



Massachusetts Cannabis Control Commission

Marijuana Retailer

General Information:

License Number: MR282205
Original Issued Date: 06/03/2019
Issued Date: 07/15/2021
Expiration Date: 08/03/2022

ABOUT THE MARIJUANA ESTABLISHMENT

Business Legal Name: Commcan, Inc.

Phone Number: 508-376-2041 Email Address: ellen@rosenfeld-law.com

Business Address 1: 730 Main Street

Business Address 2: Suite 2A

Business City: Millis

Business State: MA

Business Zip Code: 02054

Mailing Address 1: 730 Main Street

Mailing Address 2: Suite 2A

Mailing City: Millis

Mailing State: MA

Mailing Zip Code: 02054

CERTIFIED DISADVANTAGED BUSINESS ENTERPRISES (DBES)

Certified Disadvantaged Business Enterprises (DBEs): Lesbian, Gay, Bisexual, and Transgender Owned Business, Woman-Owned Business

PRIORITY APPLICANT

Priority Applicant: yes

Priority Applicant Type: RMD Priority

Economic Empowerment Applicant Certification Number:

RMD Priority Certification Number: RPA201907

RMD INFORMATION

Name of RMD: CommCan, Inc.

Department of Public Health RMD Registration Number: 022

Operational and Registration Status: Obtained Final Certificate of Registration and is open for business in Massachusetts

To your knowledge, is the existing RMD certificate of registration in good standing?: yes

If no, describe the circumstances below:

PERSONS WITH DIRECT OR INDIRECT AUTHORITY

Person with Direct or Indirect Authority 1

Percentage Of Ownership: 51

Percentage Of Control: 51

Role: Owner / Partner

Other Role: Director on 3-Member Board of Directors, President and Treasurer

First Name: Ellen

Last Name: Rosenfeld

Suffix:

Gender: Female

User Defined Gender:

What is this person's race or ethnicity?: White (German, Irish, English, Italian, Polish, French)

Specify Race or Ethnicity:

Person with Direct or Indirect Authority 2

Percentage Of Ownership: 24.5

Percentage Of Control: 24.5

Role: Owner / Partner

Other Role: Director on 3-Member Board of Directors and Secretary

First Name: Jon

Last Name: Rosenfeld

Suffix:

Gender: Male

User Defined Gender:

What is this person's race or ethnicity?: White (German, Irish, English, Italian, Polish, French)

Specify Race or Ethnicity:

Person with Direct or Indirect Authority 3

Percentage Of Ownership: 24.5

Percentage Of Control: 24.5

Role: Owner / Partner

Other Role: Director on 3-Member Board of Directors, Chief Executive Officer and Chief Financial Officer

First Name: Marc

Last Name: Rosenfeld

Suffix:

Gender: Male

User Defined Gender:

What is this person's race or ethnicity?: White (German, Irish, English, Italian, Polish, French)

Specify Race or Ethnicity:

ENTITIES WITH DIRECT OR INDIRECT AUTHORITY

No records found

CLOSE ASSOCIATES AND MEMBERS

No records found

CAPITAL RESOURCES - INDIVIDUALS

Individual Contributing Capital 1

First Name: Ellen

Last Name:

Suffix:

Rosenfeld

Types of Capital: Monetary/
Equity

Other Type of Capital:

Total Value of the Capital Provided:
\$30000

Percentage of Initial Capital:
33.33

Capital Attestation: Yes

Individual Contributing Capital 2

First Name: Jon

Last Name:

Suffix:

Rosenfeld

Types of Capital: Monetary/
Equity

Other Type of Capital:

Total Value of the Capital Provided:
\$30000

Percentage of Initial Capital:
33.33

Capital Attestation: Yes

Individual Contributing Capital 3

First Name: Marc

Last Name:

Suffix:

Rosenfeld

Types of Capital: Monetary/
Equity

Other Type of Capital:

Total Value of the Capital Provided:
\$30000

Percentage of Initial Capital:
33.33

Capital Attestation: Yes

CAPITAL RESOURCES - ENTITIES

No records found

BUSINESS INTERESTS IN OTHER STATES OR COUNTRIES

No records found

DISCLOSURE OF INDIVIDUAL INTERESTS

Individual 1

| | | |
|--|--|----------------|
| First Name: Ellen | Last Name: Rosenfeld | Suffix: |
| Marijuana Establishment Name: CommCan, Inc. | Business Type: Marijuana Retailer | |
| Marijuana Establishment City: Rehoboth | Marijuana Establishment State: MA | |

Individual 2

| | | |
|--|---|----------------|
| First Name: Ellen | Last Name: Rosenfeld | Suffix: |
| Marijuana Establishment Name: CommCan, Inc. | Business Type: Marijuana Product Manufacture | |
| Marijuana Establishment City: Medway | Marijuana Establishment State: MA | |

Individual 3

| | | |
|--|--|----------------|
| First Name: Jon | Last Name: Rosenfeld | Suffix: |
| Marijuana Establishment Name: CommCan, Inc. | Business Type: Marijuana Retailer | |
| Marijuana Establishment City: Rehoboth | Marijuana Establishment State: MA | |

Individual 4

| | | |
|--|--|----------------|
| First Name: Jon | Last Name: Rosenfeld | Suffix: |
| Marijuana Establishment Name: CommCan, Inc. | Business Type: Marijuana Cultivator | |
| Marijuana Establishment City: Medway | Marijuana Establishment State: MA | |

Individual 5

| | | |
|--|---|----------------|
| First Name: Jon | Last Name: Rosenfeld | Suffix: |
| Marijuana Establishment Name: CommCan, Inc. | Business Type: Marijuana Product Manufacture | |
| Marijuana Establishment City: Medway | Marijuana Establishment State: MA | |

Individual 6

| | | |
|--|--|----------------|
| First Name: Marc | Last Name: Rosenfeld | Suffix: |
| Marijuana Establishment Name: CommCan, Inc. | Business Type: Marijuana Retailer | |
| Marijuana Establishment City: Rehoboth | Marijuana Establishment State: MA | |

Individual 7

| | | |
|--|--|----------------|
| First Name: Marc | Last Name: Rosenfeld | Suffix: |
| Marijuana Establishment Name: CommCan, Inc. | Business Type: Marijuana Cultivator | |
| Marijuana Establishment City: Medway | Marijuana Establishment State: MA | |

Individual 8

| | | |
|--|---|----------------|
| First Name: Marc | Last Name: Rosenfeld | Suffix: |
| Marijuana Establishment Name: CommCan, Inc. | Business Type: Marijuana Product Manufacture | |
| Marijuana Establishment City: Medway | Marijuana Establishment State: MA | |

Individual 9

| | | |
|--|--|----------------|
| First Name: Ellen | Last Name: Rosenfeld | Suffix: |
| Marijuana Establishment Name: CommCan, Inc. | Business Type: Marijuana Cultivator | |

Marijuana Establishment City: Medway

Marijuana Establishment State: MA

MARIJUANA ESTABLISHMENT PROPERTY DETAILS

Establishment Address 1: 1525 Main Street

Establishment Address 2:

Establishment City: Millis

Establishment Zip Code: 02054

Approximate square footage of the establishment: 3000

How many abutters does this property have?: 7

Have all property abutters been notified of the intent to open a Marijuana Establishment at this address?: Yes

HOST COMMUNITY INFORMATION

Host Community Documentation:

| Document Category | Document Name | Type | ID | Upload Date |
|--|---|------|--------------------------|-------------|
| Community Outreach Meeting Documentation | CommCan - Millis Community Outreach Meeting Documentation.pdf | pdf | 5c212722a8a6bb721699af15 | 12/24/2018 |
| Plan to Remain Compliant with Local Zoning | CommCan - Millis Retailer App - Plan to Remain Compliant with Local Zoning - 12.31.18.pdf | pdf | 5c2d34b6e96db37a99be4644 | 01/02/2019 |
| Certification of Host Community Agreement | CommCan - Millis HCA Certification Form (exec).pdf | pdf | 5c633cdfb411c1126cf01661 | 02/12/2019 |

Total amount of financial benefits accruing to the municipality as a result of the host community agreement. If the total amount is zero, please enter zero and provide documentation explaining this number.: \$538318

PLAN FOR POSITIVE IMPACT

Plan to Positively Impact Areas of Disproportionate Impact:

| Document Category | Document Name | Type | ID | Upload Date |
|--------------------------|--------------------------------------|------|--------------------------|-------------|
| Plan for Positive Impact | CommCan_Plan for Positive Impact.pdf | pdf | 5cad14e8eadf341230f6d914 | 04/09/2019 |

ADDITIONAL INFORMATION NOTIFICATION

Notification: I understand

INDIVIDUAL BACKGROUND INFORMATION

Individual Background Information 1

Role: Other Role:
First Name: Ellen Last Name: Rosenfeld Suffix:
RMD Association: RMD Owner
Background Question: no

Individual Background Information 2

Role: Other Role:
First Name: Jon Last Name: Rosenfeld Suffix:
RMD Association: RMD Owner
Background Question: no

Individual Background Information 3

Role: Other Role:

First Name: Marc Last Name: Rosenfeld Suffix:

