

**GIBBY’S GARDEN, LLC**  
MBN281347

**BACKGROUND & APPLICATION OF INTENT REVIEW**

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

Gibby’s Garden, LLC

2. Address of the Marijuana Establishment:

660 Douglas Street, Unit 300, Uxbridge, MA 01569

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

Microbusiness (Tier 1/Indoor Cultivation and Product Manufacturing)

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

The applicant is not a licensee or applicant for any other Marijuana Establishment.

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

Kimberly Gibson—Owner/Partner  
Alfred Gibson—Manager  
Joseph Gibson—Lead Cultivator

All individuals provided documentation that indicates they have been residents of Massachusetts for no less than 12 months prior to the submission of the application.

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

There is no other entity, other than the applicant, that appear to have direct or indirect authority over the Marijuana Establishment.

7. Priority status of applicant:

General applicant.

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

Not applicable.

9. Information regarding host community agreement certification:

The Host Community Agreement was executed on May 21, 2018; certification provided.

10. Information regarding community outreach meeting:

The community outreach meeting was held on May 10, 2018.  
Notice was published at least seven days prior in the Worcester Telegram & Gazette.  
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:

No objections were communicated to the Commission. The Commission received a response from the municipality on October 17, 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:

The applicant's plan includes the following programs:

- a. Offer community education programs to present information on marijuana laws and employment opportunities within the industry to local groups and individuals;
- b. Offer an agent registration program that will mentor individuals with past drug convictions on how to become engaged and find gainful employment in the adult-use industry. In addition to information on how to accomplish this goal, the applicant will start a scholarship program to fund the cost associated with becoming an agent if the other Marijuana Establishment employer is unable or unwilling to cover the costs; and
- c. Develop a professional network program that will connect individuals from disproportionate areas with Marijuana Establishments for open employment positions.

**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:

No disclosures.

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

May 23, 2018 | Certificate of Good Standing, Secretary of the Commonwealth  
May 24, 2018 | Certificate of Good Standing, Department of Revenue  
(Letter ID: L0763962496)

### **MANAGEMENT AND OPERATIONS REVIEW**

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

The applicant states that it may be operational one month after being issued a provisional license.

20. Applicant's proposed hours of operation:

Monday-Sunday: 9:00 a.m. to 5:00 p.m.

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:

As a small, woman-owned business, the applicant intends to be a small operation at first. Once the need for additional staff is required, the applicant intends to hire individuals from

disproportionately impacted areas and those with past drug convictions. The applicant plans to evaluate its plan on an annual basis.

23. Summary of cultivation plan (if applicable):

The applicant provided a plan that thoroughly explained its cultivation procedures in each stage from propagation through drying.

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

The applicant will primarily focus on cultivation but will eventually add a product line that includes the following:

- a. Tinctures; and
- b. Topicals

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 inspection and audit to ascertain compliance with the requirements listed in 935 CMR 500.105 through 935 CMR 500.160 as applicable;
- (2) Final license is subject to inspection and audit to ascertain that the facilities are compliant with all applicable state and local codes, bylaws, ordinances, and regulations;
- (3) The applicant shall cooperate with and provide information to Commission investigators, agents, and employees upon request; and
- (4) Provisional license is 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.