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: 2/12/21 License #/Type: 11304 Marijuana Product Manufacturing Facililty

Licensee: Tina Yi, YNY Investment, LLC Address: 2429 E. 88th Ave, Anchorage, AK

DBA: Hollyweed 907 AMCO Case #: 21-0171

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.

You have unapproved changes of ownership. Details are as follows:

Hyon Yun removed. Skylimit08, LLC was previously 25% member, now a 50% member.

CBPL was notified on 10-7-20
AMCO discovered the change on 2-10-21

Your attention is directed to 3AAC 306.040: Ownership change

Please direct any questions regarding this notice to marijuana.licensing@alaska.gov

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: F.R. Hamilton SIGNATURE:

Delivered VIA: Email Date:

updated 2/8/21 Tracking #: E-mail

JDW
COUNSEL
ALIGNED FOR EXCELLENCE

Jana D. Weltzin
Licensed in Alaska & Arizona
901 Photo Ave, Second Floor
Anchorage, Alaska 99503
Phone 907-231-3750
JDW, LLC
jana@jdwcounsel.com

February 16, 2021

Re: Notice of Violation, AMCO Case # 20-0171

Dear AMCO Enforcement,

This letter is in response to the Notice of Violation for License #11304 dated February 12, 2021.

An Ownership Change (MJ-17) had been filed for this license, but when the 2021 Biennial Report was filed for YNY Investment, Hyon Yun was removed as an entity official and her ownership percentage was allocated to Skylimit08, LLC which reflects the submitted MJ-17. YNY Investment did not realize that this would result in an unapproved change of ownership. The licensees' primary language is not English, which resulted in a misunderstanding when filing the 2021 Biennial Report. As soon as this NOV was received a Notice of Change of Officials was prepared and will be promptly filed with the Department of Commerce, Community, and Economic Development Division of Corporations, Business and Professional Licensing, adding Hyon Yun and her ownership percentage back to YNY Investment, LLC and changing Skylimit08, LLC ownership back to its original 25%.

YNY Investment, LLC prides themselves on running compliant licenses and never intended to bend or break any regulation in 3AAC. They do appreciate the learning experience and Investigator Hamilton's commitment to ensuring licensees follow the regulations and thank Enforcement for their continued efforts keeping this Industry tightly and safely regulated. They worked diligently to resolve the issue at hand and now have a clearer understanding of the error that occurred. The licensees are committed to staying compliant with current regulations and apologize for the mistake regarding the change of ownership.

Truly and Sincerely Yours,

Jana D. Weltzin, *Esq.*

Received by AMCO 6.7.21

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:	YNY Investment, LLC	**License Number:**	11304		
License Type:	Marijuana Product Manufacturing Facility				
Doing Business As:	Higher Altitude Manufacturing				
Premises Address:	2429 E. 88th Avenue				
City:	Anchorage	**State:**	Alaska	**ZIP:**	99507

Section 2 – Individual Information

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

Name:	Eun Lee (100% Member of Skylimit08, LLC)
Title:	Member

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. EJL

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. EJL

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). EJL

Received by AMCO 6.7.21

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. EL

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. EL

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

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

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

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. EL

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. EL

I, Eun Lee, 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. EL

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

Notary Public in and for the State of Alaska

Eun Lee

Printed name of licensee

My commission expires: 12/21/2023

Subscribed and sworn to before me this 2nd day of June, 2021.

STATE OF ALASKA
NOTARY PUBLIC
Miguel De Marzo
My Commission Expires: December 21, 2023

Received by AMCO 6.7.21

Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
Anchorage, AK 99501
marijuana.licensing@alaska.gov
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License Type:	Marijuana Product Manufacturing Facility				
Doing Business As:	Higher Altitude Manufacturing				
Premises Address:	2429 E. 88th Avenue				
City:	Anchorage	**State:**	Alaska	**ZIP:**	99507

Section 2 – Individual Information

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

Name:	Tina Yi
Title:	Member

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. [TY]

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. [TY]

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

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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. [TY]

I, Tina Yi, 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. [TY]

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

STATE OF ALASKA
NOTARY PUBLIC
Mercedes Curran
My Commission Expires Dec 20, 2023

Notary Public in and for the State of Alaska

Tina Yi

Printed name of licensee

My commission expires: 12/20/2023

Subscribed and sworn to before me this 27th day of May, 20 21.

Received by AMCO 6.7.21