

Ember Gardens NBP, LLC

MPN282229

APPLICATION OF INTENT REVIEW

1. Name and address of the proposed Marijuana Establishment:

Ember Gardens NBP, LLC
d/b/a Ember Gardens
1 Nauset Street, New Bedford, MA 02746

2. Type of license sought and information regarding the application submission:

Product Manufacturing

The application was reopened two (2) times 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
Retail	Application Submitted	New Bedford

Please note that individuals and/or entities associated with the proposed application(s) are also associated with other adult-use cultivation, product manufacturing, and/or retail applications/licenses under the names of Ember Gardens Boston, LLC, Fuego Farms, Inc., Ember Gardens Production, LLC, Ember Gardens Boston, LLC, Ember Gardens Delivery, LLC, and Ember Gardens Cape Cod, LLC.

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

Individual	Role
George Friedlander	Person Having Direct/Indirect Control / Capital Contributor
Shane Hyde	Person Having Direct/Indirect Control / Capital Contributor
Daniel Gillan	Person Having Direct/Indirect Control / Capital Contributor

Provisional License Executive Summary 1



Stephen Soscia	Person Having Direct/Indirect Control / Capital Contributor
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5. List of all required entities and their roles in the Marijuana Establishment:

Entity	Role
Ember Gardens Holdings, LLC	Entity Having Direct/Indirect Control / Capital Contributor
NEC Capital, LLC	Entity Having Direct/Indirect Control / Capital Contributor

6. Applicant's priority status:

General Applicant

7. The applicant and municipality executed a Host Community Agreement on June 6, 2022.
8. The applicant conducted a community outreach meeting on April 14, 2022 and provided documentation demonstrating compliance with Commission regulations.
9. The Commission sent a municipal notice with a copy of the application to the City/Town of New Bedford on December 2, 2022. The Commission did not receive a response within 60 days pursuant to 935 CMR 500.102(1)(d).
10. The applicant proposed the following goals for its Plan to Positively Impact Disproportionately Harmed People:

#	Goal
1	Provide an annual monetary donation in the amount of \$16,000 to Cannabis Community Care and Research Network ("CCOE").
2	Support four (4) students who have been disproportionately impacted by the war on drugs, specifically in Wareham and New Bedford, to have 50 hours of hands-on training designed for employment.

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

Provisional License Executive Summary 2



13. The applicant states that it can be operational within one (1) year of receiving the provisional license(s).

14. The applicant's proposed hours of operation are the following:

Day(s)	Hours of Operation
Monday-Sunday	Open 24 hours

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 women (25%), minorities (25%), veterans (5%), persons with disabilities (5%), and LGBTQ+ (5%) for its hiring initiatives.
2	Partner with vendors and contractors that are woman-owned (7%), minority-owned (7%), veteran-owned (2%), persons with disabilities-owned (2%), and LGBTQ+-owned (2%).

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

#	Product
1	Tinctures (wild berry, citrus, mango, tropical, mint, cinnamon, citrus, and herbal)
2	Topicals (cream/lotion and salves)
3	Capsules
4	Dehydrated Fruit Leather (mango, tropical and grape)
5	Chocolate Brownie
6	Chocolates (milk, dark, and white)
7	Gummies (raspberry, mango, strawberry, blueberry, peach, pineapple and sour apple)

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. Final licensure is subject to the applicant providing Commission staff, upon inspection, with a detailed list of all proposed products to be produced with specific information as to types, forms, shapes, colors, and flavors.
4. The applicant shall cooperate with and provide information to Commission staff.
5. Provisional licensure is subject to the payment of the appropriate license fee.
6. Prior to performing job functions at marijuana establishment, all internship program participants as stated in Goal number two (2) of your Positive Impact Plan must become Registered Agents in the Commonwealth of Massachusetts and provide Agent Registration Card to the Commission upon request. Pursuant to 935 CMR 500.030, a Marijuana Establishment shall apply for registration for all its employees, owners, executives, and volunteers who are associated with that Marijuana Establishment.
7. Prior to final licensure please inform the Commission of your “Additional Operational Plans for Product Manufacturers” as it relates to Quality Control Samples. Licensees that opt to provide Quality Control Samples must include written policies and procedures in accordance with 935 CMR 500.130(5)(k) and 935 CMR 500.130(9).

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.