RMD Association: RMD Owner

Background Question: no

ENTITY BACKGROUND CHECK INFORMATION

No records found

MASSACHUSETTS BUSINESS REGISTRATION

Required Business Documentation:

| Document Category | Document Name | Type | ID | Upload Date |
|--|---|------|--------------------------|-------------|
| Secretary of Commonwealth - Certificate of Good Standing | CommCan - Certificate of Good Standing from SoC (9.24.18).pdf | pdf | 5c1a5eeba8a6bb721699a797 | 12/19/2018 |
| Department of Revenue - Certificate of Good standing | CommCan - Certificate of Good Standing from DOR (4.2.18).pdf | pdf | 5c1a5eed3fb3fc7ac1891e9b | 12/19/2018 |
| Articles of Organization | CommCan - Articles of Entity Conversion.pdf | pdf | 5c1a5eee6f99f37acbf2f8a4 | 12/19/2018 |
| Bylaws | CommCan - Corporate Bylaws.pdf | pdf | 5c1a5eef1c24a8722ab9af0f | 12/19/2018 |

Certificates of Good Standing:

| Document Category | Document Name | Type | ID | Upload Date |
|--|--------------------------------------|------|--------------------------|-------------|
| Department of Revenue - Certificate of Good standing | DOR Certificate of Good Standing.pdf | pdf | 60cba15e2f302a08623afcb8 | 06/17/2021 |
| Department of Unemployment Assistance - Certificate of Good standing | DUA Certificate of Good Standing.pdf | pdf | 60cba163f5829808d5365367 | 06/17/2021 |
| Secretary of Commonwealth - Certificate of Good Standing | SOC Good Standing.pdf | pdf | 60cba16e4e2e5a08784e6535 | 06/17/2021 |

Massachusetts Business Identification Number: 001326676

Doing-Business-As Name:

DBA Registration City:

BUSINESS PLAN

No documents uploaded

OPERATING POLICIES AND PROCEDURES

Policies and Procedures Documentation:

| Document Category | Document Name | Type | ID | Upload Date |
|----------------------------------|---|------|--------------------------|-------------|
| Quality control and testing | CommCan_Quality Control and Testing UPDATED.pdf | pdf | 5e8cf431d29ad9357159791c | 04/07/2020 |
| Storage of marijuana | CommCan_Storage of Marijuana UPDATED.pdf | pdf | 5e8cf434172cbc35459769bd | 04/07/2020 |
| Transportation of marijuana | CommCan_Transportation Plan UPDATED.pdf | pdf | 5e8cf4365f1da0353e2b3c44 | 04/07/2020 |
| Restricting Access to age 21 and | CommCan_Restricting Access to age 21 and | pdf | 5e8cf438b014bf38e46cec08 | 04/07/2020 |

| | | | | | |
|--|--|-----|--------------------------|------------|--|
| older | Older UPDATED.pdf | | | | |
| Diversity plan | CommCan_Diversity Plan UPDATED.pdf | pdf | 5e8cf472554b033566cd17fa | 04/07/2020 | |
| Qualifications and training | CommCan Qualifications and Training UPDATED.pdf | pdf | 5e8cf474482e703583b7c2c2 | 04/07/2020 | |
| Prevention of diversion | CommCan_Prevention of Diversion UPDATED.pdf | pdf | 5e8cf4785f1da0353e2b3c4a | 04/07/2020 | |
| Record Keeping procedures | CommCan_Recordkeeping Procedures UPDATED.pdf | pdf | 5e8cf47abddf0438d21dd3d4 | 04/07/2020 | |
| Inventory procedures | CommCan_Inventory Procedures UPDATED.pdf | pdf | 5e8cf49c961ad539052bec3f | 04/07/2020 | |
| Maintaining of financial records | CommCan_Maintaining Financial Records UPDATED.pdf | pdf | 5e8cf49e554b033566cd17fe | 04/07/2020 | |
| Separating recreational from medical operations, if applicable | CommCan - Plan for Separating Recreational from Medical Operations.pdf | pdf | 5e8cf505172cbc35459769c7 | 04/07/2020 | |
| Dispensing procedures | CommCan_Dispensing Procedures.pdf | pdf | 5e8cfb6bbddf0438d21dd3e1 | 04/07/2020 | |
| Personnel policies including background checks | CommCan_Personnel Policies.pdf | pdf | 5e8e2d3a482e703583b7c5e4 | 04/08/2020 | |
| Security plan | CommCan_Security Plan.pdf | pdf | 5e8e2d3ff0445c357cb0855a | 04/08/2020 | |

MARIJUANA RETAILER SPECIFIC REQUIREMENTS

Adequate Patient Supply Documentation:

| Document Category | Document Name | Type | ID | Upload Date |
|-------------------|---|------|--------------------------|-------------|
| | CommCan_Maintaining Adequate Patient Supply.pdf | pdf | 5e8cfdc9961ad539052bec51 | 04/07/2020 |

Reasonable Substitutions of Marijuana Types and Strains Documentation:

| Document Category | Document Name | Type | ID | Upload Date |
|-------------------|---|------|--------------------------|-------------|
| | CommCan_Policies and Procedures for Reasonable Substitutions of Marijuana Types and Strains.pdf | pdf | 5e98b981b014bf38e46d0546 | 04/16/2020 |

ATTESTATIONS

I certify that no additional entities or individuals meeting the requirement set forth in 935 CMR 500.101(1)(b)(1) or 935 CMR 500.101(2)(c)(1) have been omitted by the applicant from any marijuana establishment application(s) for licensure submitted to the Cannabis Control Commission.: I Agree

I understand that the regulations stated above require an applicant for licensure to list all executives, managers, persons or entities having direct or indirect authority over the management, policies, security operations or cultivation operations of the Marijuana Establishment; close associates and members of the applicant, if any; and a list of all persons or entities contributing 10% or more of the initial capital to operate the Marijuana Establishment including capital that is in the form of land or buildings.: I Agree

I certify that any entities who are required to be listed by the regulations above do not include any omitted individuals, who by themselves, would be required to be listed individually in any marijuana establishment application(s) for licensure submitted to the Cannabis Control Commission.: I Agree

Notification: I Understand

I certify that any changes in ownership or control, location, or name will be made pursuant to a separate process, as required under 935 CMR 500.104(1), and none of those changes have occurred in this application.: I Agree

I certify that to the best knowledge of any of the individuals listed within this application, there are no background events that have arisen since the issuance of the establishment's final license that would raise suitability issues in accordance with 935 CMR 500.801.: I Agree

I certify that all information contained within this renewal application is complete and true.: I Agree

ADDITIONAL INFORMATION NOTIFICATION

Notification: I Understand

COMPLIANCE WITH POSITIVE IMPACT PLAN

Progress or Success Goal 1

Description of Progress or Success: CommCan communicated with the Mansfield Council on Aging and Social Services (the "Council") prior to submitting the Positive Impact Plan to the Commission as part of the license application. CommCan's original intent for providing a financial contribution in the Town of Mansfield was to make donations to Mansfield's Council on Aging. The Council declined to accept such contributions, citing CommCan's lack of presence in the Community as a reason for not accepting the gifts. Given the Council's refusal to accept such contributions, CommCan approached Our Daily Bread, Mansfield's Food pantry.

The interim director of the Council requested that CommCan reconnect with the Council after CommCan's presence becomes more known in the Mansfield community. As described above, recent litigation in Mansfield has delayed CommCan's ability to operate in Mansfield and partner with the Council, but CommCan still plans to keep pushing forward with dispensary plans in Mansfield and will reconnect with the Council on Aging as our presence in the community becomes more well-known.

Progress or Success Goal 2

Description of Progress or Success: CommCan has donated to the Medway Community Farm.

Progress or Success Goal 3

Description of Progress or Success: CommCan has made donations to Our Daily Bread food pantry consistently for 2 years.

COMPLIANCE WITH DIVERSITY PLAN

Diversity Progress or Success 1

Description of Progress or Success: Goal

In order for CommCan to promote equity for the above-listed groups in its operations, CommCan has established the following goals:

1. Ensuring that at least 51% of CommCan's ownership is comprised of women and/or individuals who identify as LGBTQ+.

Diversity Progress or Success 2

Description of Progress or Success: 2. Ensuring that least 30% of management is comprised of women and/or individuals who identify as LGBTQ+.

At the present time, CommCan employs 137 individuals. Based upon information voluntarily disclosed by those individuals, CommCan believes that it has achieved the above-referenced goals. Notwithstanding that belief, CommCan will proactively work towards not only maintaining the present make-up of its organization but also to increase and promote diversity.

Diversity Progress or Success 3

Description of Progress or Success: 3. Increasing the number of qualified, diverse individuals employed by CommCan. More specifically, the goal for employment composition is:

- o At least 10% of all staff comprised of Minorities;
- o At least 40% of all staff comprised of Women;
- o At least 5% of all staff comprised of Veterans;
- o At least 5% of all staff comprised of Disabled Individuals; and
- o At least 10% of all staff comprised of individuals who identify as LGBTQ+.

At the present time, CommCan employs 137 individuals. Based upon information voluntarily disclosed by those individuals, CommCan believes that it has achieved the above-referenced goals. Notwithstanding that belief, CommCan will proactively work towards not only maintaining the present make-up of its organization but also to increase and promote diversity.

