

Notice of Violation (3 AAC 306.806(e))

amco.enforcement@alaska.gov
<https://www.commerce.alaska.gov/web/amco>
 Phone: 907.269.0350

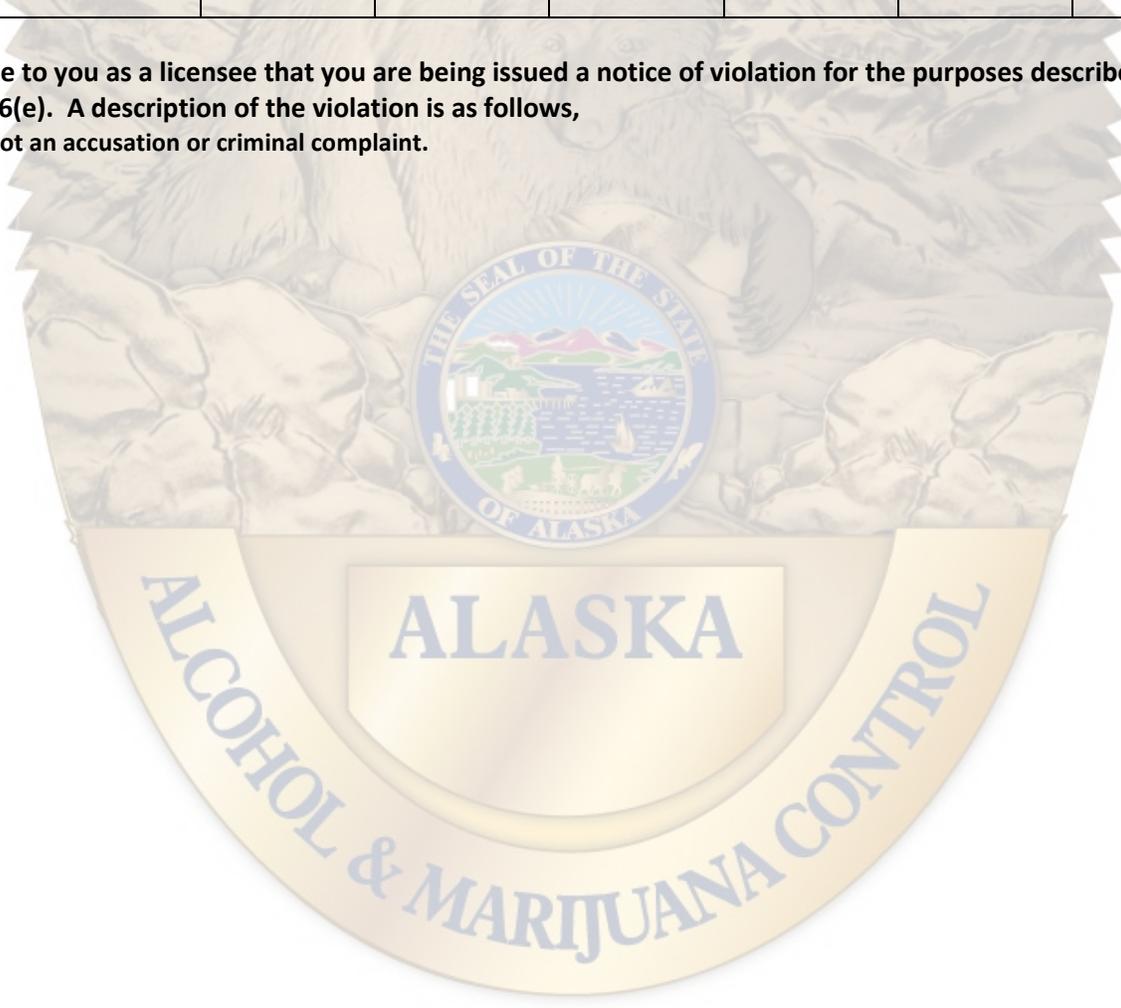
This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Licensee:		Date:	
Doing Business As:		License #:	
License Type:		AMCO Case #:	
Mailing Address:			

	Date	Violation of	Fine	Date	Violation of	Fine
Violation(s) of Statute/Regulation:						

	Date	Violation of	Fine	Date	Violation of	Fine
Prior Violation(s)						

