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: 2022-2023 Renewal Application Certifications

Why is this form needed?

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 Anchorage 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:	KBR, LLC.	**License Number:**	11649		
License Type:	Standard Marijuana Cultivation Facility				
Doing Business As:	K Beach Reef				
Premises Address:	42106 Kalifornsky Beach Rd, (Two story building on NW corner)				
City:	Soldotna	**State:**	AK	**ZIP:**	99669

Section 2 – Individual Information

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

Name:	Marc Theiler
Title:	Managing 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. MT

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. MT

I certify that a notice of violation has **not** been issued for this license between July 1, 2021 and June 30, 2022. ☐

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
JUN 10 2022

Alaska Marijuana Control Board

Form MJ-20: 2022-2023 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. MT

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. MT

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

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

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

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. MT

By initialing this box, I certify I have submitted an original fingerprint card and the applicable fees to AMCO for AMCO to obtain criminal justice information and a national criminal history record required by AS 17.38.200 and 3 AAC 306.035(d). If I have multiple marijuana licenses being renewed, I understand one fingerprint card and fee will suffice for all marijuana licenses being renewed. MT

If multiple licenses are held, list all license numbers below:

1. **Red Run Cannabis Company (#10056), 3. Red Run Cannabis Cultivators (#10052),**
2. **Red Run Cannabis Cultivators (#19352), 4. K Beach Reef (#15916)**

I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand that any falsification or misrepresentation of any item or response in this application, or any attachment, or documents to support this application, is sufficient grounds for denying or revoking a license/permit. I further understand that it is a Class A misdemeanor under Alaska Statute 11.56.210 to falsify an application and commit the crime of unsworn falsification. MT

Marc Theiler

Printed name of licensee

Signature of licensee

AMCO
JUN 10 2022

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: 5/27/22

License #/Type: 11649 Standard Cultivation

Designated Licensee: Marc Theiler

AMCO Case#: AM 22-0951

DBA: K Beach Reef

Premises Address: 42106 Kalifornsky Beach Rd Soldotna, AK 99669

Mailing Address: 105 Trading Bay Road, Ste. 103 Kenai, AK 99611

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 5/26/2022, K Beach Reef, 11649, 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:

Monthly	[redacted]	DBA Name	K BEACH REEF
My Balance	$0.00	Legal Name	RYAN HALL
Pending	$0.00	Location Address	42106 KALIFORNSKY BEACH RD SOLD
Payment Source	Setup	Mailing Address	PO BOX 3765 SOLDOTNA AK 99669-37

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

PERIODS | HISTORY | MESSAGES[61] | LETTERS[17]

ATTENTION NEEDED[1] | ALL PERIODS

PERIODS FROM 01-JUN-2020

Change Date | Filter

Period	Return Status			Tax	Penalty	Interest	Other	Credits	Balance	Messages
30-Jun-2022	Not Filed		Pay	0.00	0.00	0.00	0.00	0.00	0.00	
31-May-2022	Not Filed	File Now	Pay	0.00	0.00	0.00	0.00	0.00	0.00	Filing Required
30-Apr-2022	Ontime-Processe	View Return	Pay	993.31	0.00	0.00	0.00	993.31	0.00	
31-Mar-2022	Late-Processed	View Return	Pay	3,221.13	158.52	15.73	0.00	3,395.38	0.00	
28-Feb-2022	Ontime-Processe	View Return	Pay	1,559.67	0.00	0.00	0.00	1,559.67	0.00	
31-Jan-2022	Ontime-Processe	View Return	Pay	2,064.48	0.00	0.00	0.00	2,064.48	0.00	
31-Dec-2021	Ontime-Processe	View Return	Pay	1,774.64	0.00	0.00	0.00	1,774.64	0.00	
30-Nov-2021	Ontime-Processe	View Return	Pay	2,374.50	0.00	0.00	0.00	2,374.50	0.00	
31-Oct-2021	Ontime-Processe	View Return	Pay	1,744.52	0.00	0.00	0.00	1,744.52	0.00	
30-Sep-2021	Ontime-Processe	View Return	Pay	4,578.99	0.00	0.00	0.00	4,578.99	0.00	
31-Aug-2021	Ontime-Processe	View Return	Pay	2,947.89	0.00	0.00	0.00	2,947.89	0.00	
31-Jul-2021	Ontime-Processe	View Return	Pay	3,386.87	0.00	0.00	0.00	3,386.87	0.00	
30-Jun-2021	Ontime-Processe	View Return	Pay	3,268.25	0.00	0.00	0.00	3,268.25	0.00	
31-May-2021	Ontime-Processe	View Return	Pay	2,753.63	0.00	0.00	0.00	2,753.63	0.00	
30-Apr-2021	Ontime-Processe	View Return	Pay	1,804.49	0.00	0.00	0.00	1,804.49	0.00	
31-Mar-2021	Ontime-Processe	View Return	Pay	2,707.29	133.72	2.86	0.00	2,843.87	0.00	
28-Feb-2021	Ontime-Processe	View Return	Pay	2,026.76	0.00	0.00	0.00	2,026.76	0.00	
31-Jan-2021	Ontime-Processe	View Return	Pay	3,241.25	0.00	0.00	0.00	3,241.25	0.00	
31-Dec-2020	Ontime-Processe	View Return	Pay	875.00	0.00	0.00	0.00	875.00	0.00	
30-Nov-2020	Ontime-Processe	View Return	Pay	1,349.08	0.00	0.00	0.00	1,349.08	0.00	
31-Oct-2020	Ontime-Processe	View Return	Pay	2,161.25	108.06	0.97	0.00	2,270.28	0.00	
30-Sep-2020	Ontime-Processe	View Return	Pay	1,123.40	0.00	0.00	0.00	1,123.40	0.00	
					0.00	0.00	0.00	1,232.66	0.00	

Davies, Jason M (CED)

From: Marc Theiler <marc@redruncannabiscompany.com>
Sent: Friday, June 3, 2022 11:20 AM
To: Davies, Jason M (CED)
Subject: Re: NOV Delinquency in Tax 11649
Attachments: IMG_20220602_132012_01.jpg

Categories: CHECK BACK AND COMPLETE

Jason,

I apologize about the attachment, please see attached.