HOURS OF OPERATION

Monday From: 10:00 AM Monday To: 8:00 PM

Tuesday From: 10:00 AM Tuesday To: 8:00 PM

Wednesday From: 10:00 AM Wednesday To: 8:00 PM

Thursday From: 10:00 AM Thursday To: 8:00 PM

Friday From: 10:00 AM Friday To: 8:00 PM

Saturday From: 10:00 AM Saturday To: 8:00 PM

Sunday From: 10:00 AM Sunday To: 8:00 PM

Community Outreach Meeting Attestation Form

The applicant must complete each section of this form and initial each page before uploading it to the application. Failure to complete a section will result in the application being deemed incomplete. Instructions to the applicant appear in italics. Please note that submission of information that is “misleading, incorrect, false, or fraudulent” is grounds for denial of an application for a license pursuant to 935 CMR 500.400(1).

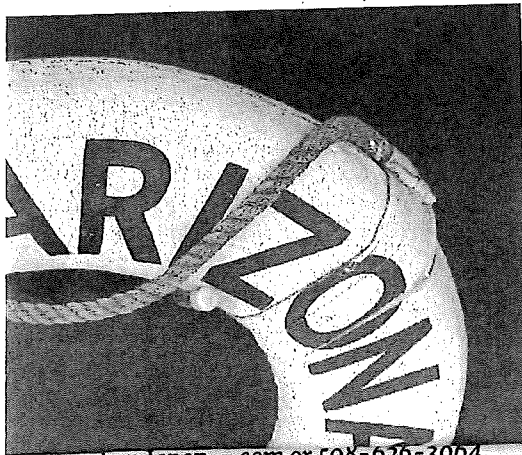
I, Ellen Rosenfeld, (insert name) attest as an authorized representative of Comm Can, Inc (insert name of applicant) that the applicant has complied with the requirements of 935 CMR 500 and the guidance for licensed applicants on community outreach, as detailed below.

1. The Community Outreach Meeting was held on December 19, 2018 (insert date).
2. A copy of a notice of the time, place, and subject matter of the meeting, including the proposed address of the Marijuana Establishment, was published in a newspaper of general circulation in the city or town on December 5, 2018 (insert date), which was at least seven calendar days prior to the meeting. A copy of the newspaper notice is attached as Attachment A (*please clearly label the newspaper notice in the upper right hand corner as Attachment A and upload it as part of this document*).
3. A copy of the meeting notice was also filed on November 30, 2018 (insert date) with the city or town clerk, the planning board, the contracting authority for the municipality, and local licensing authority for the adult use of marijuana, if applicable. A copy of the municipal notice is attached as Attachment B (*please clearly label the municipal notice in the upper right-hand corner as Attachment B and upload it as part of this document*).
4. Notice of the time, place and subject matter of the meeting, including the proposed address of the Marijuana Establishment, was mailed on December 4, 2018 (insert date), which was at least seven calendar days prior to the community outreach meeting to abutters of the proposed address of the Marijuana Establishment, and residents within 300 feet of the property line of the petitioner as they appear on the most recent applicable tax list, notwithstanding that the land of any such owner is located in another city or town. A copy of one of the notices sent to abutters and parties of interest as described in this section is attached as Attachment C (*please clearly label the municipal notice in the upper right hand corner as Attachment C and upload it as part of this document; please only include a copy of one notice and please black out the name and the address of the addressee*).

5. Information was presented at the community outreach meeting including:
 - a. The type(s) of Marijuana Establishment to be located at the proposed address;
 - b. Information adequate to demonstrate that the location will be maintained securely;
 - c. Steps to be taken by the Marijuana Establishment to prevent diversion to minors;
 - d. A plan by the Marijuana Establishment to positively impact the community; and
 - e. Information adequate to demonstrate that the location will not constitute a nuisance as defined by law.

6. Community members were permitted to ask questions and receive answers from representatives of the Marijuana Establishment.

Harbor numbered



imposed on Japan com or 508-626-3964.

d of assaulting son

id Gibbons. "She n a number of times mach and groin." fled the apartment ce had to wake up t to arrest her. e of the alleged victim wn. Gibbons called minor, but defense Bridget Bradley said The victim's infor- was impounded, his age. charged Goodwin domestic assault and ns said this was not t incident involv- same victim and . In September, the eported an assault curred to a school e officer. The victim had confronted his about her drinking became angry. eported his mother cked him," Gibbons

In that case, police charged Goodwin with domestic assault and battery and she was released without bail. Gibbons asked Judge Jennifer Stark to revoke Goodwin's bail on the open case and to hold her without bail for 90 days. Goodwin's lawyer, Bradley, argued that Goodwin was the victim, pointing out a split lip that she said Goodwin suffered at the hands of her son. Stark released Goodwin without bail. She ordered Goodwin not to drink and to undergo random tests. Stark also ordered Goodwin to attend three Alcoholics Anonymous meetings a week.

Norman Miller can be reached at 508-626-3823 or nmiller@wickedlocal.com. For up-to-date crime news, follow Nor-

Legal Notices

**BAKALARS ESTATE
LEGAL NOTICE**
Commonwealth of
Massachusetts
The Trial Court
Norfolk Probate and Family
Court
35 Shawmut Road
Canton, MA 02021
(781) 830-1200
Docket No.
NO18P3057EA
**INFORMAL PROBATE
PUBLICATION NOTICE**

Estate of: Ruth M. Bakalars
Date of Death: August 29,
2018

To all persons interested in the above-captioned estate, by Petition of Petitioner **Cindy M. Shepherd of Millis MA** a Will has been admitted to informal probate.

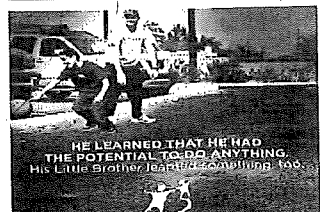
Steven J. Gallagher,
Chairman

AD#13751888
MDN 12/5, 12/12/18

**OUTREACH MEETING
12/19/18**
**LEGAL NOTICE
Notice of Community
Outreach Meeting**

Notice is hereby given that a Community Outreach Meeting for a proposed marijuana establishment is scheduled for December 19, 2018 from 7:00 PM to 8:00 PM at the Millis Public Library (in the Roche Bros. Community Room) located at 961 Main Street, Millis, MA. The proposed adult-use retail store is anticipated to be located at 1525 Main Street in Millis, Massachusetts. The proposed used will be described and there will be an opportunity for the public to ask questions.

AD#13752768
MDN 12/5/18



**MEDWAY/CC/GLEN BROOK
WAY**
**LEGAL NOTICE
of a Public Hearing**
**Conservation Commission
Town of Medway,
Massachusetts**

The **Conservation Commission** of the Town of Medway will hold a public meeting in **Sanford Hall with- in Medway Town Hall, 155 Village Street, Medway, MA** on the 13th day of December 2018 at 7:45 pm to consider a Notice of Intent. The meeting will be held pursuant to Chapter 131, Section 40, of the General Laws as amended (**The Wetlands Protection Act**) and the **Medway General Bylaws, Article XXI**, regarding a filing by **Metro West Collaborative**

**Docket No. NO18C0377CA
CITATION ON PETITION TO
CHANGE NAME**

In the matter of: **Zachary
Anthony Piazza**

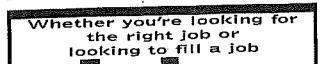
A Petition to Change Name of a Minor has been filed by **Zachary Anthony Piazza** of Bellingham MA requesting that the court enter a Decree changing their name to: **Zachary Anthony O'Hara**

IMPORTANT NOTICE
Any person may appear for purposes of objecting to the petition by filing an appearance at: **Middlesex Probate and Family Court** before **10:00 a.m. on the return day of 12/19/2018**. This is **NOT** a hearing date, but a deadline by which you must file a written appearance if you object to this proceeding.

**WITNESS, Hon. Patricia
Gorman, First Justice of
this Court**

Date: November 14, 2018
**Patrick W McDermott
Register of Probate**

AD# 13751132
MDN 12/5/18



VEHICLE AUCTION 12/28/18 LEGAL NOTICE

Notice is hereby given by Auto Go 7 Charles River Street Milford, MA 01757 that pursuant to provisions of G.L. c 255 Section 39A that on December 28, 2018, AT 7 Charles River Street Milford, MA, a private auction will be held to satisfy garage keepers lien for storage, towing charges, care and expense of notice and sale of said vehicle - an unregistered 2017 Ford Mustang VIN 1FA6P8TH0H5278262.

AD#13752609
MDN 12/5, 12/12, 12/19/18

to find local
professionals.

communityclassifieds
To place an ad call 1-800-624-SELL

Merrickin Engineering, LLP

ATTACHMENT B - MUNICIPAL NOTICE

Consulting Engineers

730 MAIN STREET
SUITE 2C

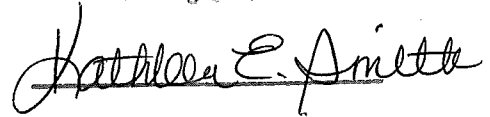
MILLIS, MA 02054

TELEPHONE (508) 376-8883
FAX (508) 376-8823

November 30, 2018

Millis Town Clerk
Received

DEC 03 2018



Millis Town Clerk
Town Offices
900 Main Street
Millis, MA 02054

Ref: 1525 Main Street
Community Outreach Meeting

As required by 935 CMR 500 and the guidance for licensed applicants on community outreach, please find enclosed a copy of a Community Outreach Meeting Notice for the 1525 Main Street dispensary facility. Please do not hesitate to contact me if you have any questions or comments.