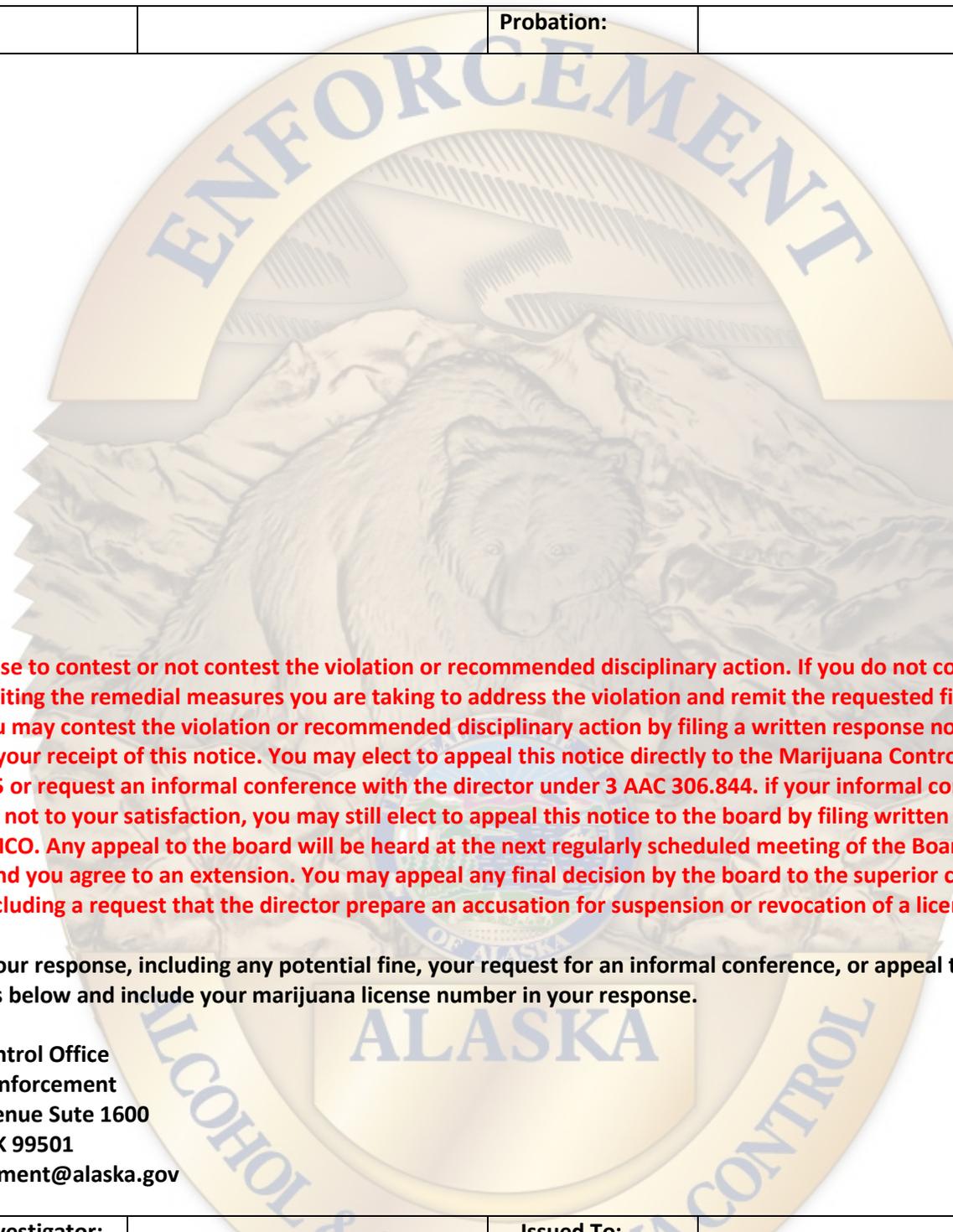
This is a notice to you as a licensee that you are being issued a notice of violation for the purposes described in 3 AAC 306.806(e). A description of the violation is as follows,
 NOTE: This is not an accusation or criminal complaint.



Notice of Violation

Disciplinary Action

Civil Fine:		Probation:	
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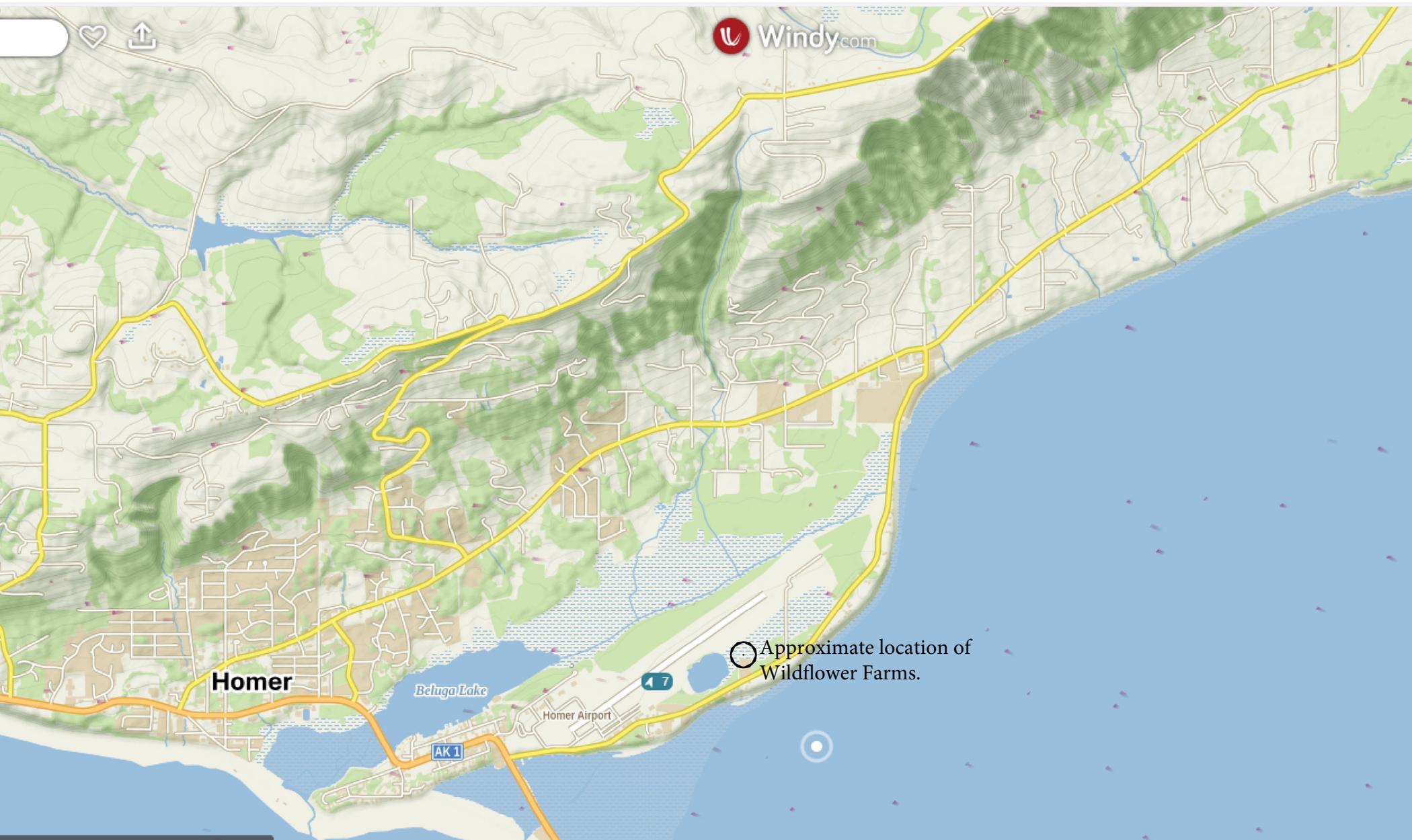


