required.

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: rarmstrong@gci.net
Cc: Marijuana Licensing (CED sponsored)
Subject: Inquiry Regarding Valley Happiness, LLC License #17612
Date: Thursday, September 26, 2019 11:47:36 AM
Attachments: image001.png

Good morning,

I am beginning to review your application for a limited marijuana cultivation facility but have a question before proceeding. You have listed Charles Armstrong as an affiliate on your application through MyAlaska, but he does not appear to be a member or manager of Valley Happiness, LLC. In what way is he affiliated with this entity? Note that under 3 AAC 306.015(a), a person other than a licensee may not have a direct or indirect financial interest in the business for which a marijuana license is being issued.

Sincerely,

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

From: Me
To: Marijuana Licensing (CED sponsored)
Subject: Re: Inquiry Regarding Valley Happiness, LLC License #17612
Date: Friday, September 27, 2019 11:23:00 AM

Good morning,

Yes that is correct, he will not be involved in any of the operation.
Thank you, if you need anything else please let me know.

Again Thank you.
Raquel Luna

On Sep 26, 2019, at 3:57 PM, Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov> wrote:

Hello Raquel,

Thank you for your quick response, it helps to clarify things. The Affiliate section can also sometimes be confusing. Just to make sure that I am understanding correctly, Charles will not be involved in the operation of this establishment?

Sincerely,

<image001.png>

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

From: Me <rarmstrong@gci.net>
Sent: Thursday, September 26, 2019 1:15 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Subject: Re: Inquiry Regarding Valley Happiness, LLC License #17612

Good morning,

Charles and I have a business together called Fubar Equipment. We were married & have gotten divorced. We made an agreement that he would help me put the cultivation building together, and help me get it started. He would take Fubar equipment which is a heavy equipment mechanic shop, and I would have my cultivation, so we would both have our own companies. When I filled out the

application I wasn't for sure about the affiliate, and what exactly direct or indirect was, cause this was all so new to me. So because he was helping me with the building and putting it together. I put him as the affiliate and did his finger prints & financial statement. I wanted AMCO to be aware of everything so there would be no question on how it all came together. Financially the money has come from my share of Fubar Equipment. If listing him was wrong I apologize, and I can drop him as the affiliate, if need be. I am trying to do everything the right way, and be like an open book with leaving no questions. I am still in Macarthy Ak. I will be returning in about a week an half. Again I apologize if I miss understood or have made it complicated. Please let me know if you need anything else.

Thank you
Raquel Luna.

On Sep 26, 2019, at 11:47 AM, Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov> wrote:

> Good morning,
>
> I am beginning to review your application for a limited marijuana cultivation facility but have a question before proceeding. You have listed Charles Armstrong as an affiliate on your application through MyAlaska, but he does not appear to be a member or manager of Valley Happiness, LLC. In what way is he affiliated with this entity? Note that under 3 AAC 306.015(a), a person other than a licensee may not have a direct or indirect financial interest in the business for which a marijuana license is being issued.
>
> Sincerely,
>
> <image001.png>
>
> **TJ Zielinski**
> Occupational Licensing Examiner
> Alcohol & Marijuana Control Office
> 550 West 7th Avenue, Suite 1600
> Anchorage, Alaska 99501

From:	Marijuana Licensing (CED sponsored)
To:	Me
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Application - Valley Happiness, LLC License #17612
Date:	Friday, September 27, 2019 1:49:04 PM
Attachments:	17612 Incomplete Notice.pdf image001.png

Good afternoon,

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: 12/26/2019

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:	Zielinski, Anthony J (CED)
To:	Me
Cc:	Marijuana Licensing (CED sponsored)
Subject:	RE: Incomplete Application - Valley Happiness, LLC License #17612
Date:	Tuesday, November 26, 2019 3:44:09 PM
Attachments:	image001.png

Good afternoon,

I finished reviewing the corrections you submitted today. Most of your documents are now in order, but there is one detail missing from your Premises Diagrams. On the first floor document, can you show where the stairs leading up to the second floor are?

Sincerely,

TJ Zielinski

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

From: Marijuana Licensing (CED sponsored)
Sent: Friday, September 27, 2019 1:49 PM
To: Me <rarmstrong@gci.net>
Cc: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Subject: Incomplete Application - Valley Happiness, LLC License #17612

Good afternoon,

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.

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Ninety-day Due Date: 12/26/2019

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:	Me
Cc:	Marijuana Licensing (CED sponsored)
Subject:	RE: Stairs
Date:	Friday, December 27, 2019 9:03:46 AM
Attachments:	image001.png

Good morning Rachel,

Thank you for pointing that out to me, I must've missed it. That should address everything then, so I'll be sending follow up correspondence regarding your application shortly.