Yours truly,

MERRIKIN ENGINEERING, LLP



Digitally signed by Daniel J.
Merrickin, P.E.
Date: 2018.11.30 15:01:32 -05'00'

Daniel J. Merrikin, P.E.
Partner

Notice of Community Outreach Meeting

Notice is hereby given that a Community Outreach Meeting for a proposed marijuana establishment is scheduled for December 19, 2018 from 7:00 PM to 8:00 PM at the Millis Public Library (in the Roche Bros. Community Room) located at 961 Main Street, Millis, MA. The proposed adult-use retail store is anticipated to be located at 1525 Main Street in Millis, Massachusetts. The proposed use will be described and there will be an opportunity for the public to ask questions.

Merrikin Engineering, LLP

Consulting Engineers

730 MAIN STREET
SUITE 2C

MILLIS, MA 02054

TELEPHONE (508) 376-8883
FAX (508) 376-8823

ATTACHMENT B
ATTACHMENT B - MUNICIPAL NOTICE

November 30, 2018

Millis Board of Selectman
Town Offices
900 Main Street
Millis, MA 02054

Ref: 1525 Main Street
Community Outreach Meeting

Dear Members of the Board:

As required by 935 CMR 500 and the guidance for licensed applicants on community outreach, please find enclosed a copy of a Community Outreach Meeting Notice for the 1525 Main Street dispensary facility. Please do not hesitate to contact me if you have any questions or comments.

Yours truly,

MERRIKIN ENGINEERING, LLP



Digitally signed by Daniel J.
Merrikin, P.E.
Date: 2018.11.30 14:59:13 -05'00'

Daniel J. Merrikin, P.E.
Partner

Rec'd 12-3-18



Notice of Community Outreach Meeting

Notice is hereby given that a Community Outreach Meeting for a proposed marijuana establishment is scheduled for December 19, 2018 from 7:00 PM to 8:00 PM at the Millis Public Library (in the Roche Bros. Community Room) located at 961 Main Street, Millis, MA. The proposed adult-use retail store is anticipated to be located at 1525 Main Street in Millis, Massachusetts. The proposed use will be described and there will be an opportunity for the public to ask questions.

Merrikin Engineering, LLP

Consulting Engineers

730 MAIN STREET
SUITE 2C

MILLIS, MA 02054

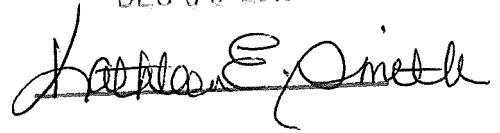
TELEPHONE (508) 376-8883
FAX (508) 376-8823

November 30, 2018

Millis Planning Board
Town Offices
900 Main Street
Millis, MA 02054

Millis Town Clerk
Received

DEC 03 2018



Ref: 1525 Main Street
Community Outreach Meeting

Dear Members of the Board:

As required by 935 CMR 500 and the guidance for licensed applicants on community outreach, please find enclosed a copy of a Community Outreach Meeting Notice for the 1525 Main Street dispensary facility. Please do not hesitate to contact me if you have any questions or comments.

Yours truly,

MERRIKIN ENGINEERING, LLP



Digitally signed by Daniel J.
Merrikin, P.E.
Date: 2018.11.30 14:57:27 -05'00'

Daniel J. Merrikin, P.E.
Partner

ATTACHMENT B

Notice of Community Outreach Meeting

Notice is hereby given that a Community Outreach Meeting for a proposed marijuana establishment is scheduled for December 19, 2018 from 7:00 PM to 8:00 PM at the Millis Public Library (in the Roche Bros. Community Room) located at 961 Main Street, Millis, MA. The proposed adult-use retail store is anticipated to be located at 1525 Main Street in Millis, Massachusetts. The proposed use will be described and there will be an opportunity for the public to ask questions.

Notice of Community Outreach Meeting

Notice is hereby given that a Community Outreach Meeting for a proposed marijuana establishment is scheduled for December 19, 2018 from 7:00 PM to 8:00 PM at the Millis Public Library (in the Roche Bros. Community Room) located at 961 Main Street, Millis, MA. The proposed adult-use retail store is anticipated to be located at 1525 Main Street in Millis, Massachusetts. The proposed use will be described and there will be an opportunity for the public to ask questions.



730 Main Street, Suite
2A Millis, MA 02054
Tel: 508 376 2041 Fax: 508 376 8563
Email: ellen@rosenfeld-law.com

PLAN TO REMAIN COMPLIANT WITH LOCAL ZONING

CommCan, Inc. (“CommCan”) will remain compliant at all times with the local zoning requirements set forth in the Millis Zoning Bylaws. In accordance with the Zoning Bylaws, CommCan’s proposed Marijuana Retailer Establishment located at 1525 Main Street is in the Industrial – Park Two (I-P-2) Zoning District designated for Marijuana Retailers. In compliance with state regulations and the Zoning Bylaws, the proposed establishment is also not located within 500 feet of a pre-existing school providing education in kindergarten or any of grades 1 through 12, or within 1,500 feet of any other offending uses enumerated in the Zoning Bylaws.

CommCan will apply for a Special Permit from the Millis Planning Board. CommCan will also apply for other local licenses, permits, approvals, registrations or certificates that are required to site and operate a Marijuana Retailer Establishment at the proposed location and will comply with all conditions and standards set forth in any such local license, permit or approval.

CommCan has engaged municipal officials and the local community to discuss its plans for a proposed Marijuana Retailer Establishment. CommCan has executed the required Host Community Agreement with the Town and conducted a community outreach meeting.

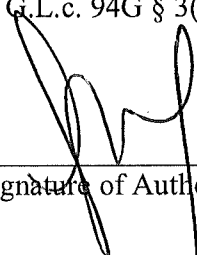
CommCan will continue to work cooperatively with various municipal departments, boards, and officials to ensure that the establishment is compliant with all local laws, regulations, rules, and codes with respect to design, operation, and security.

Host Community Agreement Certification Form

The applicant and contracting authority for the host community must complete each section of this form before uploading it to the application. Failure to complete a section will result in the application being deemed incomplete. Instructions to the applicant and/or municipality appear in italics. Please note that submission of information that is “misleading, incorrect, false, or fraudulent” is grounds for denial of an application for a license pursuant to 935 CMR 500.400(1).

Applicant

I, Ellen Rosenfeld, (*insert name*) certify as an authorized representative of Comm Can, Inc (*insert name of applicant*) that the applicant has executed a host community agreement with Town of Millis (*insert name of host community*) pursuant to G.L.c. 94G § 3(d) on February 11, 2019 (*insert date*).



Signature of Authorized Representative of Applicant

Host Community

I, Catherine C MacInnes, (*insert name*) certify that I am the contracting authority or have been duly authorized by the contracting authority for Town of Millis (*insert name of host community*) to certify that the applicant and Town of Millis (*insert name of host community*) has executed a host community agreement pursuant to G.L.c. 94G § 3(d) on February 11, 2019 (*insert date*).

Catherine C MacInnes

Signature of Contracting Authority or
Authorized Representative of Host Community

Valerio Romano

From: ellen rosenfeld-law.com <ellen@rosenfeld-law.com>
Sent: Thursday, June 10, 2021 9:50 AM
To: Valerio Romano
Subject: FW: Millis Medical Renewal

*730 Main Street
Suite 2A
Millis, MA 02054
Office: 508-376-2041
Cell: 508-294-2002*

From: ellen rosenfeld-law.com
Sent: Wednesday, June 9, 2021 12:44 PM
To: Mike Guzinski <mguzinski@millisma.gov>
Subject: RE: Millis Medical Renewal

Mike

I am renewing my medical license for the Millis dispensary
My attorney provided the below language from the Regs
This is a new requirement

Pursuant to requirements from the Cannabis Control Commission, I am writing to request records of any cost to Millis reasonably related to the operation of CommCan's Medical Dispensary at 1525 Main Street. This request includes Millis' anticipated and actual expenses resulting from the operation of CommCan. Additionally, pursuant to direction from the Commission, I am required to state that, "in accordance with M.G.L. c. 94G, § 3(d), any cost to a city or town imposed by the operation of a ME shall be documented and considered a public record as defined by M.G.L. c. 4, § 7, cl. 26."
ellen

*730 Main Street
Suite 2A
Millis, MA 02054
Office: 508-376-2041
Cell: 508-294-2002*



TOWN OF MILLIS

Peter C. Jurmain, Chair
Erin Underhill, Vice-Chair
Craig Schultze, Clerk

OFFICE OF THE SELECT BOARD AND TOWN ADMINISTRATOR

Veterans Memorial Building
900 Main Street • Millis, MA 02054
Phone: 508-376-7040
Fax: 508-376-7053

Michael Guzinski
Town Administrator
mguzinski@millisma.gov

Karen M. Bouret
Operations Support Manager
kbouret@millisma.gov

June 9, 2021

Ms. Ellen Rosenfeld
730 Main Street
Suite 2A
Millis, MA 02054

Dear Ms. Rosenfeld,

I am writing this letter to you in response to your request for records related to any costs incurred to the Town of Millis which could be reasonably related to the operation of CommCan's Medical Dispensary at 1525 Main Street. You've asked me to include Millis' anticipated and actual expenses resulting from the operation of CommCan. It's my understanding that this is in accordance with M.G.L. c. 94G, § 3(d).

