Notice of Violation

Email

(3AAC 306.805)
This form, all information provided and responses are public documents per Alaska Public Records Act AS 40.25

Date: 6/23/21

License #/Type: 10025 Standard Cultivation

Designated Licensee: Marius Yinh

AMCO Case#:

DBA: Moose Garden LLC

Premises Address: 32273 Old Nash Rd. Seward, AK 99664

Mailing Address: PO Box 190856 Anchorage, AK 99508

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.

As of 6/16/21, Moose Garden LLC, 10025, Standard Cultivation, you were delinquent on your marijuana excise tax liability.

You have 30 days to resolve this matter with the Department of Revenue. If the delinquency is not resolved, an accusation may be brought to the Marijuana Control Board.

Your attention is directed to: AS 17.38.010(b)(2) legitimate, taxpaying business people, and not criminal actors, will conduct sales of marijuana; 3 AAC 306.480. Marijuana tax to be paid; 3 AAC 306.810. Suspension or revocation of license; AS 43.61.030(b). Marijuana cultivation facility fails to pay tax; AS 43.05.230(e) DOR can publish list of taxpayer(s) who failed to pay their taxes.; 15 AAC 61.020. License revocation and suspension.

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. A licensee may respond, either orally or in writing, to the Notice.

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 Establishment 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: J. Hoelscher

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Email

Date:

Davies, Jason M (CED)

From: Moose Garden <moosegardenak@gmail.com>
Sent: Wednesday, June 30, 2021 9:41 AM
To: Davies, Jason M (CED)
Subject: Re: NOV Delinquency in Tax 10025
Attachments: image001.png; Screenshot_20210630-093722_Chrome.jpg

Categories: CHECK BACK AND COMPLETE

Hello Mr. Davies,

Attached is a screenshot of my Tax from
today. Now, that im update will my renewal application be completed?

Thank you

If you have any questions please contact me at 561-632-9213

Marius Yinh
Owner
Moose Garden License #10025

On Wed, Jun 23, 2021, 09:01 Davies, Jason M (CED) <jason.davies@alaska.gov> wrote:

Hello-

Attached to this email is a notice of violation(s). You have 30 days to resolve this matter with the Department of Revenue. If the delinquency is not resolved, an accusation may be brought to the Marijuana Control Board. **AMCO Enforcement must receive a notification from the Department of Revenue to rescind this notice of violation.**

NOTE: You must provide proof that,

1. **You are in a payment plan with the Department of Revenue regarding your most current violation.**

   OR

2. **Copy of receipt or screenshot of your department of revenue account that shows your taxes are at a zero balance.**

Please only reply to this email with one of the two request above.

Questions or concerns should be forwarded to amco.enforcement@alaska.gov.

Thank you,

Jason M. Davies
Criminal Justice Technician II

AMCO Enforcement
Alcohol & Marijuana Control Office
550 W. 7th Ave, Suite 1600

Anchorage, AK 99501
Office (907) 754-3410
jason.davies@alaska.gov

09:37

online–tax.alaska.gov/ATP/We

KA (Deg Xinag) "Hello, how are you?" myAlaska Departments State Employees

aska Department of Revenue - Tax Division
venue Online

Log Off

If you have questions concerning your Account Balance(s), please call 907-465-2385 or 907-465-2321.
If you need help with or have questions about Revenue Online please call 907-269-0041.

MARIJUANA TAX

Federal Employer Id	[redacted]
Monthly	MRT-10118101-004
My Balance	$ -311.91
Pending	$0.00
Effective Balance	$ -311.91
Payment Source	Setup

NAMES AND ADDRESSES

DBA Name	MOOSE GARDEN
Legal Name	MOOSE GARDEN, LLC
Location Address	32273 OLD NASH RD SEWARD AK
Mailing Address	PO BOX 724 SEWARD AK 99664-07

I WANT TO...

View My Profile
Make a Payment
View My Payments
Amend a Return

PERIODS | HISTORY | MESSAGES[16] | LETTERS[7]

