

ACT Laboratories of Massachusetts, LLC

ILN281363

APPLICATION OF INTENT REVIEW

1. Name and address of the proposed Marijuana Establishment:

ACT Laboratories of Massachusetts, LLC
131 John Fitch Highway, Fitchburg, MA 01420

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

Independent Testing Laboratory

The application was reopened three (3) times for additional information.

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

The applicant is not an applicant or licensee for any other license type.

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

Individual	Role
Cornelius Merlini	Person Having Direct/Indirect Control
David Patton	Person Having Direct/Indirect Control
Edward Goodwin	Person Having Direct/Indirect Control
Jeffrey Nemeth	Person Having Direct/Indirect Control
Nancy Phillips	Person Having Direct/Indirect Control
Robert Miller	Person Having Direct/Indirect Control
Robert Sheroff	Person Having Direct/Indirect Control

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

Entity	Role
ACT Laboratories, Inc.	Entity Having Direct/Indirect Control / Capital Contributor

Provisional License Executive Summary 1



Intrinsic Health Partners, L.P.	Entity Having Direct/Indirect Control
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6. Applicant's priority status:

Expedited Applicant (License Type)

7. The applicant and municipality executed a Host Community Agreement on June 22, 2021.
8. The applicant conducted a community outreach meeting on October 21, 2021 and provided documentation demonstrating compliance with Commission regulations.
9. The Commission received a municipal response from the City/Town of Fitchburg on December 29, 2021 stating the applicant was in compliance with all local ordinances or bylaws.
10. The applicant proposed the following goals for its Plan to Positively Impact Disproportionately Harmed People:

#	Goal
1	Provide \$5,000, annually, to the Community Foundation of North Central Massachusetts, specifically for the transportation of Fitchburg children to the Boys and Girls Club.
2	Engage with the local community to expose the children of the Boys and Girls Club to science as a profession by presenting a science experiment at the Boys and Girls Club each quarter.

BACKGROUND CHECK REVIEW

11. There were disclosures of any past civil or criminal actions, occupational license issues, or marijuana-related business interests in other jurisdictions. None of the disclosures raised suitability issues.
12. There were no concerns arising from background checks on the individuals or entities associated with the application.

MANAGEMENT AND OPERATIONS PROFILE REVIEW

13. The applicant states that it can be operational within ten (10) months of receiving the provisional license(s).
14. The applicant's proposed hours of operation are the following:

Day(s)	Hours of Operation
Monday-Friday	9:00 a.m. to 5:00 p.m.

Provisional License Executive Summary 2



Saturday-Sunday	Closed
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15. The applicant submitted all 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	Recruit 30% of individuals that are minority, women, veterans, people with disabilities and LGTQ+ individuals for its hiring initiatives.
2	Contract with 20% of vendors, suppliers, contractors and professional service providers who are minority, women, veteran, people with disabilities, and LGBTQ+ owned.

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, local codes, ordinances or bylaws, and local licensing requirements.
3. The applicant shall cooperate with and provide information to Commission staff.
4. Provisional licensure is subject to the payment of the appropriate license fee.
5. Prior to performing job functions, all provisional licensees shall ensure that all current Marijuana Establishment, Medical Treatment Center, and Independent Testing Laboratory Agents involved in the handling or sale of Marijuana for adult and medical use shall have attended and successfully completed the Basic Core Curriculum of the Responsible Vendor Training Program to be designated a "Responsible Vendor" and provide a "certificate of completion" to the Commission upon request. In addition, all newly hired employees involved in the handling or sale of marijuana or marijuana products must also successfully complete the Basic Core Curriculum of the Responsible Vendor Training Program within 90 days of hire, in compliance with 935 CMR 500.105(2) or 935 CMR 501.105(2).

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.