I would convey to you that at this time we do not have sufficient data to properly respond to this request. As you know, we have not yet received any HCA related impact payments in connection with this medical cannabis facility. I would recommend that we revisit this issue sometime next year, and hopefully by then we'll have compiled the data necessary to properly respond to your request.

Thank you very much for your understanding in this matter.

Sincerely,

Michael J. Guzinski
Town Administrator

CC: Select Board
File



**730 Main Street, Suite 2A
Millis, MA 02054
Tel: 508 376 2041 Fax: 508 376 8563
Email: ellen@rosenfeld-law.com**

PLAN TO POSITIVELY IMPACT AREAS OF DISPROPORTIONATE IMPACT

Overview

CommCan, Inc. (“CommCan”) is dedicated to serving and supporting populations falling within areas of disproportionate impact, which the Commission has identified as the following:

1. Past or present residents of the geographic “areas of disproportionate impact,” which have been defined by the Commission and identified in its Guidance for Identifying Areas of Disproportionate Impact;
2. Commission-designated Economic Empowerment Priority applicants;
3. Commission-designated Social Equity Program participants;
4. Massachusetts residents who have past drug convictions; and
5. Massachusetts residents with parents or spouses who have drug convictions are classified as areas of disproportionate impact.

To support such populations, CommCan has created the following Plan to Positively Impact Areas of Disproportionate Impact (the “Plan”) and has identified and created goals/programs to positively impact residents of the Town of Mansfield, which the Commission has designated as an area of disproportionate impact.

Goals

In order for CommCan to positively impact Mansfield, CommCan has established the following goals:

- Reducing barriers to entry in the commercial adult-use cannabis industry; and
- Providing business assets towards endeavors in the Town of Mansfield that will have a positive impact on the members of that community or the community as a whole

Programs

CommCan has developed specific programs to effectuate its stated goals to positively impact Mansfield. Such programs will include the following:

- Giving hiring preference to residents of the Town of Mansfield, whereby qualified candidates for open job postings with equal qualifications will be selected if they self-identify as a resident of Mansfield;
- Participating in at least one (1) career fair in Mansfield;
- Advertising available positions in publications that have general circulation in Mansfield, which will include the Mansfield News;

- Supporting the Mansfield Council on Aging and Social Services (the “Council”) in the manner and to the extent requested by said organization; and
- Providing assistance to Mansfield’s Food Pantry—Our Daily Bread (the “Pantry”) through donations and volunteering.

CommCan reached out to the Council with the purpose of providing support and fulfilling identified needs. Noting that CommCan is not currently operational in Mansfield, the interim director of the Council requested that we continue the conversation when CommCan has more of a presence in the community. We expect to apply for a building permit within the next month, begin construction by July 1, 2019, and be operational by the first of 2020. CommCan will reconnect with the Council in the Fall of 2019, in an effort to ascertain the needs of the Council and determine the best manner with which to fulfill those needs. Following said determination, CommCan shall implement a plan to address the needs of the Council.¹ CommCan is prepared to support the Council with financial donations and/or providing volunteers in the same manner that CommCan has offered to support the Pantry. If the Council determines that it does not want to receive support from CommCan, CommCan shall put those resources into the Pantry, thereby doubling its efforts, services, and contribution to the Pantry.

CommCan has met with the director of the Pantry, Kathy Deely. CommCan offered to supply appliances such as stoves and refrigerators but was informed that various grants have enabled the Council to purchase all big-ticket items needed; that a financial contribution would be more appreciated. Pursuant to that information, CommCan committed to a financial contribution in the amount of \$1,000.00 to be paid quarterly, beginning with adult-use sales at its Millis dispensary. Once CommCan is operational in Mansfield and the needs of the Pantry are communicated to CommCan, volunteers will be provided to the Pantry in lieu of/addition to a financial contribution.

After implementation of the plans as approved by the Council and the Pantry, CommCan shall monitor said plan through communication, implementation and evaluation, which will include written documentation.

Measurements

The Director of Operations will administer the Plan and will be responsible for developing measurable outcomes to ensure CommCan continues to meet its commitments. Such measurable outcomes, in accordance with CommCan’s goals and programs described above, include:

- Ensuring that Mansfield residents are prioritized in the hiring process, provided they meet the standards and prerequisites required;
- Documenting the number of career fairs in Mansfield that CommCan has participated in;
- Documenting the number of job postings placed in publications that have general circulation in Mansfield;
- Reviewing the assistance given to the Council to ensure that said assistance meets the needs of the organization and documenting said assistance if in the form of funding so that is in accordance with regulatory requirements and generally accepted accounting principles; and

¹ CommCan is providing its communications and proposed plans with the Council as a means of proactively informing the Commission of such communications and plans. CommCan will continue to work and communicate with the Council regarding its needs and will amend this Plan at a future date once more definitive plans have been made. In addition to its work with the Council, CommCan is still committed to its assistance for the Pantry, as well as CommCan’s hiring preferences and plans for Mansfield residents.

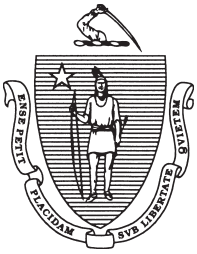
- Documenting all donations, either in the form of funding or volunteering made to the Pantry.

Beginning upon receipt of CommCan's first "Commence Operations" designation from the Commission to operate a marijuana establishment in the Commonwealth, CommCan will utilize the proposed measurements to assess its Plan and will account for demonstrating proof of success or progress of the Plan upon the yearly renewal of the license. The Director of Operations will review and evaluate CommCan's measurable outcomes no less than twice a year to ensure that CommCan is meeting its commitments. Such evaluation will include a staffing analysis, which will include a comprehensive review of CommCan's human resources files. The staffing analysis will include the number of individuals from Mansfield who were hired and retained for a period of no less than six months. Said review will also include a review of the contributions given to the Council and the Pantry to ensure that the relationships are current and beneficial to all parties. CommCan is mindful that demonstration of the Plan's progress and success will be submitted to the Commission upon renewal.

In the event that CommCan is not meeting its commitments, CommCan will issue a survey to poll its workforce to solicit company-wide input on the success and failures of existing positive impact programs and ways to better serve the needs of Mansfield residents.

Acknowledgements

- As identified above, CommCan will support the Council, as requested, as well as the Pantry. CommCan acknowledges that both the Council and the Pantry have been contacted regarding CommCan's proposed support and that both organizations can receive the donation CommCan plans on making or will work with both organizations in the furthering of their goals.
- CommCan will adhere to the requirements set forth in 935 CMR 500.105(4) which provides the permitted and prohibited advertising, branding, marketing, and sponsorship practices of every Marijuana Establishment.
- Any actions taken, or programs instituted, by CommCan will not violate the Commission's regulations with respect to limitations on ownership or control or other applicable state laws.



The Commonwealth of Massachusetts
Secretary of the Commonwealth
State House, Boston, Massachusetts 02133

William Francis Galvin
Secretary of the
Commonwealth

Date: September 24, 2018

To Whom It May Concern :

I hereby certify that according to the records of this office,
COMMCAN, INC.

is a domestic corporation organized on **May 08, 2018** , under the General Laws of the Commonwealth of Massachusetts. I further certify that there are no proceedings presently pending under the Massachusetts General Laws Chapter 156D section 14.21 for said corporation's dissolution; that articles of dissolution have not been filed by said corporation; that, said corporation has filed all annual reports, and paid all fees with respect to such reports, and so far as appears of record said corporation has legal existence and is in good standing with this office.



In testimony of which,
I have hereunto affixed the
Great Seal of the Commonwealth
on the date first above written.

William Francis Galvin

Secretary of the Commonwealth

Certificate Number: 18090432670

Verify this Certificate at: <http://corp.sec.state.ma.us/CorpWeb/Certificates/Verify.aspx>

Processed by:



Commonwealth of Massachusetts
Department of Revenue
Christopher C. Harding, Commissioner

mass.gov/dor

Letter ID: L1743773824
Notice Date: April 2, 2018
Case ID: 0-000-535-143



CERTIFICATE OF GOOD STANDING AND/OR TAX COMPLIANCE



COMMCAN INC
730 MAIN ST
MILLIS MA 02054-1612

000036

Why did I receive this notice?

The Commissioner of Revenue certifies that, as of the date of this certificate, COMMCAN INC is in compliance with its tax obligations under Chapter 62C of the Massachusetts General Laws.

This certificate doesn't certify that the taxpayer is compliant in taxes such as unemployment insurance administered by agencies other than the Department of Revenue, or taxes under any other provisions of law.

This is not a waiver of lien issued under Chapter 62C, section 52 of the Massachusetts General Laws.

What if I have questions?

If you have questions, call us at (617) 887-6367 or toll-free in Massachusetts at (800) 392-6089, Monday through Friday, 8:30 a.m. to 4:30 p.m..

Visit us online!

