

BCWC, LLC
(MCN281263)

BACKGROUND & APPLICATION OF INTENT REVIEW

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

BCWC, LLC (MCN281263)

2. Address of the Marijuana Establishment:

34 Extension Street, Attleboro, MA 02703

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

Cultivation
Tier 2—Indoor (5,001-10,000 sq. ft.)

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

Product Manufacturer (MPN281325)

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

John Kenyon—Owner/Partner
Brett Fish— Owner/Partner
Blair Fish— Owner/Partner
Michael Shine— Owner/Partner
Duncan Harris— Owner/Partner
Mark Rioux— Owner/Partner
Zachary Allen—Owner/Partner
Robert Grillo—Owner/Partner
Derek Ross—Director

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

Future Farm Technologies—A Canadian business corporation that lends financial support to the applicant and will hold an equity stake in the Marijuana Establishment.

7. Priority status of applicant:

RMD Priority (RP201852)

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

The RMD is in compliance with the Department of Public Health (DPH).
The RMD business will be co-located with the adult-use business in Attleboro.
The RMD has a Provisional Certificate of Registration for dispensing, cultivation, and processing.

9. Information regarding host community agreement certification:

The Host Community Agreement was executed on April 30, 2018; certification provided.

10. Information regarding community outreach meeting:

The community outreach meeting was held on April 30, 2018.
Notice was published at least seven days prior in the Sun Chronicle.
The applicant certified notice to the municipality and abutters.
The applicant certified compliance with the community outreach meeting requirements.

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

The municipal notice was sent to the municipality on July 6, 2018. We received a response from the Mayor of Attleboro on July 20, 2018 stating that he could not speak to compliance at the time of correspondence as local adult-use ordinances had not yet been enacted. No further communications were received from the municipality.

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

The applicant plans to focus its efforts in Mansfield and Taunton which are disproportionately impacted areas close in proximity to Attleboro. The applicant has a two-prong approach for positive impact:

- i. Financial Support—The applicant plans to make no less than \$10,000 in financial contributions to the Boys and Girls Club of Taunton and the Mansfield YMCA Arts & Education Center; and
- ii. Industry-Specific Instruction—The applicant will provide no less than 50 hours per year towards educating individuals from disproportionately impacted locations in specific areas of the marijuana industry.

SUITABILITY REVIEW

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

No concerns.

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

No concerns.

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

No disclosures.

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

No disclosures.

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

The following individuals disclosed marijuana-related business interests in other jurisdictions:

- i. Brett Fish, Blair Fish, and John Kenyon have an interest in Ocean State Cultivation Center which is a medical marijuana business located in Rhode Island;
- ii. Brett Fish has an interest in Ohio Craft Cultivators which is a cannabis dispensary located in New Hampshire;
- iii. Derek Ross has an interest in the following businesses:
 1. Future Farms Maine, LLC which is a industrial hemp farm located in Maine; and
 2. Herask Associates, LLC which is a medical marijuana cultivator located in Rhode Island.

None of the disclosures presented suitability issues.

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

March 9, 2018 | Certificate of Good Standing, Secretary of the Commonwealth
April 5, 2018 | Certificate of Good Standing, Department of Revenue
(Letter ID: L0567838848)

MANAGEMENT AND OPERATIONS REVIEW

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

The applicant has reported that they have engaged with architects to renovate and expand out its current facility. The applicant expects that construction will conclude in early December 2018.

20. Applicant's proposed hours of operation:

Monday-Sunday: 24 hours/day

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 plans to do the following:

- i. Form a diversity and equality committee to accomplish the goal of being diverse and to promote equitable hiring practices;
- ii. Establish a mentoring program;
- iii. Create incentives for current employees to recruit individuals from diverse backgrounds; and
- iv. Analyze its employee population to ensure diversity.

23. Summary of cultivation plan (if applicable):

The applicant provided a detailed cultivation plan that summarizes the process, supplies, and techniques utilized throughout the propagation, cloning, vegetative, flowering, harvesting, and curing phases.

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

Not applicable.

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

Not applicable.

26. ISO 17025 Certifying Body and Certificate Number (if applicable):

Not applicable.

RECOMMENDATION

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

- (1) Final license is subject to certification that applicant remains in compliance with DPH regulations, 105 CMR 725.000;

- (2) 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;
- (3) 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;
- (4) The applicant shall cooperate with and provide information to Commission investigators, agents, and employees upon request; and
- (5) 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.