ALL PERIODS

PERIODS FROM 30-JUN-2019 Change Date | Filter

Period	Return Status			Tax	Penalty	Interest	Other	Credits	Balance	Messages
30-Jun-2021	Not Filed		Pay	0.00	0.00	0.00	0.00	0.00	0.00	
31-May-2021	Ontime-Processe	View Return	Pay	2,935.75	0.00	0.00	0.00	3,000.00	-64.25	
30-Apr-2021	Late-Processed	View Return	Pay	20,129.24	605.08	45.59	0.00	21,027.57	-247.66	
31-Mar-2021	Ontime-Processe	View Return	Pay	0.00	0.00	0.00	0.00	0.00	0.00	
28-Feb-2021	Ontime-Processe	View Return	Pay	3,377.31	0.00	0.00	0.00	3,377.31	0.00	
31-Jan-2021	Ontime-Processe	View Return	Pay	2,783.22	0.00	0.00	0.00	2,783.22	0.00	
31-Dec-2020	Ontime-Processe	View Return	Pay	1,266.65	0.00	0.00	0.00	1,266.65	0.00	
30-Nov-2020	Ontime-Processe	View Return	Pay	7,465.25	0.00	0.00	0.00	7,465.25	0.00	
31-Oct-2020	Ontime-Processe	View Return	Pay	6,750.87	0.00	0.00	0.00	6,750.87	0.00	
30-Sep-2020	Ontime-Processe	View Return	Pay	10,951.70	0.00	0.00	0.00	10,951.70	0.00	
31-Aug-2020	Ontime-Processe	View Return	Pay	9,714.80	0.00	0.00	0.00	9,714.80	0.00	
31-Jul-2020	Ontime-Processe	View Return	Pay	4,780.66	0.00	0.00	0.00	4,780.66	0.00	
30-Jun-2020	Ontime-Processe	View Return	Pay	7,281.15	0.00	0.00	0.00	7,281.15	0.00	
31-May-2020	Ontime-Processe	View Return	Pay	3,881.90	0.00	0.00	0.00	3,881.90	0.00	
30-Apr-2020	Ontime-Processe	View Return	Pay	5,488.41	0.00	0.00	0.00	5,488.41	0.00	
31-Mar-2020	Ontime-Processe	View Return	Pay	2,042.20	0.00	0.00	0.00	2,042.20	0.00	
29-Feb-2020	Ontime-Processe	View Return	Pay	2,032.01	0.00	0.00	0.00	2,032.01	0.00	
31-Jan-2020	Ontime-Processe	View Return	Pay	4,691.31	0.00	0.00	0.00	4,691.31	0.00	
31-Dec-2019	Ontime-Processe	View Return	Pay	6,772.00	0.00	0.00	0.00	6,772.00	0.00	
30-Nov-2019	Ontime-Processe	View Return	Pay	13,376.48	0.00	0.00	0.00	13,376.48	0.00	
31-Oct-2019	Ontime-Processe	View Return	Pay	14,954.39	0.00	0.00	0.00	14,954.39	0.00	
30-Sep-2019	Ontime-Processe	View Return	Pay	6,770.25	0.00	0.00	0.00	6,770.25	0.00	
31-Aug-2019	Ontime-Processe	View Return	Pay	14,648.15	0.00	0.00	0.00	14,648.15	0.00	
31-Jul-2019	Ontime-Processe	View Return	Pay	5,391.62	0.00	0.00	0.00	5,391.62	0.00	

24 Rows

*** - To increase font size adjust your browser zoom settings**

Warning: As a security feature, this application will time out after 20 minutes of inactivity. Your information will NOT be saved after this time out.

Tax Home Revenue Contact Us

State of Alaska myAlaska Departments State Employees

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Moose Garden LLC
PO Box 724
Seward, Alaska 99664

To Whom it May Concern with AMCO,

On June 16, 2021 Moose Garden LLC submitted a renewal of license. On June 23, 2021 Moose Garden received a NOV for late payment on taxes for the month of April, 2021. The taxes were all paid in full on June 24, 2021 for April and May. The payment was late due several of the A/C units had stopped working and I was having water issues. During this time period A/C workers were coming back and forth to Seward from Anchorage and I was unable to drive into Anchorage until the work was completed along with trying to maintain my crop from dying. My wife, being an RN at the hospital was unable to drive down to pick up the payment as well due to a shortage of providers.
We have never been late on taxes or missed a payment since we opened Moose Garden LLC in July of 2019. This was a one time event of being late and will not happen again.

Sincerely,

Marius Yinh, Owner
Moose Garden LLC
Lic # 10025

AMCO
AUG 27 2021

Alaska Department of Revenue - Tax Division
Revenue Online

IMPORTANT: To Edit a Previously Saved Request, Select the "Change" Tab Below This Banner

MARIJUANA TAX RETURN

Federal Employer Id	:	**-***4530
Name	:	MOOSE GARDEN, LLC
Marijuana Tax	:	10025
Period	:	30-Apr-2021
Due	:	01-Jun-2021
Received	:	24-Jun-2021
Status	:	Late-Processed
Confirmation #	:	0-424-464-384