Visit mass.gov/dor to learn more about Massachusetts tax laws and DOR policies and procedures, including your Taxpayer Bill of Rights, and MassTaxConnect for easy access to your account:

- Review or update your account
- Contact us using e-message
- Sign up for e-billing to save paper
- Make payments or set up autopay

Edward W. Coyle, Jr., Chief
Collections Bureau

D

The Commonwealth of Massachusetts

William Francis Galvin

Secretary of the Commonwealth

One Ashburton Place, Boston, Massachusetts 02108-1512

FORM MUST BE TYPED

Articles of Entity Conversion of a Domestic Non-Profit with a Pending Provisional or Final Certification to Dispense Medical Use Marijuana to a Domestic Business Corporation (General Laws Chapter 156D, Section 9.53; 950 CMR 113.30)

FORM

CommCan, Inc. is a registrant
with the Department of Public Health
in accordance with 105 CMR 725.100(C)
as of May 2, 2018.

Bryan Harter
Bryan Harter
Director

Medical Use of Marijuana Program
Bureau of Healthcare Safety and Quality
Massachusetts Department of Public Health

(1) Exact name of the non-profit: CommCan, Inc.

001174552

(2) A corporate name that satisfies the requirements of G.L. Chapter 156D, Section 4.01:

CommCan, Inc.

(3) The plan of entity conversion was duly approved in accordance with the law.

(4) The following information is required to be included in the articles of organization pursuant to G.L. Chapter 156D, Section 2.02(a) or permitted to be included in the articles pursuant to G.L. Chapter 156D, Section 2.02(b):

ARTICLE I

The exact name of the corporation upon conversion is:

CommCan, Inc.

ARTICLE II

Unless the articles of organization otherwise provide, all corporations formed pursuant to G.L. Chapter 156D have the purpose of engaging in any lawful business. Please specify if you want a more limited purpose:*

The corporation is organized to (a) cultivate, manufacture, market, promote, sell, distribute and otherwise provide products containing cannabis, products that enable persons to consume cannabis, and other related products, all for both medicinal and recreational uses, but only in accordance with the laws of the Commonwealth of Massachusetts; (b) engage in all activities incidental thereto; and (c) engage in any other activities in which a corporation formed under the laws of the Commonwealth of Massachusetts may lawfully engage.

5

P.C.

ARTICLE III

State the total number of shares and par value, * if any, of each class of stock that the corporation is authorized to issue. All corporations must authorize stock. If only one class or series is authorized, it is not necessary to specify any particular designation.

| WITHOUT PAR VALUE | | WITH PAR VALUE | | |
|-------------------|------------------|----------------|------------------|-----------|
| TYPE | NUMBER OF SHARES | TYPE | NUMBER OF SHARES | PAR VALUE |
| Common | 270,000 | | | |
| | | | | |
| | | | | |

ARTICLE IV

Prior to the issuance of shares of any class or series, the articles of organization must set forth the preferences, limitations and relative rights of that class or series. The articles may also limit the type or specify the minimum amount of consideration for which shares of any class or series may be issued. Please set forth the preferences, limitations and relative rights of each class or series and, if desired, the required type and minimum amount of consideration to be received.

Each owner of record of Common Stock shall be entitled to one vote for each share of Common Stock. Subject to applicable law, the owners of Common Stock shall be entitled to receive dividends out of funds legally available therefore at such times and in such amounts as the Board of Directors of the Corporation may determine, declare, order to be paid and pay in its discretion. Upon any liquidation, dissolution or winding up of the Corporation, whether voluntary or involuntary, after the payment or provisions for payment of all debts and liabilities of the Corporation, all remaining assets of the Corporation available for distribution to its shareholders shall be distributed pro rata to the holders of Common Stock, subject to applicable law.

ARTICLE V

The restrictions, if any, imposed by the articles or organization upon the transfer of shares of any class or series of stock are:

ARTICLE VI

Other lawful provisions, and if there are no such provisions, this article may be left blank.

See attached Article VI

Note: The preceding six (6) articles are considered to be permanent and may be changed only by filing appropriate articles of amendment.

ARTICLE VI CONTINUATION SHEET

- A. Limitation of Director Liability. Except as required by applicable law, no Director of the corporation shall have any personal liability to the corporation or its stockholders for monetary damages for breach of fiduciary duty as a director. The preceding sentence shall not eliminate or limit the liability of a director for any act or omission occurring prior to the date upon which such provision becomes effective.
- B. Indemnification. The Corporation shall, to the extent permitted by G.L c. 156D, indemnify all persons who have served or may serve at any time as officers or Directors of the Corporation and their heirs, executors, administrators, successors, and assigns, from and against any and all loss and expense, including amounts paid in settlement before or after suit is commenced, and reasonable attorney's fees, actually and necessarily incurred as a result of any claim, demand, action, proceeding, or judgment that may have been asserted against any such persons, or in which these persons are made parties by reason of their being or having been officers or Directors of the Corporation. This right of indemnification shall not exist in relation to matters as to which it is adjudged in any action, suit or proceeding that these persons are liable for negligence or misconduct in the performance of duty. The indemnification rights provided herein (i) shall not be deemed exclusive of any other rights to which those indemnified may be entitled under any law, agreement, vote of shareholders or otherwise; and (ii) shall inure to the benefit of the heirs, executors and administrators of such persons entitled to indemnification. The Corporation may, to the extent authorized from time to time by the board of Directors, grant indemnification rights to other employees or agents of the Corporation or other persons serving the Corporation and such rights may be equivalent to, or greater or less than, those set forth herein.
- C. Partnership. The corporation may be a partner to the maximum extent permitted by law.
- D. Minimum number of directors. The board of directors may consist of two or more individuals, notwithstanding the number of shareholders.
- E. Shareholder action without a meeting by less than unanimous consent. Action required or permitted by Chapter 156D of the General Laws of Massachusetts to be taken at a shareholders' meeting may be taken without a meeting by shareholders having not less than the minimum number of votes necessary to take the action at a meeting at which all shareholders entitled to vote on the action are present and voting.
- F. Authorization of directors to make, amend or repeal Bylaws. The board of directors may make, amend or repeal the Bylaws in whole or in part, except with respect to any provision thereof which by virtue of an express provision in Chapter 156D of the General Laws of Massachusetts, the Articles of Organization or the Bylaws requires action by the shareholders.

ARTICLE VII

The effective date of organization of the corporation is the date and time the articles were received for filing if the articles are not rejected within the time prescribed by law. If a later effective date is desired, specify such date, which may not be later than the 90th day after the articles are received for filing:

ARTICLE VIII

The information contained in this article is not a permanent part of the articles of organization.

- a. The street address of the initial registered office of the corporation in the commonwealth:
730 Main Street, Suite 2A, Millis, MA 02054
- b. The name of its initial registered agent at its registered office:
Ellen Rosenfeld
- c. The names and addresses of the individuals who will serve as the initial directors, president, treasurer and secretary of the corporation (an address need not be specified if the business address of the officer or director is the same as the principal office location):

President: Ellen Rosenfeld

Treasurer: Ellen Rosenfeld

Secretary: Jon Rosenfeld

Director(s): Ellen Rosenfeld, Marc Rosenfeld, and Jon Rosenfeld

- d. The fiscal year end of the corporation:
December 31st
- e. A brief description of the type of business in which the corporation intends to engage:
Cultivate, manufacture, market, sell and distribute cannabis and related products.
- f. The street address of the principal office of the corporation:
730 Main Street, Suite 2A, Millis, MA 02054
- g. The street address where the records of the corporation required to be kept in the commonwealth are located is:
730 Main Street, Suite 2A, Millis, MA 02054, which is
(number, street, city or town, state, zip code)

- its principal office;
- an office of its transfer agent;
- an office of its secretary/assistant secretary;
- its registered office.

Signed by: _____
(signature of authorized individual)

- Chairman of the board of directors,
- President,
- Other officer,
- Court-appointed fiduciary.

on this 20th day of April, 2018

COMMONWEALTH OF MASSACHUSETTS

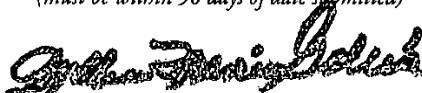
William Francis Galvin
Secretary of the Commonwealth
One Ashburton Place, Boston, Massachusetts 02108-1512

Articles of Entity Conversion of a
Domestic Non-Profit with a Pending Provisional or
Final Certification to Dispense Medical Use Marijuana
to a Domestic Business Corporation
(General Laws Chapter 156D, Section 9.53; 950 CMR 113.30)

2513

I hereby certify that upon examination of these articles of conversion, duly submitted to me, it appears that the provisions of the General Laws relative thereto have been complied with, and I hereby approve said articles; and the filing fee in the amount of \$ 475 having been paid, said articles are deemed to have been filed with me this 8 day of May, 20 18, at 12:50 a.m./6.m time

Effective date: _____
(must be within 90 days of date submitted)



WILLIAM FRANCIS GALVIN
Secretary of the Commonwealth

Filing fee: Minimum \$250

BB
Examiner
A
Name approval

C

M

TO BE FILLED IN BY CORPORATION
Contact Information:

Ellen Rosenfeld

730 Main Street, Suite 2A

Millis, MA 02054

Telephone: 508-376-4600

Email: ellen@rosenfeld-law.com

Upon filing, a copy of this filing will be available at www.sec.state.ma.us/cor. If the document is rejected, a copy of the rejection sheet and rejected document will be available in the rejected queue.

