Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
Anchorage, AK 99501
amco.enforcement@alaska.gov
https://www.commerce.alaska.gov/web/amco
Phone: 907.269.0350

Alaska Marijuana Control Board – AMCO Enforcement

Notice of Violation (3 AAC 306.806(e))

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

Licensee:	Jacob Thom	**Date:**	7/9/25
Doing Business As:	Smoking Joe's Terps	**License #:**	27777
License Type:	Standard Cultivation Facility	**AMCO Case #:**	24-2364
Mailing Address:	6857 S. Hangar Talk Circle, Wasilla, AK 99623		

	Date	Violation of	Fine	Date	Violation of	Fine
Violation(s) of Statute/Regulation:	12/19/24	3AAC 306.405(c)(4)	$175.00	12/19/24	3AAC 306.475 (d)(4)	$100.00
	12/19/24	3AAC 306.475(b)(1)	$100	12/19/24	3 AAC 306.703	$100.00

	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.

In December of 2024, AMCO received an anonymous complaint that Licensee Jacob Thom was using unauthorized pesticides in his cultivation facility at 22845 Cache St., Kasilof. On 12-19-24, Inv. Hamilton and Inspector Karin Hendrickson, Department of Environmental Conservation (DEC) Pesticide Control Program, conducted an inspection at both Smokin' Joe's Terps cultivation facilities. Multiple samples were obtained from both locations and later sent to the Washing State Chemical and Hops Laboratory on 1-14-25 by Ins. Hendrickson. Results of the analysis were received in April 2024 and revealed the presence of unauthorized pesticides. See attached DEC Notice of Violation for details. The pesticides detected were Carbendazim, Diuron, and Bifenthrin. All three chemicals are not on the list of approved products which has been approved by the Pesticide Control Program. None of the measured amounts of pesticides approach the health-based limit that would trigger hold or seizure based on Colorado Regulations. None of these products have been tested by the EPA to determine possible health effects if used on cannabis that might be applied topically, ingested, smoked or inhaled. It is known that when heated to decomposition, thiophanate-methyl emits carbon, nitrogen, and sulfur oxides which may be toxic.

On June 30th, 2025 AMCO was notified that DEC issued a Notice of Violation to Jacob Thom for violating sections of Title 18, Chapter 90 of the Alaska Administrative Code. On 7-8-25, contact was made with the Licensee who stated he does not use anything on the plants other than alcohol mixed with water but does not do that now after notification from DEC he could not. He also stated his manager, Mia Joosie, told him during the inspection, Ins. Hendrickson told her that if they were using Sunshine Mix, 3/4 of the tests fail because it shows residue of a restricted product. Ins. Hendrickson denies any conversation about failures with Ms. Joosie. Cultivators at the facility denied applying any pesticides and stated to Ins. Hendrickson they used only isopropyl alcohol to control pests.

Your attention is directed to 3AAC 306.405(c)(4) Privileges and prohibited acts. 3AAC 306.475(b)(1) and (d)(4) Labeling, 3AAC 306.703 Operations and 3AAC 306.735(b)(9) Health and Safety

Violations Continued: 3AAC 306.735(b)(9), $100.00

Notice of Violation

Disciplinary Action

Civil Fine:	$575.00	**Probation:**	

Paid in full $575.00 on 8/12/25
Receipt # 101090982

You may contest this notice of violation or recommended disciplinary action by filing a written response not later than 10 days after 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. Any appeal to the board will be heard at the next regularly scheduled meeting of the Board, unless an extension is agreed upon. A request for an informal conference will be scheduled by the director not later than 10 days after receipt of the request.

If you do not contest this notice, please describe in writing the remedial measures you are taking to address the violation and remit the associated fine within 30 days after receipt of this notice.

Failure to respond may result in additional enforcement action by AMCO or the Marijuana Control Board.

Please direct your response to the address below and include your marijuana license number, DBA and AMCO case number in any correspondence. Payments may be made by check (ensure checks or money orders are made out to State of Alaska or AMCO and appropriately signed) , by cash using the Department of Revenue's tax drop box (ensure to include a note with your payment clearly specifying what you are paying for), or credit card (please contact our office, we will send you an e-bill).

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

Issuing Investigator:	J. Hamilton	**Issued To:**	
Signature:	F.R. HAMILTON	**Title:**	
Delivered VIA	Via Email	**Issued Date:**	

THE STATE of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Environmental Conservation

DIVISION OF ENVIRONMENTAL HEALTH
Pesticide Control Program

1700 E Bogard Road, Building B, Suite 103
Wasilla, AK 99654
Main: 907-376-1870

Certified Mail # 9489 0090 0027 6490 9768 52
Return Receipt Requested

June 16, 2025

NOTICE OF VIOLATION

For illegal application of pesticides, in violation of 18 AAC 90, Sections 020(1), 020(4), 020(5), and 600(1).

Jacob Thom
Smoking Joe's Terps Co.
6857 S Hangar Talk Cir.
Wasilla, AK 99623

Enforcement Tracking No. 2025-R0243

On December 19, 2024 the Alaska Department of Environmental Conservation (DEC) Pesticide Control Program conducted a pesticide inspection of Smoking Joe's Terps Co. facilities at 24276 Moraine Vista St. and 22845 Cache St. in Kasilof, Alaska. As noted in our January 14, 2025 letter to you, DEC took vegetation samples during the inspection to test for pesticides that may have been applied. Laboratory results showed the presence of illegal pesticides on these vegetation samples.