You may choose to contest or not contest the violation or recommended disciplinary action. If you do not contest, please describe in writing the remedial measures you are taking to address the violation and remit the requested fine, if applicable. You may contest the violation or recommended disciplinary action by filing a written response not later than 10 days after your receipt of this notice. You may elect to appeal this notice directly to the Marijuana Control Board under 3 AAC 306.845 or request an informal conference with the director under 3 AAC 306.844. If your informal conference with the director is not to your satisfaction, you may still elect to appeal this notice to the board by filing written notice of the same with AMCO. Any appeal to the board will be heard at the next regularly scheduled meeting of the Board, unless both AMCO and you agree to an extension. You may appeal any final decision by the board to the superior court under AS 44.62.560, excluding a request that the director prepare an accusation for suspension or revocation of a license.

Please send your response, including any potential fine, your request for an informal conference, or appeal to the board to the address below and include your marijuana license number in your response.

Marijuana Control Office
 Attn: AMCO Enforcement
 550 W. 7th Avenue Suite 1600
 Anchorage, AK 99501
 amco.enforcement@alaska.gov

Issuing Investigator:		Issued To:	
Signature:	<i>Cordell Murray</i>	Title:	
Delivered VIA		Issued Date:	



Approximate location of Wildflower Farms.

Friday 20						Saturday 21					Sunday 22					Monday 23					Tuesday 24								
4	7	10	13	16	19	1	4	7	10	13	16	1	4	7	10	13	16	1	4	7	10	13	16	1	4	7	10	13	16
☀️	☀️	☀️	☀️	☀️	☀️	☀️	☀️	☀️	☀️	☀️	☀️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️	☁️
9°	9°	9°	9°	11°	11°	9°	8°	5°	6°	9°	9°	5°	5°	4°	4°	7°	9°	6°	6°	6°	6°	6°	6°	6°	6°	6°	6°	6°	6°
0.8	2	1	2	4	8	7	3	6	5	7	7	5	5	5	6	13	10	1.1	3	2.6	4.8	0.9	0.3	0.4	1.5	0.6	2.3	1.8	0.6
8	2	1	2	4	8	7	3	6	5	7	7	5	5	5	6	13	10	14	11	12	10	8	6	6	4	2	2	5	6
11	4	2	7	9	11	12	6	8	10	11	10	9	5	6	6	23	21	29	32	29	19	19	16	13	12	11	8	5	7
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11 days forecast

About 1
N59°38'2
America/
Sunrise:
Sunset: 2
Dusk: 20
Elevation



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

September 30, 2024

AMCO & Enforcement
Marijuana Control Board
Sent Via Email

Re: NOV Wildflower Farms License 12833

Dear MCB and Enforcement Team:

This letter is in response to the *Notice of Violation* (NOV), dated September 19th, 2024, in regard to odor, under 3 AAC 306.430(c)(2) and the two advisory notices that were issued on 03/05/2024 and 06/05/2024.

After receiving the advisory notice from AMCO Enforcement on March 5th, Wildflower Farms performed a ventilation inspection. After determining that there was a defect in one of the Air Handler's, Wildflower Farms ownership took immediate action and installed a variable frequency drive unit (VFD) for Air Handler #3. The installation of the VFD improved the odor situation however, on June 5th, after an additional advisory notice was received, Wildflower Farms performed a second and extreme in-depth ventilation inspection to find that the temperature sensor unit for Air Handler #3 was faulty. Wildflower Farms ownership replaced the temperature sensor in Air Handler #3 which remedied the odor issue.