SECRETARY OF THE
COMMONWEALTH
2018 MAY -8 PM 12:50
CORPORATIONS DIVISION

5870131

BYLAWS
OF
COMMCAN, INC.

BYLAWS OF COMMCAN, INC.

ARTICLE I OFFICES

Section 1.01 Principal Office. The principal office of the Corporation shall be located at such place within the Commonwealth of Massachusetts as shall be fixed from time to time by the board of Directors, and if no place is fixed by the board of Directors, such place as shall be fixed by the President.

ARTICLE II SHAREHOLDERS

Section 2.01 Place of Meeting. Meetings of the shareholders shall be held at any place within or without the Commonwealth of Massachusetts that may be designated by the board of Directors. Absent such designation, meetings shall be held at the principal office. The board of Directors may, in its discretion, determine that the meeting may be held solely by means of remote electronic communication. If authorized by the board of Directors, and subject to any guidelines and procedures adopted by the board of Directors, shareholders not physically present at a meeting of shareholders, may participate in a meeting of shareholders by means of electronic transmission by and to the Corporation or electronic video screen communication; and, may be considered present in person and may vote at a meeting of shareholders, whether held at a designated place or held solely by means of electronic transmission by and to the Corporation or electronic video screen communication, subject to the conditions imposed by applicable law.

Section 2.02 Annual Meeting. The annual meeting of shareholders of this Corporation shall be held on such date and at such time as may be designated from time to time by the board of Directors. At the annual meeting, Directors shall be elected, and any other business may be transacted that is within the power of the shareholders and allowed by law.

Section 2.03 Special Shareholders' Meetings. Special meetings of the shareholders, for any purpose whatsoever, may be called at any time by the President, the board of Directors, or by shareholders entitled to cast not less than ten percent (10%) of the corporation's voting power. Any person entitled to call a special meeting of shareholders (other than the board of Directors) may make a written request to the board of Directors and the shareholders, specifying the general purpose of such meeting and the date, time and place of the meeting, which date shall be not less than thirty-five (35) days nor more than sixty (60) days after the receipt by such officer of the request.

Section 2.04 Notice of Shareholders' Meeting. Except as otherwise provided by law, written notice stating the place, day, and hour of the meeting shall be given at least two (2) days (or, if sent by mail, four (4) days) and not more than sixty (60) days before the meeting. In the case of an annual meeting, notice will include matters the Corporation's board of Directors intends, at the time of the giving of the first of such notices, to present to the shareholders for action. It shall not be necessary to state in a notice of any meeting of shareholders as a purpose thereof any matter relating to the procedural aspects of the conduct of such meeting. Notice shall be given

personally, by electronic transmission, or by mail, by or at the direction of the secretary, or the officer or person calling the meeting, to each shareholder entitled to vote at the meeting.

If mailed, the notice shall be deemed to be given when deposited in the United States mail addressed to the shareholder at the shareholder's address as it appears on the share transfer records of the Corporation, with postage thereon prepaid. Notice may be given to the shareholder by electronic transmission. Notice by electronic transmission is deemed given when sent, provided that the sender does not receive notification that the transmission failed.

The participation or attendance at a meeting of a person entitled to notice constitutes waiver of notice, except where the person objects, at the beginning of the meeting, to the lawfulness of the convening of the meeting.

Section 2.05 Persons Entitled to Vote. Except as otherwise provided by law, and except when a record date has been fixed, only persons in whose names shares entitled to vote stand on the stock records of the Corporation at the close of business on the business day next preceding the day on which notice is given shall be entitled to notice of a shareholders' meeting, or to vote at such meeting. In the event notice is waived, only persons in whose names shares entitled to vote stand on the stock records of the Corporation at the close of business on the business day next preceding the day on which the meeting is held shall be entitled to vote. If no record date has been fixed, the record date shall be:

(a) For determining shareholders entitled to give consent to action by the Corporation without a meeting, the day on which the first written consent is given.

(b) For determining shareholders for any other purpose, the later of (i) the day on which the board of Directors adopts the resolution relating thereto, or (ii) the sixtieth (60th) day prior to the date of such other action.

Section 2.06 Fixing the Record Date. The board of Directors may fix a time in the future as a record date to determine the shareholders entitled to notice of, and to vote at, any meeting of shareholders or give written consent to action by the Corporation without a meeting or entitled to receive any dividend or distribution, or to any change, conversion, or exchange of shares.

A record date fixed under this Section may not be more than sixty (60) days or less than ten (10) days before the meeting or more than sixty (60) days before any other action requiring a determination of shareholders. When a record date is so fixed, only shareholders of record at the close of business on that date are entitled to notice of and to vote at the meeting or to receive the dividend, distribution, or allotment of rights, or to exercise the rights, as the case may be, notwithstanding any transfer of any shares on the books of the Corporation after the record date. In the event any meeting of shareholders is adjourned for more than forty-five (45) days from the date set for the original meeting, the board shall fix a new record date for purposes of giving notice of, and determining the holders of shares entitled to vote at, such adjourned meeting.

Section 2.07 Quorum of and Action by Shareholders. The presence at a meeting in person or by proxy of the persons entitled to vote a majority of the voting shares constitutes a quorum for the transaction of business. The shareholders present at a duly called or held meeting

at which a quorum is present may continue to do business until adjournment notwithstanding the withdrawal of such number of shareholders so as to leave less than a quorum, if any action taken, other than adjournment, is approved by at least a majority of the shares required to constitute a quorum, except as otherwise provided by law. Except as otherwise provided by law, herein or in the Articles of Organization, the affirmative vote of a majority of the shares represented at a meeting at which a quorum is present, shall be the act of the shareholders.

Section 2.08 Adjourned Meetings and Notice Thereof. Any shareholders' meeting, annual or special, whether or not a quorum is present, may be adjourned from time to time by a vote of the majority of the shares present, in person or proxy. When a meeting is adjourned for forty-five (45) days or more, or if a new record date for the adjourned meeting is fixed by the board of Directors, notice of the adjourned meeting shall be given to such shareholders of record entitled to vote at the adjourned meeting, as in the case of any original meeting. When a meeting is adjourned for less than forty-five (45) days, and a new record date is not fixed by the board of Directors, it shall not be necessary to give any notice of the time and place of the adjourned meeting or of the business to be transacted thereat other than by announcement at the meeting at which the adjournment is taken.

Section 2.09 Conduct of Meetings. The board of Directors may adopt by resolution rules and regulations for the conduct of meetings of the shareholders as it shall deem appropriate. At every meeting of the shareholders, the President, or in his or her absence or inability to act, a Director or officer designated by the board of Directors shall serve as the presiding officer. The secretary or, in his or her absence or inability to act, the person whom the presiding officer of the meeting shall appoint secretary of the meeting, shall act as secretary of the meeting and keep the minutes thereof.

The presiding officer shall determine the order of business and, in the absence of a rule adopted by the board of Directors, shall establish rules for the conduct of the meeting. The presiding officer shall announce the close of the polls for each matter voted upon at the meeting, after which no ballots, proxies, votes, changes, or revocations will be accepted. Polls for all matters before the meeting will be deemed to be closed upon final adjournment of the meeting.

Section 2.10 Voting of Shares. Unless otherwise provided by law or in the Articles of Organization, each shareholder entitled to vote is entitled to one (1) vote for each share of Common Stock. Any holder of shares entitled to vote on any matter may vote part of such shares in favor of the proposal and refrain from voting the remaining shares or vote them against the proposal. If a shareholder fails to specify the number of shares such shareholder is voting affirmatively, it will be conclusively presumed that the shareholder's approving vote is with respect to all shares such shareholder is entitled to vote.

Section 2.11 Consent of Absentees. The transactions of any meeting of shareholders, however called or noticed, are as valid as though had at a meeting duly held after regular call and notice, if a quorum is present either in person or by proxy, and if, either before or after the meeting, each of the persons entitled to vote, not present in person or by proxy, signs a written waiver of notice, or a consent to the holding of such meeting, or an approval of the minutes thereof. The waiver, notice, or consent need not specify the business transacted or purpose of the meeting,

except as required by G.L. c. 156D. All such waivers, consents, or approvals shall be filed with the corporate records or made a part of the minutes of the meeting.

Section 2.12 Voting by Proxy or Nominee. Every person entitled to vote or execute consents may do so either in person or by one or more agents authorized by a written proxy executed by the person or such person's duly authorized agent and filed with the secretary of the Corporation. A proxy is not valid after the expiration of eleven (11) months from the date of its execution, unless the person executing it specifies therein the length of time for which it is to continue in force. Except as set forth below, any proxy duly executed is not revoked, and continues in full force and effect, until an instrument revoking it, or a duly executed proxy bearing a later date, executed by the person executing the prior proxy and presented to the meeting is filed with the secretary of the Corporation, or unless the person giving the proxy attends the meeting and votes in person, or unless written notice of the death or incapacity of the person executing the proxy is received by the Corporation before the vote by such proxy is counted. A proxy that states on its face that it is irrevocable will be irrevocable for the period of time specified in the proxy, if held by a person (or nominee of a person) specified by law to have sufficient interest to make such proxy irrevocable and only so long as he shall have such interest, subject to G.L. c. 156D, § 7.22.

