AMCO received 6/16/2022

License 17692

Mr. Happy Farms, LLC

2022 License Renewal Application – Section 3 Explanation

On 12/15/2021, I was issued a Notice of Violation for odor. (This is only the second NOV I have received since I was issued this license in 2019.) On 12/23, I responded to the enforcement office with the following statement: "After receiving your email on 12/16/21 about odor I checked my one active vent, being my mother and vegetative rooms a/c unit. I had to get within 5' of the discharge vent to smell an odor. This is approximately 320' from the nearest public access which is at the end of a private driveway on a residential lot and therefore is not 'detectable by the public'. Regardless, I have since changed the carbon filters in the in-line filtration systems to eliminate the odor." I also submitted photos of the changed filters at that time.

Since then, I have also made other significant ventilation changes and improvements to further eliminate any possible fugitive odors. Also, I had several communication exchanges with Investigator Chiesa by email and in person when I invited him to my facility to meet and view the ventilation system. He, and a DEC representative, toured my facility and were very helpful to me in trying to do everything possible to be compliant with the AMCO rules.

I believe this matter is fully resolved.

Matthew Shelton, Owner

AMCO received 6/16/2022

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: 12/15/21

License #/Type: 17692 Limited Marijuana Cultivation Facilities

Licensee: Matthew Shelton

Address: 3900 N. Sierra St. Wasilla, AK 99654

DBA: Mr. Happy Farms LLC

AMCO Case #: AM21 1375

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 Wednesday, December 15th, 2021 at approximately 1:07 pm AMCO investigators were in the area 3900 N. Sierra St. in Wasilla, AK and did detect an odor of marijuana coming from the facility Mr. Happy Farms LLC, the wind was gusting from the northeast toward the southwest.

Investigators attempted to and were unable contact the licensee for Mr.Happy Farms LLC by phone and in person at the licensed premises.

Your attention is directed to:

3 AAC 306.430. Restricted access area

(c) A marijuana cultivation facility shall ensure that any marijuana at the marijuana cultivation facility

(2) does not emit an odor that is detectable by the public from outside the cultivation facility except as specifically allowed by a local government approval.

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: K. Whiteman

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Email

Date:

updated 2/8/21

Tracking #:

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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:	Mr. Happy Farms LLC.	**License Number:**	17692		
License Type:	Limited Marijuana Cultivation Facility				
Doing Business As:	Mr. Happy Farms LLC.				
Premises Address:	3900 N. Sierra St				
City:	Wasilla	**State:**	AK	**ZIP:**	99654

Section 2 – Individual Information

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

Name:	Matthew W. Shelton
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. MS

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. MS

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). M

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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. MS

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. MS

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

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

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

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. MS

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. MS

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

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. MS

Matthew W. Shelton

Printed name of licensee

Signature of licensee