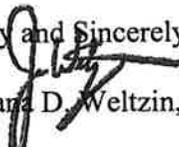
Wildflower Farms was operating with no odor issues after the VFD and temperature sensor were installed in Air Handler #3 until the date in question.

On the morning of September 19th, a Wildflower Farms employee contacted the licensees and advised the licensees that there was an issue with Air Handler #1. Wildflower Farms licensees immediately contacted a repair person. The repair person arrived at the facility and determined that the sensor on Air Handler #1 had been accidentally bumped causing the sensor to malfunction.

In order to ensure that the sensors are protected and to avoid any repeat occurrence, Wildflower Farms is installing wire cages to encase the control box and have held a meeting with their employees to make them aware of the situation, what effects this issue causes, refresh training on the AMCO regulations regarding odor and how to avoid causing situations like this in the future.

Wildflower Farms understands the importance of being a regulatory compliant licensed facility and takes pride in their cultivation. Wildflower Farms uses carbon filters that are rated to be changed every two years however, the filters have been changed yearly. Wildflower Farms will now change the carbon filters every six months to make 100% sure that they are operating to their maximum efficiency.

Please feel free to contact me if you have any questions or concerns regarding this response.

Truly and Sincerely Yours,

Jana D. Weltzin, Esq.

Notice of Violation (3 AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Licensee:	Ryan McKay	Date:	9/4/24
Doing Business As:	AK Legacy Genetics	License #:	28628
License Type:	Standard Cultivation Facility	AMCO Case #:	AM 24-1934
Mailing Address:	2174 E Red Fox Drive, Wasilla, AK 99654		

	Date	Violation of	Fine	Date	Violation of	Fine
Violation(s) of Statute/Regulation:	9/3/24	3 AAC 306.435				

	Date	Violation of	Fine	Date	Violation of	Fine
Prior Violation(s)						

This is a notice to you as a licensee that you are being issued a notice of violation for the purposes described in 3 AAC 306.806(e). A description of the violation is as follows, NOTE: This is not an accusation or criminal complaint.

On 09/03/2024 AMCO Investigator Linger entered your facility to conduct a routine inspection. Upon inspection it was found there were multiple plants that did not have plant tags on them. There were a total of 93 untagged plants in the facility. When asked about the untagged plants Inv. Linger was told one of the people that takes care of that process had fallen ill and was unable to work, and the other person said they fell behind due to this. The untagged plants, all well over 18 inches tall, have been in the grow rooms for approximately two weeks without being tagged. 93 total violations of 3 AAC 306.435(a)

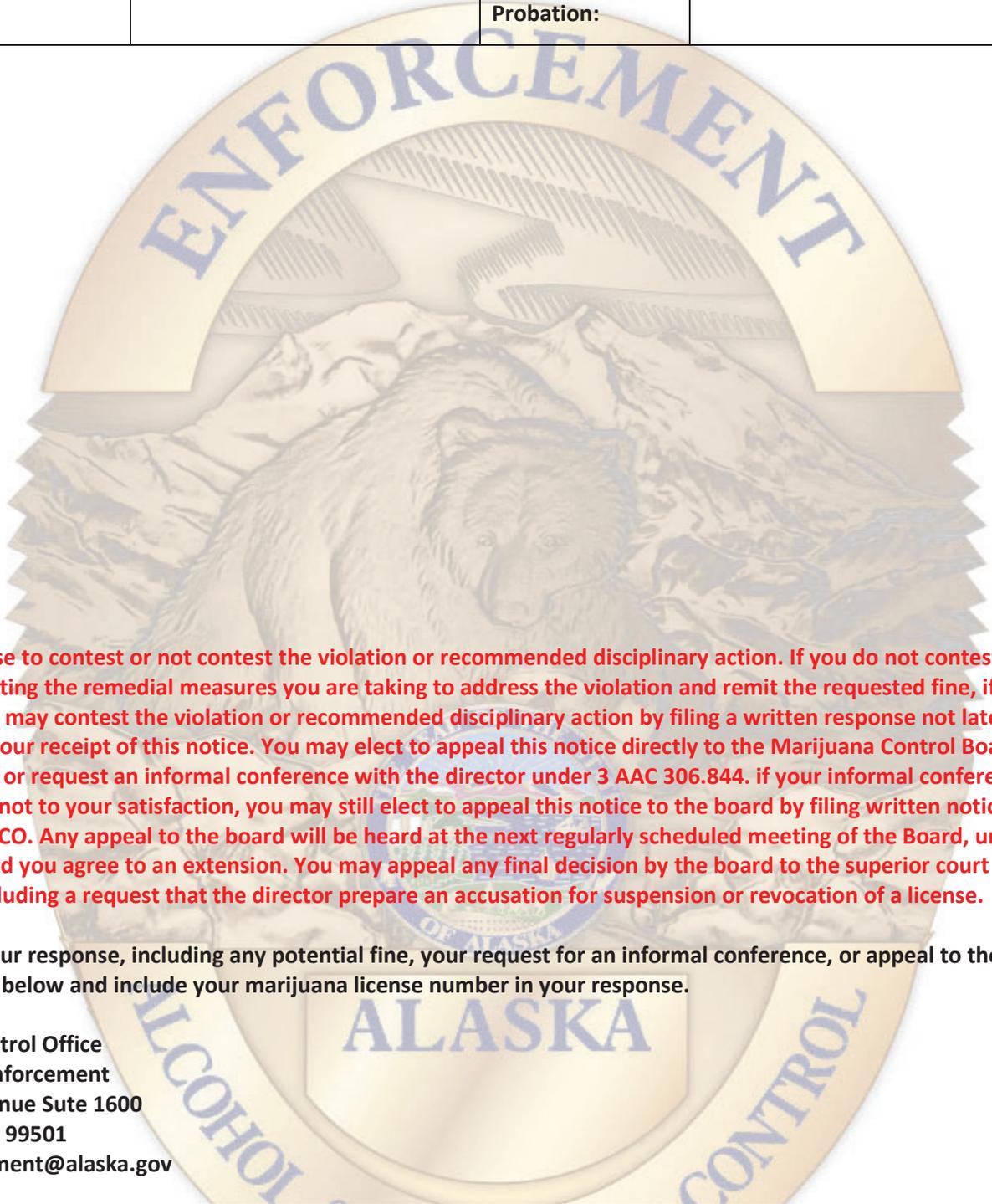
3 AAC 306.435 Marijuana inventory tracking system (a), A marijuana cultivation facility shall use a marijuana inventory tracking system in compliance with 3 AAC 306.730 to ensure all marijuana propagated, grown, or cultivated on the marijuana cultivation facility's premises is identified and tracked from the time the marijuana is propagated through transfer to another licensed marijuana establishment, including when marijuana or marijuana product is relocated to the new licensed premises in the case of a transfer of a marijuana establishment license to another location approved by the board, or destruction. The marijuana cultivation facility shall assign a tracking number to each plant over eight inches tall and each package of marijuana to be transferred to another facility. A package of marijuana may not exceed 10 pounds. The marijuana cultivation facility shall also assign a plant batch name or number to each batch of clones or cuttings. A batch may not consist of more than 50 clones or cuttings.

