THE STATE of ALASKA
GOVERNOR MIKE 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

MEMORANDUM

TO: Chair and Members of the Board DATE: June 2, 2020

FROM: Glen Klinkhart, Interim Director
Marijuana Control Board

RE: Denali Grass Company #20221

Denali Grass Company, a retail marijuana store, is appealing a "Failed to Complete" determination for a transfer application under 3 AAC 306.845(a), from Susan Nowland DBA Denali Grass Company to NOMO Gold, LLC DBA Denali Grass Company. The "Failed to Complete" notice was sent according to 3 AAC 306.025(f), "When the director informs an applicant that its application is incomplete as provided in (e) of this section, the applicant must complete the application not later than 90 days after the date of the director's notice. If an applicant fails to complete its application during the 90-day period after the director's notice, the applicant must file a new application and pay a new application fee to obtain a marijuana establishment license or endorsement."

Background:

Date: January 22, 2020
- AMCO sent Incomplete Transfer Application Notice

Date: April 15, 2020
- AMCO received partial corrections, and a request for an extension to the 90-day deadline (April 21, 2020) due to difficulties in obtaining amendments to the sublease and master lease.

Date: April 16, 2020
- AMCO sent second Incomplete Transfer Application email, and denied the request for an extension, but would reconsider closer to the 90-day deadline if the application was still incomplete.

Date: April 20, 2020
- AMCO received partial corrections.

Date: April 21, 2020
- AMCO reconsidered request for an extension, which was denied; leases are still incomplete.

Date: April 22, 2020
- AMCO sent "Failed to Complete" notice per 3 AAC 306.025(f).

Date: April 22, 2020

- AMCO received partial corrections to the sublease after the 90-day deadline and after the “Failed to Complete” notice was sent.

Date: April 23, 2020

- AMCO sent correspondence that the sublease amendment would not be accepted as part of the transfer application, and that the master lease was still not submitted.

Date: April 24, 2020

- AMCO received appeal of “Failed to Complete” determination.

Date: April 29, 2020

- AMCO received master lease.

Date: April 30, 2020

- AMCO sent correspondence that the master lease amendment would not be accepted as part of the transfer application because it was beyond the 90-day deadline, but that both leases were re-reviewed based on the amendments, and the leases now had all of the required information.

The transfer application has been attached to this portfolio for reference.

Sincerely,

AMCO Staff
Alcohol & Marijuana Control Office