1. Taxpayer Information

TAXPAYER INFORMATION

Id	Federal Employer Id	[redacted]4530		
Alaska Business License #	2083439			
Marijuana License Type	Cultivation Facility			
Marijuana License #	10025			
Legal Name	MOOSE GARDEN, LLC			
Business Name	MOOSE GARDEN			
Mailing Address	PO BOX 724			
	Street 2	*Unit Type*	*Unit*	
	SEWARD	ALASKA	99664-0724	
	Foreign Country ☐	USA		
Contact	OWNER			
	Business Owner	MARIUS YINH		
	MOOSEGARDENAK@GMAIL.COM			
	Phone Type	Area Code	Phone Number	Extension
Telephone Number	Business Phone	(561)	632-9213	
	Mobile	(561)	632-9213	

Previous Next

Warning: As a security feature, this application will time out after 20 minutes of inactivity. Your information will NOT be saved after this time out.

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AMCO
AUG 27 2021

Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
Anchorage, AK 99501
marijuana.licensing@alaska.gov
https://www.commerce.alaska.gov/web/amco
Phone: 907.269.0350

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:	Moose Garden LLC	**License Number:**	10025		
License Type:	Standard Marijuana Cultivation				
Doing Business As:	Moose Garden LLC				
Premises Address:	32273 Old Nash Rd				
City:	Seward	**State:**	AK	**ZIP:**	99664

Section 2 – Individual Information

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

Name:	Marius Yinh
Title:	Owner

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, 2020 and June 30, 2021. [ ]

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). [ ]

AMCO
AUG 27 2021

Alaska Marijuana Control Board

Form MJ-20: Renewal Application Certifications

Section 4 – Certifications & Waiver

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. [ ]

I, Marius Yinh, hereby waive my confidentiality rights under AS 43.05.230(a) and authorize the State of Alaska, Department of Revenue to disclose any and all tax information regarding this marijuana license to the Alcohol and Marijuana Control Office (AMCO) upon formal request as part of any official investigation as long as I hold, solely, or together with other parties, this marijuana license. [ ]

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

Printed name of licensee: Marius Yinh

Notary Public in and for the State of Alaska: Patricia A. Graika

My commission expires: 10/24/21

Subscribed and sworn to before me this 27th day of August, 2021.

PATRICIA A. GRAIKA
My Commission Expires
NOTARY PUBLIC
Oct. 24, 2021
STATE OF ALASKA

AMCO
AUG 27 2021

License #_____

Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
Anchorage, AK 99501
marijuana.licensing@alaska.gov
https://www.commerce.alaska.gov/web/amco
Phone: 907.269.0350

Alaska Marijuana Control Board

Form MJ-20: Renewal Application Certifications

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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:	Moose Garden LLC	**License Number:**	10025		
License Type:	Standard Marijuana Cultivation Facility				
Doing Business As:	Moose Garden LLC				
Premises Address:	32273 Old Nash Rd				
City:	Seward	**State:**	AK	**ZIP:**	99664

Section 2 – Individual Information

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

Name:	Angelink
Title:	Owner / President

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. [AY]

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. [AY]

I certify that a notice of violation has **not** been issued to this license between July 1, 2020 and June 30, 2021. [~~AY~~ AY]

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). [N/A]

AMCO

AMCO JUN 16 2021

AUG 27 2021

Alaska Marijuana Control Board

Form MJ-20: Renewal Application Certifications

Section 4 – Certifications & Waiver

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. [AY]

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. [AY]

I certify that this establishment complies with any applicable health, fire, safety, or tax statute, ordinance, regulation, or other law in the state. [AY]

I certify that the license is operated in accordance with the operating plan currently approved by the Marijuana Control Board. [AY]

I certify that I am operating in compliance with the Alaska Department of Labor and Workforce Development's laws and requirements pertaining to employees. [AY]

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. [AY]

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. [AY]

I, Angela Yinh, hereby waive my confidentiality rights under AS 43.05.230(a) and authorize the State of Alaska, Department of Revenue to disclose any and all tax information regarding this marijuana license to the Alcohol and Marijuana Control Office (AMCO) upon formal request as part of any official investigation as long as I hold, solely, or together with other parties, this marijuana license. [ ]

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.

A Yinh
Signature of licensee

Angela Yinh
Printed name of licensee

PATRICIA A. GRAIKA
My Commission Expires
NOTARY PUBLIC
Oct. 24, 2021
STATE OF ALASKA

Patricia A Graika
Notary Public in and for the State of Alaska

My commission expires: 10/24/21

Subscribed and sworn to before me this 4th day of June, 2021.

AMCO
AUG 27 2021

AMCO
JUN 16 2021