Sent by email 09/04/2024

Notice of Violation

Disciplinary Action

Civil Fine:		Probation:	
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Marijuana Control Office
 Attn: AMCO Enforcement
 550 W. 7th Avenue Suite 1600
 Anchorage, AK 99501
 amco.enforcement@alaska.gov

Issuing Investigator:	J. Linger	Issued To:	Ryan McKay
Signature:		Title:	Designated Licensee
Delivered VIA	Via Email	Issued Date:	9/4/24

September 5, 2024

Dear AMCO,

On September 3rd 2024 one of your representatives, Special investigator Joe Linger arrived on site at Alaska Legacy Genetics, located at 3097 S. Sylvan Lane, Wasilla, AK. A surprise inspection was performed on our facility and multiple tag violations were found. Our only excuse is that we have been a man short with the duties of the cultivation due to our missing employee who has been battling cancer for a while now and unfortunately just in the last couple of weeks has been put into Hospice.

We understand that this is not an excuse to let things go regarding the cultivation, but the lack of help and expecting one person to handle the whole cultivation we realize now was not a feasible option.

Since Officer Linger's visit we have rectified the plant tag situation and have hired another worker to help with the organization and care of the cultivation. In addition to the regular entering of Metrc information into the computer at the time of any changes, we will be performing a monthly walk-through mandatory audit for all plant tags or changes that occur to insure that our Metrc information is matching the actual physical location that is in Metrc.

We humbly request that you take the above information in to account when deciding your course of action.

Thank you for your time and if you have any questions please contact us at (360)292-3280 or you can email us at algunlimited1@gmail.com

Thank you,

Ryan McKay
Owner, Alaska Legacy Genetics, LLC

Notice of Violation (3 AAC 306.805)

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Licensee:	Ryan Bode	Date:	9/4/24
Doing Business As:	Absolem's Garden	License #:	12612
License Type:	Limited Cultivation Facility	AMCO Case #:	AM 24-1933
Mailing Address:	3071 Kintrye Lane, Wasilla, AK 99654		

	Date	Violation of	Fine	Date	Violation of	Fine
Violation(s) of Statute/Regulation:	9/3/24	3 AAC 306.435				

	Date	Violation of	Fine	Date	Violation of	Fine
Prior Violation(s)						

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On 09/03/2024, AMCO Investigator Joe Linger entered your establishment, Absolem's Garden located in Palmer, AK. Upon inspection it was found that there were multiple untagged marijuana plants in the facility. Investigator Linger counted a total of 176 untagged plants that were well over 24 inches in height. Owner Ryan Bode stated he fell behind and just hadn't tagged the plants yet. 176 total violations of 3 AAC 306.435(a)

