

**BCWC, LLC**  
MRN281379

**BACKGROUND & APPLICATION OF INTENT REVIEW**

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

BCWC, LLC

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):

Retailer

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

Cultivation, Tier 2/Indoor (previously licensed)  
Product Manufacturing (previously licensed)

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:

No objections were communicated to the Commission. The Commission received a response from the municipality on November 29, 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 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 marijuana-related 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 an 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:

August 7, 2018 | Certificate of Good Standing, Secretary of the Commonwealth  
August 23, 2018 | Certificate of Good Standing, Department of Revenue  
(Letter ID: L0003531392)

## **MANAGEMENT AND OPERATIONS REVIEW**

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

The applicant plans to be operational in the adult-use market around March 1, 2019.

20. Applicant's proposed hours of operation:

Monday-Sunday: 8:00 a.m. to 8:00 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:

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):

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 is a vertically integrated RMD that has been provisionally approved for adult-use cultivation and product manufacturing licenses. The applicant plans to supply its own products.

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;
- (5) Provisional license subject to the payment of the appropriate license fee pursuant to 935 CMR 500.005;
- (6) Final license is subject to the licensee providing Commission staff a specific list of organizations it plans to donate financial benefits to;
- (7) Final license is subject to the licensee providing Commission staff documentation demonstrating that the non-profit and/or charitable organizations that it plans to donate financial benefits to (specifically the Boys and Girls Club and YMCA) can receive such benefits from a marijuana-related business; and
- (8) If unable to donate financial benefits to named non-profit or charitable organizations, final license is subject to the licensee submitting a revised plan to positively impact areas of disproportionate impact.

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.