Marc
Red Run

On Fri, Jun 3, 2022, 7:32 AM Davies, Jason M (CED) <jason.davies@alaska.gov> wrote:

> Mr. Theiler,
>
> As stated in my original email I need something from the Dept of Revenue stating the notice of violation should be rescinded. Could you please reattach the image? Only attachment/image that came through was my badge for my signature.
>
> Thank you,
>
> *Jason M Davies – Criminal Justice Tech II*
>
> *AMCO/ENFORCEMENT*
>
> *jason.davies@alaska.gov*
>
> *907-754-3410*
>
> **From:** Marc Theiler <marc@redruncannabiscompany.com>
> **Sent:** Thursday, June 2, 2022 1:40 PM
> **To:** Davies, Jason M (CED) <jason.davies@alaska.gov>
> **Subject:** Re: NOV Delinquency in Tax 11649

Jason,

Please see attached. Is there any way to rescind the NOV? Given the fact that this is a unique situation and the fact that all balances were immediately paid off.

Marc
Red Run

On Thu, Jun 2, 2022, 1:15 PM Davies, Jason M (CED) <jason.davies@alaska.gov> wrote:

Afternoon Mr. Theiler,

In order for the Dept of Revenue to provide any information to us regarding a specific licensee, a release of information (R0I) by the licensee would need to be filled out. However, If you could have the screenshot sent to me I can attached it to the NOV and provide your correspondence as well. I can't guarantee that would satisfy the board, but under these circumstances it will have to suffice unless another solution is required by the board.

Regarding your NOV on the renewal application, I would provide the marijuana license department the circumstances of your situation. The licensing examiner can provide the documentation for the board for the renewal.

Regards,

Jason M Davies – Criminal Justice Tech II

AMCO/ENFORCEMENT

jason.davies@alaska.gov

907-754-3410

From: Marc Theiler <marc@redruncannabiscompany.com>
Sent: Thursday, June 2, 2022 1:00 PM
To: Davies, Jason M (CED) <jason.davies@alaska.gov>
Subject: Re: NOV Delinquency in Tax 11649

Jason,

Have you received any updates from DOR? I have been working with Miriah, she knows the critical details. I know that Ryan Hall, the previous owner (ending 4/14/22) paid his cultivation tax liability in full, he emailed me a screenshot of his paid off account. As the new owner of K Beach Reef (as of 4/14/22), I only recently was able to enroll and set up a new separate cultivation tax account for K Beach Reef. On Monday (or Sunday) I submitted my cultivation tax liability for my newly established tax account, which only had one trim transfer towards the end of the month. I also paid what little tax liability I owed for April. The K Beach Reef cultivation tax account should be completely paid in full and up to date as of 6/2/22.

I take these things very seriously, I don't like wasting people's time with such things.

Let me know where we are at - BECAUSE - I have to complete my renewals for 2022 and I don't know how to fill out the question where it asks whether or not the licensee has received an NOV through 6/30/22. I don't know where I stand and I DO NOT want to answer with an affirmative if at all possible.

Thank you for your help and consideration,

Marc

KBR

On Tue, May 31, 2022 at 7:40 AM Davies, Jason M (CED) <jason.davies@alaska.gov> wrote:

> Morning Mr. Theiler,
>
> I can attached your response to the latest NOV for #11649 or wait till I get a reply from DoR that K Beach Reef, #11649 should not be on the May 2022 tax delinquency list. Let me know.
>
> Thank you,

Jason M Davies – Criminal Justice Tech II

AMCO/ENFORCEMENT

jason.davies@alaska.gov

907-754-3410

From: Marc Theiler <marc@redruncannabiscompany.com>
Sent: Saturday, May 28, 2022 12:02 PM
To: Davies, Jason M (CED) <jason.davies@alaska.gov>
Subject: Re: NOV Delinquency in Tax 11649

Jason,

We need to figure this out because I am still currently working out account related issues with Miriah at DOR. The previous owner, Ryan Hall would be responsible for any and all cultivation tax liabilities up until April 14th, 2022. Under new ownership (as of 4/14/22), I only had one date where material was transferred. I will be paying my cultivation tax liabilities next week first thing after the DOR initiates my tax account, which should be first thing Monday (or Tuesday, due to holiday). Please let me know your thoughts. I am well aware of the issue and looking to resolve this issue immediately.

I sincerely appreciate your understanding and patience.

Marc Theiler
President, Red Run Cannabis Company

(907) 953-9453 | Email: marc@redruncannabiscompany.com
Web: RedRuncannabiscompany.com
5455 Kenai Spur Hwy, Kenai, AK 99611 | live:marc_7712

On Fri, May 27, 2022 at 3:00 PM 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 requests mentioned 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

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