Pesticide products have not been tested by the EPA to determine possible health effects if used on cannabis which might be ingested, smoked, or inhaled. Therefore, health risks of using pest control products on cannabis crops are mostly unknown.

DEC has developed criteria to identify pest control products that should be safe and legal to use, outlined here, along with a list of allowable products; https://dec.alaska.gov/eh/pest/cannabis/. Only pesticide products that meet these criteria may legally be used in Alaska.

Laboratory results showed the presence of the following pesticides;

- Diuron, which is a widely available herbicide,
- Bifenthrin, which is a widely available insecticide, and
- Carbendazim, which is most likely found as a metabolite of the widely available systemic fungicide thiophanate-methyl.

These pesticides do not meet Alaska's safety-based criteria for application to cannabis. All three of these pesticides have a food residue tolerance (limit) listed in 40 CFR 180, which is established for pesticides which present some risk due to ingestion.

None of these pesticides is approved for application to tobacco. The human health effects from combustion and inhalation of these products have not been evaluated. However, it is known that these active ingredients produce corrosive and/or toxic fumes when heated or combusted.

The label instructions on pesticide products with these active ingredients would not allow for use on cannabis crops.

As a result, use of these pesticides on cannabis crops constitutes a violation of the following sections of Title 18, Chapter 90 of the Alaska Administrative Code;

- 020(5) which prohibits a person from using a pesticide in a manner that is inconsistent with labeling instructions;
- 600(1) which requires applicators to adhere to requirements specified by pesticide labeling;
- 020(4) which prohibits using a pesticide in a faulty, careless, or negligent manner; and
- 020(1) which prohibits using a pesticide in a manner that might endanger human health, safety, or welfare.

To address the violations described above, DEC requires that you cease applying any pest control products except those on DEC's published list of pesticides that meet criteria to be used on cannabis crops. In addition, you must acknowledge receipt of this NOV and understanding of its requirements no later than **July 1, 2025** by emailing Karin.Hendrickson@alaska.gov.

Failure to comply with regulations will result in further enforcement action by DEC.

Penalties for violation of State statutes and regulations can be quite serious. In a civil action, a person who violates or causes or permits to be violated a provision of this regulation, may be liable to the State for Substantial monetary damages under AS 46.03.760. Depending on the nature of the violation, you may also be liable for the State's response costs under AS 46.03.822, for spill penalties under AS 46.03.758-759, for administrative penalties under AS 46.03.761, or for other kinds of damages or penalties under other statutes.

In a criminal violation, a person who acts with criminal negligence may be guilty of a Class A misdemeanor. AS 46.03.790. Upon conviction, a defendant who is not an organization may be sentenced to pay a fine not exceeding $10,000.00 and/or sentenced to a definite term of imprisonment of not more than one year. Upon conviction, a defendant that is an organization may be sentenced to pay a fine not exceeding the greater of $500,000.00 or an amount which is three times the pecuniary damage or loss caused by the defendant to another or property of another. AS 12.55.035. Each day of violation may be considered a separate violation. Alaska laws allow the State to pursue both civil and criminal actions concurrently.

Nothing in this notice shall be construed as a waiver of the State's authority or as an agreement on the part of the State to forego judicial or administrative enforcement of the above-described violation(s) or to seek recovery of damages, cost and penalties as prescribed by law. In addition, nothing herein shall be construed as a waiver of enforcement for past, present, or future violations not specifically set forth herein.

Karin Hendrickson, Enforcement Officer
Credential No. R-0266

Check One:
( ) Personally Served
(x) Sent by Certified Mail
9489 0090 0027 6490 9768 52
On the 16th day of June, 2025.

RE: Notice of Violation, Smoking Joe's Terps Response Lic. 16511, 27777

CED AMCO Enforcement (CED sponsored)
To Smoking Joe's Terps

Reply | Reply All | Forward

Mon 8/11/2025 12:26 PM

Received

Beth Rosenbaum
Criminal Justice Technician II
AMCO Enforcement
Alcohol & Marijuana Control Office
550 W. 7th Ave, Suite 1600
Anchorage, AK 99501
Office (907) 754-3410
beth.rosenbaum@alaska.gov

From: Smoking Joe's Terps <smokingjoesterps@gmail.com>
Sent: Monday, August 11, 2025 12:21 PM
To: CED AMCO Enforcement (CED sponsored) <amco.enforcement@alaska.gov>
Subject: Notice of Violation, Smoking Joe's Terps Response Lic. 16511, 27777

CAUTION: This email originated from outside the State of Alaska mail system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello AMCO Enforcement,

I'm responding to the NOV Issued to Lic. 16511, 27777, DBA Smoking Joe's Terps Co. Amco Case #24-2364. The remedial measures taken to address this violation are as follows. The only pest control products that will be applied, will be those on the DEC's published list of pesticides that meet the criteria to be used on cannabis crops. Please send a receipt upon receiving.

Best Regards,
Smoking Joe's Terps Co.

Jacob Thom (907) 715-1180