CORRESPONDENCE

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

September 28, 2021

Kade Chace Spurgeon; Rebecca Sue Spurgeon; Jesse Lee Spurgeon
DBA: Back Alley Vapes
Via email: backalleyvapesak@gmail.com

Re: Retail Marijuana Store license #28917

Dear applicant,

AMCO 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.**

- **MJ-01 Operating Plan**
  Page 2, 3.2:
  - Please re-review 3 AAC 306.710(b) and expand upon your answer in this box describing how you will meet the licensee/employee/agent vs visitor ratio allowed.
  - This is just a FYI: the information that must be logged on the visitor's log is outlined on 3 AAC 306.755(a)(6). Make sure your log includes that information

- **MJ-02 Premises Diagram**
  - Diagram 1:
    - If I understand this diagram correctly, the breakroom is accessed only via the surveillance room, right?.
    - On this diagram
      - the bathroom may not be restricted access area, so unmark it as a restricted access area;
      - surveillance room should be a restricted access area; the safe may be unlabeled if you prefer;
      - where will your storage of product be? Show it on your diagram;
      - the counters should be marked/labeled as restricted access area;
      - if you have any questions about this, call me.
  - Diagram 2:
    - Read my section about the proof of possession for the proposed licensed premises below. This diagram might change depending on what you do there.

        - What are the other suites used for? I know you state "no business or license" but are they just empty suites?

- **Proof of Possession**
    - Jesse and Rebecca, the Deed of Trust submitted is not sufficient to show that Jesse, Rebecca, and Kaden all as partners have right to possession of the proposed licensed premises. I suggest a legally binding lease (I'm not telling what to do, that's what most people would do, consult an attorney if unsure) where all of you as applicants are the lessees/tenants of the proposed licensed premises.
    - A lease must have a disclaimer that the landlord/lessor may not take possession of or remove marijuana or marijuana product from the licensed premises, and that AMCO will be contacted. This is usually under the Default section of the lease.

- **Applicant's Residency**
  Kaden Spurgeon, please contact the Permanent Fund Dividend office and make sure your eligible for the PFD for 2021; let me know when you have done so. If you have further questions regarding this specific request, please call me.

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. That deadline is December 27, 2021.

Respectfully,

Jane P. Sawyer, Regulations Specialist
For,
Glen Klinkhart, Director
marijuana.licensing@alaska.gov