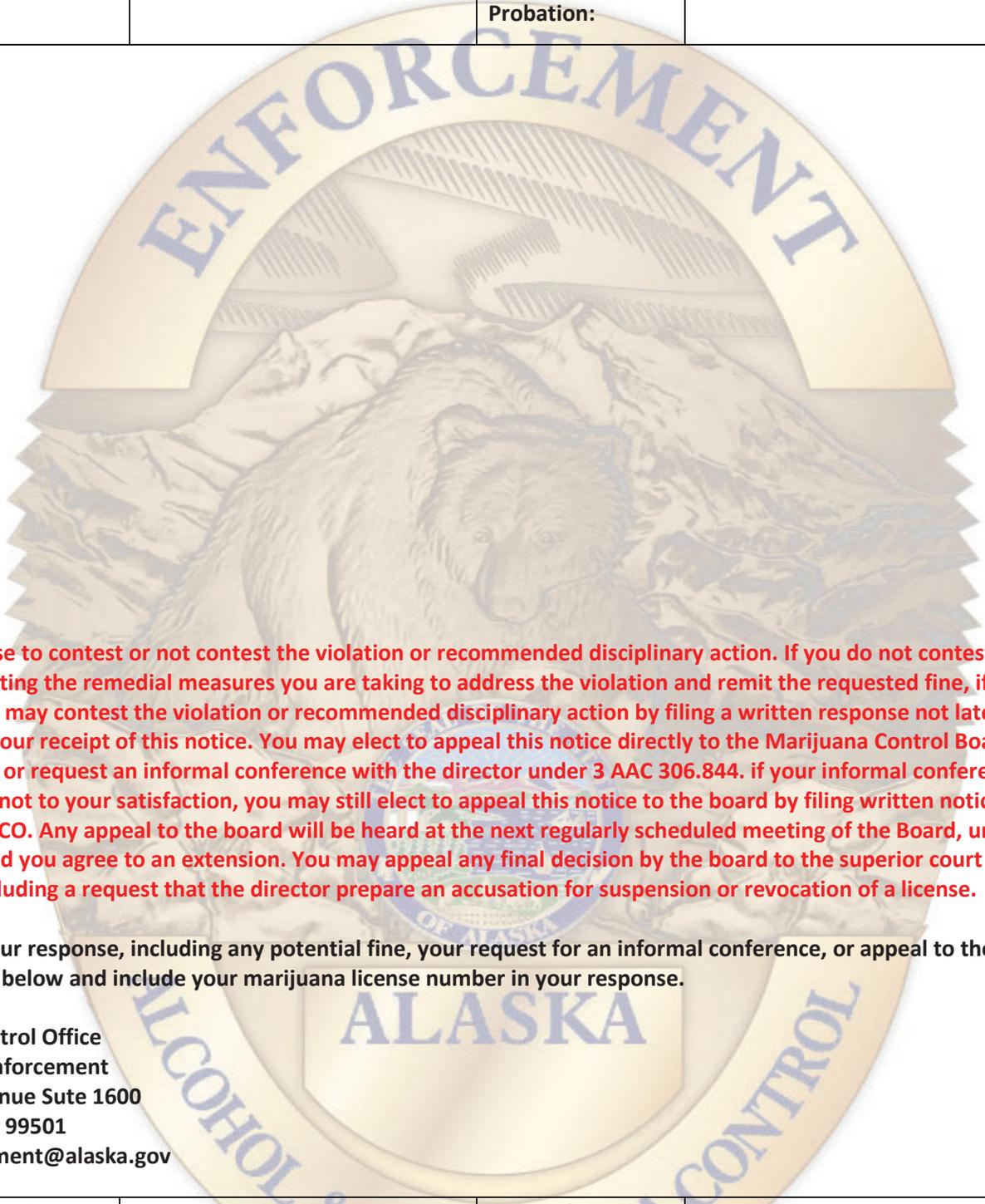
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Sent by email 09/04/2024

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Marijuana Control Office
 Attn: AMCO Enforcement
 550 W. 7th Avenue Suite 1600
 Anchorage, AK 99501
 amco.enforcement@alaska.gov

Issuing Investigator:	J. Linger	Issued To:	Ryan Bode
Signature:		Title:	Designated Licensee
Delivered VIA	Via Email	Issued Date:	9/4/24

Notice of Violation (3 AAC 306.805)

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Licensee:	Gary Evans	Date:	8/23/24
Doing Business As:	Grass Station 49	License #:	17077
License Type:	Retail Marijuana Store	AMCO Case #:	24-1855
Mailing Address:	PO Box 71034, Fairbanks, AK 99707		

	Date	Violation of	Fine	Date	Violation of	Fine
Violation(s) of Statute/Regulation:	8/13/24	3 AAC 306.330	XXXXXX			

