

## EOS-BITTERSWEET, LLC

MCN281338

### **BACKGROUND & APPLICATION OF INTENT REVIEW**

1. Name and address of the proposed Marijuana Establishment:

EOS-Bittersweet, LLC  
973 Barker Road, Pittsfield, MA 01201

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

Cultivation, Tier 10 / Outdoor (80,001 – 90,000 sq. ft.)

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):

Type	Status	Location
Cultivation, Tier 2/Indoor (5,001 – 10,000 sq. ft.)	Application Submitted	Pittsfield
Product Manufacturing	Application Submitted	Pittsfield

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

Individual	Role
Suehiko Ono	Manager / Chief Operating Officer
Koe Ju Song	Executive / Officer
Sharon Herzing	Owner / Partner
Raymond Chang	Owner / Partner
Travis Facenda	Close Associate
Matthew Vivrett	Close Associate
Ann Archey	Close Associate
David Halley	Close Associate



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

Entity	Role
EOS Farm, LLC	Parent Company
4D NXT Capital, LLC	Capital Contributor

- Applicant's priority status:

Expedited Applicant (License Type and Disadvantaged Business Enterprise)

- The applicant and municipality executed a Host Community Agreement on July 30, 2019.
- The applicant conducted a community outreach meeting on May 23, 2019 and provided documentation demonstrating compliance with Commission regulations.
- The Commission received a municipal response from the municipality on January 22, 2020 stating the applicant was in compliance with all local ordinances or bylaws.
- The applicant proposed the following goals for its Positive Impact Plan:

#	Goal
1	Hire at least two (2) individuals from Pittsfield.
2	Provide mentoring, professional, and technical services for individuals and businesses facing systemic barriers
3	Promote sustainable, social and economic reparative practices in the cannabis industry in Pittsfield.
4	Provide business assets (time, organization skills, finances) towards endeavors in Pittsfield.

### **SUITABILITY REVIEW**

- 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.
- There were no concerns arising from background checks on the individuals or entities associated with the application.

### **MANAGEMENT AND OPERATIONS REVIEW**

- The applicant states that it can be operational within seven (7) months of receiving the provisional license(s).



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

Monday – Sunday: 9:00 a.m. – 6:30 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	Increase the number of individuals that are minorities, women, veterans, people with disabilities, or people from the LGBTQ+ community working in the establishment and providing tools to ensure their success.
2	Increase the number of individuals that are minorities, women, veterans, people with disabilities, or people from the LGBTQ+ community in management and executive positions in the establishment and providing tools to ensure their success.
3	Provide access for and assist individuals that are minorities, women, veterans, people with disabilities, or people from the LGBTQ+ community to achieve their goal of entering the adult-use marijuana industry.
4	Increase the number of businesses owned by individuals that are minorities, women, veterans, people with disabilities, or people from the LGBTQ+ community that can contract or otherwise do business with Marijuana establishments.

17. Summary of cultivation plan (if applicable):

The applicant submitted a cultivation plan that demonstrates the ability to comply with the Commission’s regulations.

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

Not applicable.

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

Not applicable.

## **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. 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. Final licensure is subject to the applicant submitting to Commission staff, upon inspection, an updated Diversity Plan with specific measurable goals as to providing equity in the operation of the establishment for women, minorities, veterans, people with disabilities, and LGBTQ+ community; and
6. Final licensure is subject to the applicant submitting to Commission staff, upon inspection, information pertaining to its Positive Impact Plan and the following:
  - a. Information on networking within the community—specifically, how often and through what mediums; and
  - b. Information on networking with business leaders—specifically, who, how often, and through what mediums.

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.

