Bristol Bay Bud Company

Bristol Bay Bud Company-Cultivation
2439 S. Ridgecrest Rd
Wasilla, AK 99623

September 9, 2021

Alcohol & Marijuana Control Office

Attn: Enforcement

550 W. 7th Ave, Suite 1600

Anchorage, AK 99501

Re: NOV Response to Case #21-0946

Notice of Violation received September 1, 2021

On Friday, August 27, 2021, James Burkham, an employee of Standard Cultivation facility 4A-17452 prepared a sale of flower to Alaska Cannabis Exchange's Retail Store (3A-12437) in Anchorage. The product was delivered by Richard Allen and was accepted at the retail store by employee Cody Curfman. Later that evening it was received in METRC by Michael Richardson-Gould. It was discovered on Saturday, August 28, 2021, that the original manifest had a clerical error by Alaska Cannabis Exchange employee, Mr. Richardson-Gould. The error was a misclassification of the type of flower being sold, specifically the flower was marked as immature bud when in fact flower was mature bud. On Monday, August 30, 2021, Mr. Burkham contacted METRC for guidance to correct the error. Mr. Burkham was advised by METRC to call AMCO Enforcement to report the correction and make sure that our taxes would be reflective of the error and be corrected. Mr. Burkham then self-reported to AMCO enforcement and the case was investigated by Enforcement Investigator Joe Hamilton.

The cultivation's management and employees accept the fault of the original clerical error and not following our own protocol in double checking the product before it left our facility. This NOV has illuminated some complacency issues in our facility, and we have now implemented

Heather Allen
907-843-2518
heather@bristolbaybudcompany.com

Richard Allen
907-843-2519
richard@bristolbaybudcompany.com

AMCO
JUL X 1 2022

Susan Isaacs
907-843-0473
susan@bristolbaybudcompany.com

Gorden Isaacs
907-843-0474
gorden@bristolbaybudcompany.com

Bristol Bay Bud Company

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more stringent monitoring policies, to include two people to sign off on a "Package Compliance Check List" (see attached).

In responding to this NOV, I found it arduous to respond to the stated regulations that we failed to comply with since the regulations that the Cultivation facility is being cited for are for Retail establishments, not Cultivations. This appears to be a clerical error. I have attempted, as an exercise of studying the regulations, to discern the regulations we were in violation of. I believe that 3AAC 306.435(b) is the regulation we are in violation of due to the error on the actual manifest we transferred to Alaska Cannabis Exchange. Our responsibility to assure that our paperwork, manifests and reporting to the state regulatory entities is accurate did not occur. Our facility has taken responsibility, evidenced by our self-reporting, and have implemented safeguards to prevent this type of error in the future. We appreciate this opportunity to look at our current protocols, see where are practices may need refocused, and grow through awareness.

Respectively,

Heather Allen.

Heather Allen
Managing Partner of HRGS Enterprises

AMCO
JUL X 1 2022

Heather Allen
907-843-2518
heather@bristolbaybudcompany.com

Richard Allen
907-843-2519
richard@bristolbaybudcompany.com

Susan Isaacs
907-843-0473
susan@bristolbaybudcompany.com

Gorden Isaacs
907-843-0474
gorden@bristolbaybudcompany.com

Package compliance checklist	Initials of Preparer	Initials of the Checker
Package tag#		
Package tag matches manifest		
Item name matches tag		
Source package matches		
Weight matches		
Tare weight on label		
Net weight on label		
Gross weight on label		
# of pre-rolls		

Package compliance checklist	Initials of Preparer	Initials of the Checker
Package tag#		
Package tag matches manifest		
Item name matches tag		
Source package matches		
Weight matches		
Tare weight on label		
Net weight on label		
Gross weight on label		
# of pre-rolls		

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AMCO
JUL X 1 2022

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: 9/1/21

License #/Type: 17452 Standard Marijuana Cultivation Facilities

Licensee: Heather Allen

Address: 2439 S. Ridgecrest, Wasilla, AK

DBA: Bristol Bay Bud Company

AMCO Case #: 21-0946

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.

On 8-30-21, AMCO received an e-mail from employee James Burkham requesting a virtual transfer regarding manifest #0001796324. Burkham was creating package tag #10036 when he accidentally entered Immature Bud instead of Bud/Flower. Burkham stated he usually does a double check of the manifest before sending it out "but that day I was a little rushed". Employee Cody Curfman took possession of the product at Alaska Cannabis Exchange (ACE) at approximately 1426 hours but did not inventory the manifest. The manifest was accepted into METRC at 2006 hours that day by ACE employee Michael Richardson-Gould. Richardson-Gould did not inventory the manifest until the following day, 8-28-21. AMCO authorized a virtual transfer on 9-1-21.

Your attention is referred to 3AAC 3-6.330.(a) & (b): Marijuana Tracking System and 3AAC 306.750(e): Transportation

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

AMCO
JUL X 1 2022

Issuing Investigator: M. Chiesa

Received by: Heather Allen Heather Allen

SIGNATURE: F.R. Hamilton

SIGNATURE:

Delivered VIA: Email

Date: 9-9-21

updated 4/23/19

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:	HRGS Enterprises, LLC	**License Number:**	17452		
License Type:	Standard Cultivation Facility				
Doing Business As:	Bristol Bay Bud Company, LLC				
Premises Address:	2439 S. Ridgecrest Road				
City:	Wasilla	**State:**	AK	**ZIP:**	99623

Section 2 – Individual Information

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

Name:	Heather Allen AMCO
Title:	Managing Partner of HRGS Enterprises, LLC JUL X 1 2022

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.	HA
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.	HA
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).	HA

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. HA

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. HA

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

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

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

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. HA

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. HA

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

3a-16915, 4a-17452

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. HA

Heather Allen

Printed name of licensee

Heather Allen

Signature of licensee

AMCO

JUL X 1 2022

Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
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Section 1 – Establishment Information

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License Type:	Standard Cultivation Facility				
Doing Business As:	Bristol Bay Bud Company, LLC				
Premises Address:	2439 S. Ridgecrest Road				
City:	Wasilla	**State:**	AK	**ZIP:**	99623

Section 2 – Individual Information

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

Name:	Richard Allen
Title:	Partner of HRGS Enterprises, LLC

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. RA

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. RA

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

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AMCO
JUL X 1 2022

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4a-17452
3a-16915

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Richard Allen
Printed name of licensee

Signature of licensee

AMCO
JUL X 1 2022

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Doing Business As:	Bristol Bay Bud Company, LLC				
Premises Address:	2439 S. Ridgecrest Road				
City:	Wasilla	**State:**	AK	**ZIP:**	99623

Section 2 – Individual Information

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

Name:	Susan Isaacs	AMCO
Title:	Partner of HRGS Enterprises, LLC	JUL X 1 2022

Section 3 – Violations & Charges

Read each line below, and then sign your initials in the box to the right of any applicable statements: Initials

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Alaska Marijuana Control Board

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17452
16915

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Susan Isaacs
Printed name of licensee

Susan Isaacs
Signature of licensee

AMCO
JUL X 1 2022

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City:	Wasilla	**State:**	AK	**ZIP:**	99623

Section 2 – Individual Information

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

AMCO
JUL X 1 2022

Name:	Gorden Isaacs
Title:	Partner of HRGS Enterprises, LLC

Section 3 – Violations & Charges

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I certify that I have **not** been convicted of any criminal charge in the previous two calendar years. GI

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. GI

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17452, 16915

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Gorden Isaacs

Printed name of licensee

Signature of licensee

AMCO

JUL X 1 2022