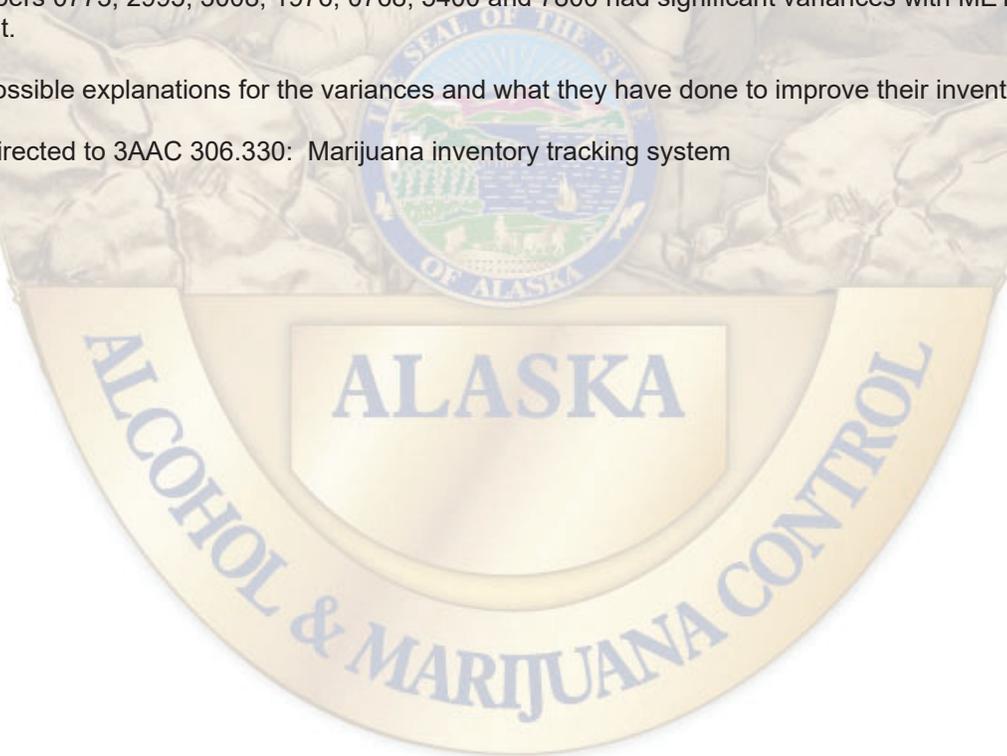
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On 8-13-24, an inspection was conducted at your establishment. A sample of products were inventoried. Product ending in tag numbers 0773, 2995, 3008, 1976, 0768, 5400 and 7800 had significant variances with METRC. See attached document.

Also attached is possible explanations for the variances and what they have done to improve their inventory methods.

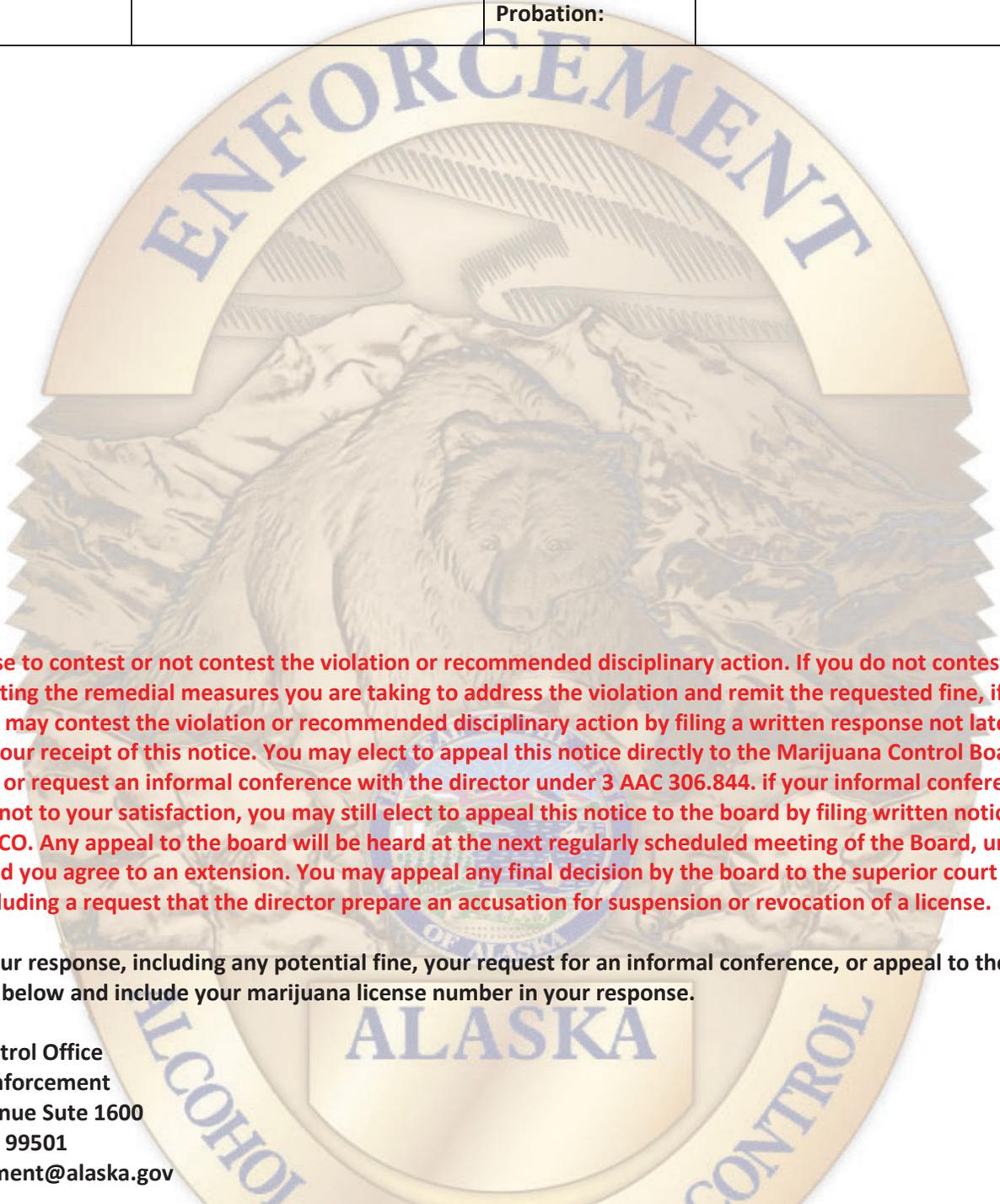
Your attention is directed to 3AAC 306.330: Marijuana inventory tracking system



