



THE STATE
of **ALASKA**
GOVERNOR MIKE 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

MEMORANDUM

TO: Chair and Members of the Board DATE: October 6, 2020
FROM: Glen Klinkhart, Interim Director RE: Green Degree #10170
Marijuana Control Board

This is a renewal application for a Limited Marijuana Cultivation Facility in the Matanuska-Susitna Borough, by Coman Farming Corporation DBA Green Degree.

Local Government Protest: No
LG Protest Period Ends: 10/30/2020
Objection(s) Received/Date: No
Notice of Violation(s): Yes
MJ-17a Temp Ownership Change Report: No
Staff questions for Board: None

Alcohol & Marijuana Control Office

Initiating License Application

6/25/2020 12:39:26 PM

License Number: 10170**License Status:** Active-Operating**License Type:** Limited Marijuana Cultivation Facility**Doing Business As:** GREEN DEGREE**Business License Number:** 1033384**Designated Licensee:** Kerby Coman**Email Address:** kerby@greendegree.net**Local Government:** Matanuska-Susitna Borough**Local Government 2:****Community Council:** Knik-Fairview**Latitude, Longitude:** 61.556770, -149.485300**Physical Address:** 2301 South Knik Goose-Bay Road #1
Wasilla, AK 99654
UNITED STATES**Licensee #1****Type:** Entity**Alaska Entity Number:** 10036452**Alaska Entity Name:** Coman Farming Corporation**Phone Number:** 907-884-3153**Email Address:** kerby@greendegree.net**Mailing Address:** 124 W Swanson Ave
Wasilla, AK 99654
UNITED STATES**Entity Official #1****Type:** Individual**Name:** Kerby Coman**Phone Number:** 907-884-3153**Email Address:** kerby@greendegree.net**Mailing Address:** 124 W Swanson Ave
Wasilla, AK 99654
UNITED STATES**Note:** No affiliates entered for this license.

Advisory Notice

(3AAC 306.805)

Date:

Licensee:

DBA:

License #/Type:

Address:

This is a notice to you as licensee that an incident has occurred or a defect is noted that could result in a violation of a statute, regulation or municipal ordinance.

Note: This is not an accusation or a criminal complaint.

Issuing Investigator:

SIGNATURE:

J.R. Hamilton

Delivered VIA:

Received by:

SIGNATURE:

Date:

Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 7/23/19

Licensee: Kerby Coman

DBA: Green Degree

License #/Type: 10170 Limited Marijuana Cultivation Facilities

Address: 2301 South Knik-Goose Bay Road#1, Wasilla, AK

AMCO Case #: AM19-1139

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.

On 6-20-19, I spoke with your on-duty manager about adding another camera to your rear exit so that 180 degrees could be observed. We agreed that two weeks was a reasonable amount of time to install the camera and if there were any issues about doing it, to contact AMCO. On 7-10-19, you were issued an advisory notice because a camera had not been added. As of 7-22-19, you still have not contacted AMCO if you have an issue with the requirement or installed a new camera.

Your attention is directed to 3AAC 306.720: Video surveillance, which in part reads (b) At a marijuana establishment, a required video camera must be placed in a way that produces a clear view adequate to identify any individual inside the licensed premises, or within 20 feet of each entrance to the licensed premises. Both the interior and exterior of each entrance to the facility must be recorded by a video.

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 of Violation. A licensee may respond, either orally or in writing to the Notice. 3 AAC 306.810 (2)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation, to correct any defect that is the subject of the notice of violation of AS 17.8 or this chapter.

IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.

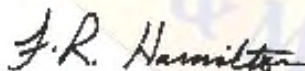
***Please send your response to the address below and include your marijuana license number in your response.**

Alcohol & Marijuana Control Office
ATTN: Enforcement
550 W. 7th Ave, Suite 1600
Anchorage, Alaska 99501
amco.enforcement@alaska.gov

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

Apparently, we received an NOV (attached) on 7/23/19 that I was not even aware of until just recently on 8/26/20 when I was contacted in a Incomplete Renewal Notice (attached) by the licensing dept for my renewal of license #10170 telling that I had an error on my MJ-20 informing me that I did not disclose this NOV. I had no previous knowledge of this NOV at all, I had to ask the licensing staff to send me a copy of the NOV as it is something I had never seen. As a result, I never had the opportunity to respond to this NOV as I never received a NOV from enforcement. I checked all possible email inbox's, I never received anything in the mail, and I never received a phone call informing me that we had received a NOV. If I had I definitely would have responded and requested to be heard by the board regarding this NOV.

This NOV was issued due to what appears to be failure to respond to a request by an enforcement officer to have another camera installed at our back door, please keep in mind this request came after we had already been operating with the same camera setup and premises layout for over a year that enforcement inspected and approved prior to us receiving our license. Nothing had changed with our license aside from the request by enforcement to install another camera to better capture the area outside our back door to the facility.

On 6/20/19 I was contacted by Katie Thomas the store manager that received the request by enforcement to install another camera. She did mention that the enforcement officer requested us to install another camera, but she did not tell me the officer put a 2-week timeline on it. Please note that I didn't receive any direct communication about this issue from enforcement until I received a phone call on 7/9/19 from an enforcement officer asking me if we had installed a camera yet. I informed the officer that we had not yet been able to install another camera but we were working on it, as our DVR was maxed out on channels, meaning our recording equipment didn't have the room for another camera, but that we ordered another camera that would record on a separate DVR and we would get the camera installed as soon as possible.

The next day on 7/10/19 we received an Advisory Notice (attached) informing us that we had until 7/18/19 to get the camera installed. I did not contact the AMCO office as I did not foresee any issues with us getting the camera operating before 7/18/19 as it was in route. The camera was installed the day we received it in the mail. I do not recall what the exact date of installation was although I believe it was before 7/18/19.

I am requesting that this NOV be expunged for a few reasons that are given above but the biggest reason being that I never received an NOV from enforcement on this issue.



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:	Coman Farming Corporation	License Number:	10170		
License Type:	Limited Marijuana Cultivation Facility				
Doing Business As:	GREEN DEGREE				
Premises Address:	2301 South Knik-Goose Bay Rd #1				
City:	Wasilla	State:	Alaska	ZIP:	99654

Section 2 – Individual Information

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

Name:	Kerby Coman
Title:	Shareholder, President, CEO

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 to this license between July 1, 2019 and June 30, 2020.

☐

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).

☒



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

Kerby Coman

Printed name of licensee

Notary Public in and for the State of Alaska

My commission expires:

1/22/2024

Subscribed and sworn to before me this 29 day of JUNE, 2020

