

Kief USA, LLC
MCN283578

APPLICATION OF INTENT REVIEW

1. Name and address of the proposed Marijuana Establishment:

Kief USA, LLC
d/b/a Hui, LLC
1 Turner Street, FKA 330 Turner Street, Attleboro, MA 02703

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

Cultivation, Tier 11/Indoor (90,001 – 100,000 sq. ft.)

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
Product Manufacturing	Application Submitted	Attleboro

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

Individual	Role
Hui Zhang	Person Having Direct/Indirect Control/Capital Contributor
Xiang Li	Person Having Direct/Indirect Control

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

No other entity appears to have ownership or control over this proposed Marijuana Establishment.

6. Applicant's priority status:



Expedited Applicant (Woman-Owned Business/Minority-Owned Business)

7. The applicant and municipality executed a Host Community Agreement on June 28, 2021.
8. The applicant conducted a community outreach meeting on August 5, 2021 and provided documentation demonstrating compliance with Commission regulations.
9. The Commission sent a municipal notice to the City/Town of Attleboro with a copy of the application to the municipality on November 15, 2021. 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	Hire at least 25% of its employees from Mansfield and Walpole, and/or Massachusetts residents who have, or have parents or spouses who have, past drug convictions.
2	Provide educational programs and informational sessions geared towards individuals from Mansfield and Walpole and/or Massachusetts Residents who have, or have parents or spouses who have, past drug convictions that are interested in the cannabis industry, with specific focuses on marijuana cultivators, product manufactures or retailers and entrepreneurship, at least twice a year.

BACKGROUND CHECK 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 PROFILE 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:

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 48.8% women; 20.7% minorities (Black, African American, Hispanic, Latinx, and Indigenous people); 20% LGBTQ+; 12% individuals with disabilities; and 7% Veterans for its hiring initiatives.
2	Offer 100% of the Company's opportunities for advancement to management and executive positions internally, thereby providing opportunities to its diverse workforce, to the extent its workforce has been filled by diverse individuals, for advancement.
3	Require 100% of its employees receive education on diversity, implicit biases and sensitivity within the first 90 days of employment and once annually thereafter.
4	Engage diverse businesses by working with the Massachusetts Supplier Diversity Office and other agencies and organizations to assist in finding qualified vendors for renovation and construction of its establishment.

17. Summary of cultivation plan:

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, local codes, ordinances or bylaws, and local licensing requirements.
3. Final licensure is subject to the applicant providing Commission staff, upon inspection, an amended Plan to Positively Impact Disproportionately Harmed People that identifies specific disproportionately impacted communities.



4. Final licensure is subject to the applicant reviewing its diversity hiring goals based on statistics of community and region and not just based on overall state statistics and provide the Commission with any updates.
5. Final licensure is subject to the applicant ensuring that all remaining required individuals be fingerprinted pursuant to previous Commission notifications.
6. The applicant shall cooperate with and provide information to Commission staff.
7. Provisional licensure is subject to the payment of the appropriate license fee.
8. 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).
9. In compliance with 500.105(4)(a) Advertising Requirements, colloquial references to Marijuana and Cannabis are prohibited from use in the Brand Name. Therefore, Kief USA, LLC may not use said name in any permitted advertising activities and instead may use D/B/A Hui, LLC in accordance with 935 CMR 500.105(4)(a).
10. Final license is subject to the applicant identifying and informing the Commission of the establishments "Additional Operational Plans for Indoor & Outdoor Marijuana Cultivators" as it relates to Quality Control Samples in accordance with 935 CMR 500.120 (14), whereas a Marijuana Cultivator may provide a Quality Control Sample of Marijuana flower to its employees for the purpose of ensuring product quality and determining whether to make the product available to sell. All Quality Control Samples provided by a Marijuana Cultivator under 935 CMR 500.120(14) shall be assigned a unique, sequential alphanumeric identifier and entered into the Seed-to-sale SOR in a form and manner to be determined by the Commission, and further, shall be designated as "Quality Control Sample."

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.