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Marijuana Control Office
 Attn: AMCO Enforcement
 550 W. 7th Avenue Suite 1600
 Anchorage, AK 99501
 amco.enforcement@alaska.gov

Issuing Investigator:	J. Hamilton	Issued To:	
Signature:	<i>F.R. Hamilton</i>	Title:	
Delivered VIA	Via Email	Issued Date:	

<u>QTY</u>	<u>ALBANA</u>	<u>OW BANA</u>	<u>NET WT</u>	<u>NOTES</u>
0773	Platinum OB	66.9	93.2	-26.3
2995	Rasp. Moonshine	125	232.65	-107.65
3975	Golden Wife	113.33	120	✓
0771	ALASKA	204.00	221	✓
3008	more 3 month	176.7	249.5	-72.8
1976	Holy Banna	122.5 + 56	240.0	122.5 -61.5
0769	FRIGHT FINE.	299.36	320.5	✓
1031	GMO	242.6 ^{296.6} +6	308.0	✓
0768	Uham Uham pebbles	342.09	380.00	-37.1
0900	Super Boof	324.8	329.50	✓
1524	GSC	13 8 pcs.	16 pcs	-3 connected
1526	Purple Punch	8 pcs	11 pcs	-3 connected
3990	Baja Blast	19 pcs. 1/2 gm	19 7.5' fms	✓
0607	Jungle Pie	26 pcs 1 gm	26	✓
5400 5400	Auroka Cookies	95 pcs. 1/2 gm	89 pcs.	6 over 7
7869	Rhubarb	1 1 gm	11	✓
7882	Blueberry Short	5 1/2 gm	5 2.5 gm	✓
7800	Wedding Pie	3	11	8
3999	Mt. MAN	9 1 gm	9	✓
5403	Apple Bomb	5 1 gm	5	✓

74-1853

Good afternoon Mr. Hamilton,

Disclosed in this report, you will see the line-item discrepancies in question, and the best explanation thereof, along with some solutions of how we plan to tighten this up in the future.

1. Platinum OG Flower #0773 (-26.3g)

Product may have been sold under Platinum Glue #1788

2. Raspberry Moonshine #2995 (-107.65g)

Product may have been sold under Strawberry Moonshine #0981. We are +80g of Strawberry Moonshine #0981.

3. Motor Breath #3008 (-72.8g)

This is our most popular strain. We had multiple orders with different METRC tag numbers come in, in a short period of time. Some tags were set up to be pre-packaged ounces and the others for deli sales. The product may have been pulled from the wrong can and sold under the other SKU.

4. Holy Banana #1976 (-61.5g)

During the first week of June 2024, the Vendor/grower comped 28g that he wanted to sample out and 14g for the budtenders to split. This was not processed through the POS at the time.

5. Chem Pebbles #0768 (-37.1)

May have been sold under another "Chem" product.

6. GSC Wax #1524 (-3ea)

Items were accounted for. Staff samples, Customer sample (Fullwood)

7. Purple Punch wax #1526 (-3ea)

Items were accounted for. Staff samples, Customer sample (Poage)

8. Wedding Pie cart #7800

Green Bits shows 5 in stock, there are 3 items on the shelf, and we have 2 broken/returned items in the office. This product has been in our inventory for well over 12 months and is not sold very often. This discrepancy may have been caused during the Point-of-Sale transfer/migration from Grow flow to Green Bits.

Recent changes/improvements in operations:

1. The deli storage room has been separated into sections. Active strains that are being sold on the shelf are held in one section. Inactive (Do Not Touch) strains are stored separately until all the prep work is complete and the proper SKU tags are printed.
2. Only the managers will print SKU tags. This will ensure that the proper SKU matches the correct product.
3. Only managers are permitted to release new products for sale.
4. The morning shift Budtenders are now responsible for stocking the shelves and deli flower tins. Verifying that products are full when the store opens and before their shift ends. They are also now responsible for weekly weight audits on all deli flower.

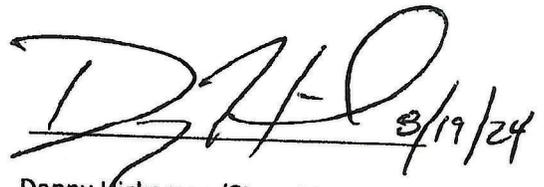
We will work on inventory tracking improvements overall moving forward. There are so many moving parts, it only takes one small mistake to cause a lot of problems. We thank you for bringing these issues to our attention. Third party audits often catch the things we are missing. We will strive to have a more accurate inventory before your next visit.

Kind Regards,



08/19/2024

Gary S. Evans (Licensee/Owner)



Denny Hickerson (Store Manager)