THE STATE of ALASKA
GOVERNOR MICHAEL J. DUNLEAVY

**Department of Commerce, Community, and Economic Development**

ALCOHOL & MARIJUANA CONTROL OFFICE

550 West Seventh Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

# MEMORANDUM

This is an application for a Retail Marijuana Facility in NO LGB for Kerbys Corporation, by Tl'oh Suu by Green Degree

Date Application Initiated: 06/20/2020

Objection Period Ends: 3/5//2021

Date Under Review Queue: 08/31/2020

Incomplete Letter(s) Date: 01/08/21; 1/21/21; 1/22/21

Date Final Corrections Submitted: 2/3/21

Determined Complete/Notices Sent: 2/3/21

Local Government Response/Date: No LGB
Due to lack of Local Governing Body within 50 miles of this facility, the licensee completed a petition in compliance with 3 AAC 306.030. There are 70 residents within the 5-mile radius of the potential licensed premises. 60 residents signed the petition and marked the box indicating they approved of the new Retail Marijuana Facility. 51 of those signatures were acceptable, with a total approval percentage of 72.40% which exceeds the regulatory requirement of two-thirds (66%).

DEC Response/Date: 2/10/21 Compliant

Fire Marshal Response/Date: 3/1/21 Compliant

Background check status: passed in 2020

Objection(s) Received/Date:

Other Public Comments Received:

Staff Questions/Issues for Board:
Public Notice- In lieu of the standard public notice, the licensee mailed the public notice to each resident of Northway, Alaska, which is the closest town to the facility.

See Attachment: Public Notice for MCB review.

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Alcohol and Marijuana Control Office

550 W. 7th Ave Suite 1600
Anchorage, Alaska 99501
Main: 907.269-0350
Commerce.alaska.gov/web/amco

April 21st, 2021

Marijuana Control Board
550 W. 7th Ave, Suite 1600
Anchorage, AK 99501

The information below is as of 10 April 2021. It includes taxes due for tax periods 2017 through 2021.

Coman Farming has no outstanding balances on its marijuana tax account. Coman Farming owes a total of $1,644.28. Of that amount $1,392.80 are penalties and $251.48 is interest. This corporate income taxes are for 2018.

HNP, Inc. has no outstanding balances on its marijuana and corporate income tax accounts.

HMP, Inc. has an outstanding balance on its marijuana tax account for October and November 2020 which totals $84,425.64. Of that, $65,343.63 is for tax, $17,751.82 is for penalties and $1,330.19 is interest. For 2028 and 2019, HMP, Inc. has an outstanding balance on its corporate income tax of $170,314.11. Of amount is $116,879.24 for tax, $43,235.29 for penalties, $10,199.58 for interest. HMP, Inc. has not filed a 2017 corporate income tax return for 2017.

HMP, Inc. entered into an informal payment agreement with the Department of Revenue on 4 January 2021 for the balances outlined above. Under the agreement, HMP, Inc. must make a minimum payment of $15,143.17 by the 15th day of each month (twelve months total), with the first payment due 15 January 2021. HMP, Inc. has made the monthly payments due to date.

HMP, Inc. has an outstanding balance of $54,497.56. Of this $51,088.22 is for tax, $5,108.82 is for penalties, $300.52 interest on its marijuana tax account for January 2021. HMP, Inc. also has an outstanding balance of $37,161.77. Of this $35,351.57 is tax, $1,767.58 penalties, and $42.62 interest on its marijuana tax account for February 2021. Neither of these balances are included in the payment plan. The January 2021 balance was due before the March 2021 meeting.

At the time of the March 2021 Marijuana Control Board meeting, Coman Farming and HMP Inc. are not current with their taxes.

On 4-9-21 Kerby Coman surrendered license #12022, HMP, Inc., dba: Green Degree, to the AMCO Enforcement Office. An inspection has yet to be scheduled.

Kerby Coman did make his scheduled tax payment for April 15th.

Sincerely,

Joe R. Hamilton
Investigator

Cc: James Hoelscher, Enforcement Supervisor
Glen Klinkhart, AMCO Director