CORRESPONDENCE

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

July 16, 2020

Sima Enterprises, LLC
DBA: Cannabaska
Via email: smadi@cannabaska.com

Re: Retail Marijuana Store License #10236

Dear applicant,

The Alcohol and Marijuana Control Office has reviewed the documents submitted for the transfer of ownership for the 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.

- **MJ-17d Unaltered Operating Plan and/or Premises Diagram Affidavit**
  - Section 1 – Establishment Information:
    - Please correct the zip code.
- **MJ-00 Application Certifications**
  - Section 3 – Other Licenses:
    - #10236 is listed in this section, but #10254 is not.
- **MJ-08 Local Government Notice Affidavit**
  - Notice of this transfer must be given to your local government and community council within ninety days of your application entering the review queue. Because more than ninety days passed, it will be necessary to re-submit MJ-17c to your local government and community council, and complete a new MJ-08.
- **Proof of Possession for Proposed Premises**
  - Documents showing that SIma Enteprises, LLC will have right/title to this premises were not submitted with the application.
- **Entity Documents**
  - An Operating Agreement for Sima, LLC was submitted with this application. Please provide the signed Operating Agreement for Sima Enterprises, LLC.
- **Food Permit Application**
  - The food permit submitted with this application is not under Sima Enterprises, LLC.

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,
Glen Klinkhart, Interim Director
marijuana.licensing@alaska.gov

From:	Marijuana Licensing (CED sponsored)
To:	Smadi Warden
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Transfer - Cannabaska #10236
Date:	Thursday, July 16, 2020 9:43:20 AM
Attachments:	10236 Incomplete Transfer Notice.pdf image001.png

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Good morning,

I have reviewed your application for transfer of 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: 10/14/2020

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:	Brenda Butler
Cc:	Marijuana Licensing (CED sponsored); Smadi Warden; Jana Weltzin; Legal Counsel
Subject:	RE: Transfer Incomplete - Sima Enterprises, LLC DBA Cannabaska License #10236
Date:	Wednesday, July 29, 2020 10:30:12 AM
Attachments:	image001.png

Good morning,

Received, although there are additional documents required. In the attached response letter, the item under "Food Permit Application" states "AMCO requires a valid food permit for all transfer applications, we submitted the current food permit to fulfill this requirement. We cannot submit a food permit for Sima Enterprises, LLC as the transfer has not been approved, it seems unnecessary to transfer the AHD food permit to a licensee that is not approved. Upon approval of the transfer application, we will contact AHD and have the valid food permit transferred to the Sima Enterprises, LLC and provide AMCO with a copy."

Applications for a new or transfer retail marijuana store license do not specifically require an active food permit, but they do require an active application for a food permit under 3 AAC 306.315(1), so an application to transfer the food permit would also fulfill this requirement.

Sincerely,

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

From: Brenda Butler [mailto:brenda@jdwcounsel.com]
Sent: Tuesday, July 28, 2020 10:13 AM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Smadi Warden <smadi@cannabaska.com>; Jana Weltzin <jana@jdwcounsel.com>; Legal Counsel <legal@jdwcounsel.com>
Subject: Transfer Incomplete - Sima Enterprises, LLC DBA Cannabaska License #10236

Good Morning AMCO,

Please find the attached JDW Response letter, MJ-17d, MJ-00, new MJ-08, POPPP and Signed Operating Agreement for SIma Enterprises, LLC.

Please let us know if there is anything else required to deem this transfer application complete.

Thank you.

--

*** Please REPLY ALL when responding to this Email***

Brenda Butler
JDW, LLC
Paralegal
& Accounts Payable/Receivable
901 Photo Ave
Anchorage, Alaska 99503
907-231-3750
brenda@jdwcounsel.com
info@jdwcounsel.com

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From:	Marijuana Licensing (CED sponsored)
To:	Brenda Butler; Marijuana Licensing (CED sponsored)
Cc:	Smadi Warden; Jana Weltzin; Legal Counsel
Subject:	RE: Transfer Incomplete - Sima Enterprises, LLC DBA Cannabaska License #10236
Date:	Thursday, July 30, 2020 1:49:46 PM
Attachments:	Sima, LLC Sublease.pdf image001.png

Good afternoon,

Thank you, I have received and reviewed the attached corrections. Nearly all of them have been made, but can you verify that you submitted the correct sublease? The subtenant is not the transferee, it is for a different unit, it will take effect on 8/1/2020 which would infringe upon the transferor's sole right to possession of the premises, and the master landlord named in the sublease is not the same entity that was identified in the main lease previously submitted. Please see attached.

Sincerely,

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

From: Brenda Butler [mailto:brenda@jdwcounsel.com]
Sent: Thursday, July 30, 2020 11:13 AM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Cc: Smadi Warden <smadi@cannabaska.com>; Jana Weltzin <jana@jdwcounsel.com>; Legal Counsel <legal@jdwcounsel.com>
Subject: Re: Transfer Incomplete - Sima Enterprises, LLC DBA Cannabaska License #10236

Good Morning TJ,

Please find the attached Health Permit application and communication that the Food Permit has successfully been updated to reflect the change in ownership.

Please let us know if there is anything else required to deem this transfer application complete.

Thank you!

On Wed, Jul 29, 2020 at 10:30 AM Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov> wrote:

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