

DIEM LYNN, LLC
MRN283369

BACKGROUND & APPLICATION OF INTENT REVIEW

1. Name and address of the proposed Marijuana Establishment:

Diem Lynn, LLC
211-217 Lewis Street, Lynn, Massachusetts 01902

2. Type of license sought (if cultivation, its tier level and outside/inside operation) and information regarding the application submission:

Retail

The application was reopened twice (2) for additional information.

3. The applicant is a licensee or applicant for other Marijuana Establishment and/or Medical Marijuana Treatment Center license(s):

Type	Status	Location
Cultivation, Tier 2/Indoor (5,001 – 10,000 sq. ft.)	Provisional License	Orange
Product Manufacturing	Provisional License	Orange

Individuals and entities associated with this application are also associated with a retail application under the name “TDMA, LLC d/b/a Diem”.

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

Individual	Role
Christopher Mitchem	Executive/Officer

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

Entity	Role
TDMA Holdings, LLC	Parent Company
VLF Management, LLC	Investor/Contributor



6. Applicant's priority status:

General Applicant

7. The applicant and municipality executed a Host Community Agreement on March 10, 2020.
8. The applicant conducted a community outreach meeting on November 26, 2019 and provided documentation demonstrating compliance with Commission regulations.
9. The Commission received a municipal response from the municipality on August 14, 2020 stating the applicant was in compliance with all local ordinances or bylaws.
10. The applicant proposed the following goals for its Positive Impact Plan:

#	Goal
1	Provide an annual donation of \$5,000.00 to the CultivatED Program.
2	Provide employees with eight (8) hours of paid time to participate in neighborhood clean up initiatives at least once (1) annually.

SUITABILITY REVIEW

11. There were no disclosures of any past civil or criminal actions, occupational license issues, or marijuana-related business interests in other jurisdictions.
12. There were no concerns arising from background checks on the individuals or entities associated with the application.

MANAGEMENT AND OPERATIONS REVIEW

13. The applicant states that it can be operational within six (6) months of receiving the provisional license(s).
14. The applicant's proposed hours of operation are the following:

Monday – Sunday: 9:00 a.m. – 8:00 p.m.
15. The applicant submitted all applicable and required summaries of plans, policies, and procedures for the operation of the proposed establishment. The summaries were determined to be substantially compliant with the Commission's regulations.
16. The applicant proposed the following goals for its Diversity Plan:



#	Goal
1	Comprise a workforce of women (50%), minorities (25%), people with disabilities, people identifying as LGBTQ+ and veterans (10%).
2	Create a safe, accepting, and respectful work environment with a goal of having 100% employee participation in Diem's annual inclusive training.
3	Source 15% of its suppliers and ancillary services through businesses owned and/or managed by minorities, women, veterans, people with disabilities, and/or LGBTQ+ individuals.

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

Diem Lynn plans to obtain marijuana from its affiliated licenses. If the need arises, Diem Lynn will obtain marijuana or marijuana products by contracting with other licensed establishments.

RECOMMENDATION

Commission staff recommend provisional licensure with the following conditions:

1. Final license is subject to inspection to ascertain compliance with Commission regulations;
2. Final license is subject to inspection to ascertain compliance with applicable state laws and local codes, ordinances, and bylaws;
3. Final licensure is subject to the applicant ensuring that all remaining required individuals be fingerprinted pursuant to previous Commission notifications;
4. Final licensure is subject to the applicant providing Commission staff, upon inspection, with an updated Positive Impact Plan that includes a goal(s) other than providing donations;
5. Final licensure is subject to the applicant providing Commission staff, upon inspection, with an updated Positive Impact Plan that includes any local community engagement other than just providing donations;
6. Final licensure is subject to the applicant providing Commission staff, upon inspection, with an updated Positive Impact Plan that clarifies how a donation to CultivatED will directly impact the residents of Lynn;
7. The applicant shall cooperate with and provide information to Commission staff; and
8. Provisional licensure is subject to the payment of the appropriate license fee.

The applicant has demonstrated compliance with the laws and regulations of the Commonwealth and suitability for licensure. Therefore, the applicant is recommended for provisional licensure.

