

NEW ENGLAND TREATMENT ACCESS, LLC.
(MRN281240)

BACKGROUND & APPLICATION OF INTENT REVIEW

1. Name of the Marijuana Establishment and its application number:

New England Treatment Access (MRN281240)

2. Address of the Marijuana Establishment:

118 Conz Street, Northampton, MA 01060

3. Type of license sought (if cultivation, its tier level and outside/inside operation):

Retailer

4. Applicant is a licensee or applicant for other Marijuana Establishment license(s):

Cultivation (MCN281267)
Retailer (MRN281287)
Research (REN281261)
Product Manufacturing (MPN281306)

5. List of all required individuals and their business roles in the Marijuana Establishment:

Howard Kessler—Owner/Partner
Kevin Fisher—Owner/Partner
Norton Arbelaez—Owner/Partner
John Kocer—Owner/Partner
Arnon Vered—Owner/Partner
Lee Prosenjak—Board Member
Craig Shuffain—Board Member
Kevin O’Brien—Executive
David Ovelman—Director
Lynnette French—Director
Anne Joyce—Director
Amanda Rositano—Director
Edward Benjamin—Director
Leslie Laurie—Director
Christopher Ayer—Manager
Matthew Lowther—Manager

Adam Freed—Manager
Alexandra Sheehan—Manager
Tyler Jacinto—Manager
Michelle Herrick—Manager
Scott Lemerise—Manager
Patrick Barlow—Manager
Stephen Coraccio—Manager
Eric Holler—Manager
Angela Cheek—Manager

6. List of all required entities and their roles in the Marijuana Establishment:

CBPB Holdings, Inc.—31.5% ownership and control
Vered Management Services, Inc. –10% ownership and control
Eddy Out, LLC. – 27.5% ownership and control
Double Creek Enterprises, LLC. –13.75% ownership and control
HCK Enterprises, LLC. –13.75% ownership and control
Aegis USA, LLC. – owned by Eddy Out, LLC., Double Creek Enterprises, LLC., and
HCK Enterprises, LLC.
Aegis MA, LLC. —owned by Aegis USA LLC.

7. Priority status of applicant:

RMD Priority (RP201822)

8. Location and status of business if it is an RMD:

RMD is in compliance with the Department of Public Health (DPH).
RMD business will be co-located with the adult-use business in Northampton.
RMD has Final Certificate of Registration at this location for dispensing.

9. Information regarding host community agreement certification:

Host Community Agreement was executed on March 29, 2018; certification provided.

10. Information regarding community outreach meeting:

Community outreach meeting was held on March 21, 2018.
Notice was published at least seven days prior in the Daily Hampshire Gazette.
Applicant certified notice to the municipality and abutters.
Applicant certified compliance with meeting requirements.

11. Any objections regarding compliance with local ordinances and bylaws presented by municipality:

No objections communicated to the Commission. The Commission received a response from the municipality on July 11, 2018, stating that the applicant was in compliance with all local ordinances and bylaws.

12. Summary of plan to positively impact areas of disproportionate impact:

Applicant plans to partner with Roxbury Community College (parts of Roxbury fall under disproportionate areas of Boston) to develop a for-credit and paid internship program for students to receive training in marijuana business management. The goal of this program is to assist in the cost of a college education while providing students with the skills to enter the industry.

For non-students, the applicant plans to utilize Roxbury Community College as a recruitment resource in an effort to reach qualified community members for employment opportunities.^[SEL(1)]

SUITABILITY REVIEW

13. Concerns arising from background checks on individuals associated with the application:

No.

14. Concerns arising from background checks on entities associated with the application:

No.

15. Applicant's disclosure of any past civil or criminal actions:

There were disclosures, however, none of the disclosures presented suitability issues.

16. Applicant's disclosure of any occupational license issues:

There were disclosures, however, none of the disclosures presented suitability issues.

17. Applicant's disclosure of any business interests in other jurisdictions:

Aegis MA, LLC., Vered Management Services, Inc., and HFK Partners, LLC. have interest in Delaware limited liability company. No issues arose from this disclosure.

18. Status of applicant's compliance with the Department of Revenue and Secretary of the Commonwealth:

March 29, 2018 | Certificate of Good Standing, Secretary of the Commonwealth
March 28, 2018 | Certificate of Good Standing, Department of Revenue

(Letter ID: L0175104128)

MANAGEMENT AND OPERATIONS REVIEW

19. Applicant's proposed timeline to become operational in the adult-use market:

Applicant proposes to be operational within two weeks from being issued a provisional license. The applicant will seek approval from DPH to transfer excess product from the medical operation to the adult-use operation.

20. Applicant's proposed hours of operation:

Monday-Sunday: 8:00 am to 10:00 pm

21. Applicant's compliance with submitting summaries of the following plans, policies and procedures:

- a. Security Plan
- b. Prevention of Diversion Plan
- c. Storage of Marijuana Plan
- d. Transportation Plan
- e. Inventory Procedures
- f. Quality Control and Testing Procedures
- g. Personnel Procedures
- h. Dispensing Procedures
- i. Record-Keeping Procedures
- j. Maintenance of Financial Records Policy
- k. Diversity Plan

The applicant is fully compliant with submitting all summaries. All summaries were determined to be substantially compliant with the requirements listed in 935 CMR 500.105 through 935 CMR 500.160 as applicable. Full compliance will be reviewed during inspections and will be required before a final license is issued.

22. Summary of diversity plan:

The applicant's plan outlines its goals and includes the following:

- a. Implementing diversity programs that will include maintaining an open dialogue regarding inclusion, training events designed to bring awareness about diversity, and setting goals and tracking progress on diversity initiatives;
- b. Recruiting a diverse workforce;
- c. Conducting career fairs and trainings for individuals, including those in areas of disproportionate impact.

23. Summary of cultivation plan (if applicable)

Not applicable.

24. Summary of products to be produced and/or sold (if applicable)

Not applicable.

25. Plan for obtaining marijuana or marijuana products (if applicable)

The applicant has established cultivation and processing RMD operations. The applicant's long-term plan is to be a self-sufficient cultivation through retail operation. The initial goal for its marijuana supply is to apply and receive DPH approval to transfer its excess medical marijuana supply to the adult use operation.

RECOMMENDATION

Commission staff recommend issuing a provisional license with the following conditions:

- (1) Final license is subject to the required individuals successfully completing a fingerprint-based check of state and national criminal history databases;
- (2) Final license is subject to certification that applicant remains in compliance with DPH regulations, 105 CMR 725.000;
- (3) Final license is subject to inspection and audit to ascertain compliance with the requirements listed in 935 CMR 500.105 through 935 CMR 500.160 as applicable;
- (4) Final license is subject to inspection and audit to ascertain that its facilities are compliant with all applicable state and local codes, bylaws, ordinances, and regulations;
- (5) The applicant shall cooperate with and provide information to Commission investigators, agents, and employees upon request;
- (6) Provisional license subject to the payment of the appropriate license fee pursuant to 935 CMR 500.005.

This recommendation was based on the applicant's demonstrated compliance with the laws and regulations of the Commonwealth, suitability for licensure, and upon the evaluation of the thoroughness of the applicant's responses to the required criteria.

Commission staff certify that a due diligence review of the application was performed. As of this date, the applicant has demonstrated compliance with the laws and regulations of the Commonwealth and suitability for licensure. Accordingly, the applicant is recommended for provisional licensure with the previously mentioned conditions.