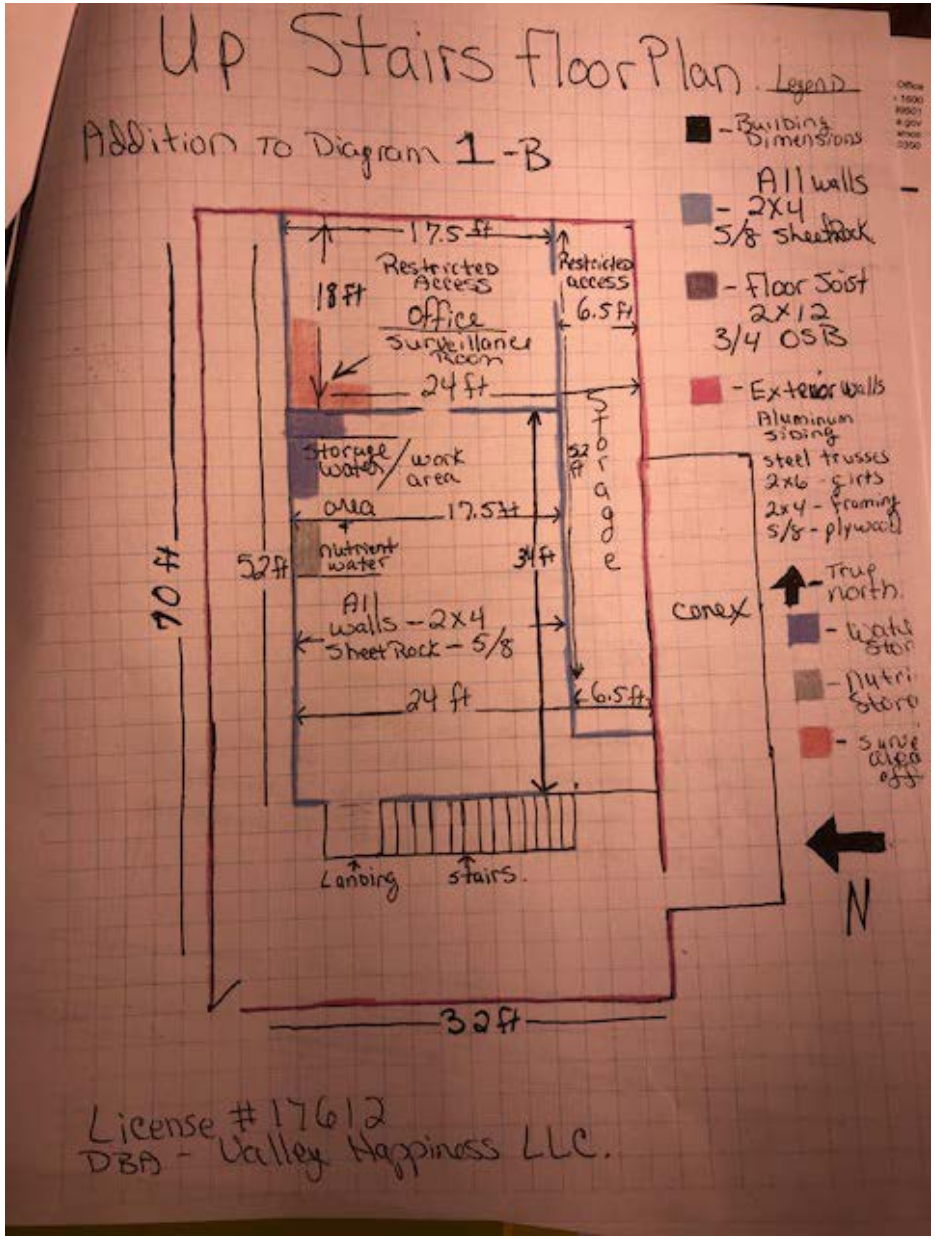
Sincerely,

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

From: Me [mailto:rarmstrong@gci.net]
Sent: Thursday, December 26, 2019 4:32 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Subject: Stairs

Tj,

In diagram 1-B that was submitted
Shows where the stairs are located on the first floor. I summited 3 diagrams label 1, 1-A, & 1-B. In diagram 1-A you see soil storage, in 1-B you see the stairs which the soil storage is under the stairs.


Up Stairs Floor Plan
Addition to Diagram 1-B
Legend
- Building Dimensions
All walls - 2X4 5/8 sheetrock
- Floor Joist 2X12 3/4 OSB
- Exterior walls
Aluminum siding
steel trusses
2x6 - girts
2x4 - framing
5/8 - plywood
True north.
- water stor
- nutri store
- surve area off
17.5 ft
Restricted Access
Office
Surveillance Room
18 ft
Restricted access
6.5 ft
24 ft
Storage water / work area
area
17.5 ft
nutrient water
52 ft
34 ft
Storage
52 ft
70 ft
All walls - 2X4 Sheet Rock - 5/8
24 ft
6.5 ft
Conex
Landing
stairs.
32 ft
N
License #17612
DBA - Valley Happiness LLC.