Section 2.13 Action by Shareholders Without a Meeting. Any action, that, under any provision of G.L. c. 156D may be taken at a meeting of the shareholders, may be taken without a meeting and without prior notice if a consent in writing, setting forth the action so taken, shall be signed by the holders of the outstanding shares having not less than the minimum number of votes that would be necessary to authorize or take such action at a meeting at which all shares are entitled to vote thereon were present and voted; provided, however, that unless the consents of all shareholders entitled to vote have been solicited in writing, notice shall be given (in the same manner as notice of meetings is to be given), and within the time limits prescribed by law, of such action to all shareholders entitled to vote who did not consent in writing to such action; and provided, further, that Directors may be elected by written consent only if such consent is unanimously given by all shareholders entitled to vote, except that action taken by shareholders to fill one or more vacancies on the board other than a vacancy created by the removal of a Director, may be taken by written consent of a majority of the outstanding shares entitled to vote.

ARTICLE III DIRECTORS

Section 3.01 Number of Directors; Identity of Initial Directors. The authorized number of Directors of the Corporation shall be three (3) until changed by an amendment to these Bylaws duly adopted in accordance with these Bylaws by the vote or written consent of a majority of the outstanding shares entitled to vote. The initial Directors shall be Ellen Rosenfeld, Marc Rosenfeld, and Jon Rosenfeld.

Section 3.02 Powers. All corporate power shall be exercised by or under the authority of, and the business and affairs of the Corporation shall be managed under the direction of, the board of Directors, except such powers expressly conferred upon or reserved to the shareholders, and subject to any limitations set forth by law, by the Articles of Organization or by these Bylaws.

Without limiting the generality of the foregoing, and subject to the same limitations, it is hereby expressly declared that the Directors shall have the power and, to the extent required by law the duty to:

(a) Appoint and remove at pleasure of the board, all officers, managers, management companies, agents, and employees of the Corporation, prescribe their duties in addition to those prescribed in these Bylaws, supervise them, fix their compensation, and require from them security for faithful service. Such compensation may be increased or diminished at the pleasure of the Directors;

(b) Conduct, manage, and control the affairs and business of the Corporation; make rules and regulations not inconsistent with the Articles of Organization or applicable law or these Bylaws; make all lawful orders on behalf of the Corporation; and prescribe in the manner of executing the same;

(c) Incur indebtedness and borrow money on behalf of the Corporation and designate from time to time the person or persons who may sign or endorse checks, drafts, or other orders of payment of money, notes, or other evidences of indebtedness, issued in the name of, or payable to, the Corporation, and prescribe the manner of collecting or depositing funds of the Corporation, and the manner of drawing checks thereon;

(d) Appoint by resolution of a majority of the authorized number of Directors an executive committee and other committees and delegate to the executive committee any of the powers and authorities of the board in the management of the business and affairs of the Corporation, except the powers to (i) fill vacancies on the board or any committee, (ii) fix compensation of Directors; (iii) adopt, amend, or repeal these Bylaws; (iv) amend or repeal resolutions of the board that are expressly nonamendable or repealable; (v) declare a dividend or distribution to shareholders or authorize the repurchase of the Corporation's shares except at a rate, in a periodic amount or within a range, determined by the board; (vi) establish other committees of the board; or (vii) approve any action that in addition to board approval requires shareholder approval. The executive committee shall be composed of two (2) or more Directors. The provisions of these Bylaws regarding notice and meetings of Directors shall apply to all committees;

(e) Authorize the issuance of stock of the Corporation from time to time, upon such terms as may be lawful; and

(f) Prepare an annual report to be sent to the shareholders after the close of the fiscal or calendar year of this Corporation, which report shall comply with the requirements of law. To the extent permitted by law, the requirements that an annual report be sent to shareholders and the time limits for sending such reports are hereby waived, the Directors, nevertheless, having the authority to cause such report to be sent to shareholders.

Section 3.03 Term of Office. Directors shall hold office until the next annual meeting of shareholders and until their successors are elected.

Section 3.04 Vacancies and Newly Created Directorships. A vacancy on the board of Directors exists in case of the occurrence of any of the following events:

- (a) The death, resignation, or removal of any Director.
- (b) The removal or declaration of vacancy by the board of Directors of a Director who has been declared of unsound mind by a court order or convicted of a felony.
- (c) The Director is a shareholder who is divested from ownership of the marijuana business by a decision of either the state or local licensing authority.
- (d) The authorized number of Directors is increased.
- (e) At any annual, regular, or special meeting of shareholders at which any Director is elected, the shareholders fail to elect the full authorized number of Directors to be voted for at that meeting.

All vacancies (other than vacancies created by removal of a Director) may be filled by the approval of the board of Directors or, if there is less than a quorum of Directors, by (i) a vote of the majority of the remaining Directors at a meeting held pursuant to notice or waivers of notice complying with G.L. c. 156D, (ii) unanimous written consent or (iii) a sole remaining Director. Each Director so elected shall hold office until his successor is elected at an annual, regular, or special meeting of the shareholders. The shareholders may, by vote or written consent of a majority of outstanding shares entitled to vote in the election of Directors, elect a Director at any time to fill any vacancy not filled by the Directors. The shareholders may, by vote of a majority of outstanding shares entitled to vote in the election of Directors or unanimous written consent, elect a Director at any time to fill any vacancy created by removal of a Director, except that a vacancy created pursuant to clause (b) of this Section may be filled by the board of Directors. If the board of Directors accepts the resignation of a Director tendered to take effect at a future time, the board or the shareholders may elect a successor to take office when the resignation becomes effective. A reduction of the authorized number of Directors does not remove any Director prior to the expiration of that Director's term of office.

Section 3.05 Removal. The board of Directors may declare vacant the office of a Director who has been declared of unsound mind by an order of the court or convicted of a felony, or who has been barred from ownership of a marijuana business by a final decision of an applicable state or local licensing authority, or otherwise in a manner provided by law.

Any or all of the Directors may be removed from office at any duly called meeting without cause by a vote of the shareholders entitled to elect them. If one or more Directors are so removed at a meeting of shareholders, the shareholders may elect new Directors at the same meeting.

Section 3.06 Resignation. A Director may resign effective on giving written notice to the President, unless the notice specifies a later effective date.

Section 3.07 Meetings of Directors.

(a) Regular Meetings. A regular annual meeting of the board shall be held immediately after, and at the same place as, the annual meeting of shareholders for the purpose of electing officers and transacting any other business. The board may provide for other regular meetings from time to time by resolution.

(b) Special Meetings. Special meetings of the board for any purpose or purposes may be called at any time by at least one Director. Notice of the time and place of special meetings shall be delivered by mail, electronic delivery, or orally. If notice is mailed, it shall be deposited in the United States mail at least three (3) days before the time of the meeting. In the case the notice is delivered either orally or by electronic delivery shall be delivered at least forty-eight (48) hours before the time of the meeting. Any oral notice given personally or by telephone may be communicated either to the Director or to a person at the office of the Director whom the person giving notice has reason to believe will promptly communicate it to the Director. The notice need not specify the purpose of the meeting nor the place if it is to be held at the principal office of the Corporation.

(c) Place of Meetings. Meetings of the Board may be held at any place within or without the Commonwealth of Massachusetts that has been designated in the notice. If a place has not been stated in the notice or there is no notice, meetings shall be held at the principal office of the Corporation unless another place has been designated by a resolution duly adopted by the board.

Section 3.08 Electronic Participation. Members of the board may participate in a meeting through conference telephone, electronic video screen communication, or other electronic transmission by and to the Corporation. Participation in a meeting by conference telephone or electronic video screen communication constitutes presence in person as long as all Directors participating can hear one another. Participation by other electronic transmission by and to the Corporation (other than conference telephone or electronic video screen communication) constitutes presence in person at the meeting as long as participating Directors can communicate with other participants concurrently, each Director has the means to participate in all matters before the board, including the ability to propose or object to a specific corporate action, and the Corporation implements some means of verifying that each person participating is entitled to participate and all votes or other actions are taken by persons entitled to participate.

Section 3.09 Quorum of and Action by Directors. A majority of the authorized number of Directors constitutes a quorum of the board for the transaction of business. Every act or decision done or made by a majority of the Directors present at a meeting duly held at which a quorum is present is the act of the board of Directors, unless G.L. c. 156D or the Articles of Organization require a greater number. A meeting at which a quorum is initially present may continue to transact business notwithstanding the withdrawal of Directors, if any action is approved by at least a majority of the Directors who constitute the required quorum for such meeting. A quorum of the Directors may adjourn any Directors' meeting to meet again at a stated time and place. In the absence of quorum, a majority of the Directors present may adjourn from time to time. Notice of the time and place of a meeting that has been adjourned for more than twenty-four (24) hours shall be given to the Directors not present at the time of the adjournment.

Section 3.10 Compensation. Directors shall not receive compensation in connection with his or her service as a Director, provided, however, that Directors shall not be prohibited from holding any other position with the Corporation or providing any other services to the Corporation and receiving compensation from the Corporation in connection with such employment or services. Directors may receive reimbursement for reasonable costs incurred in connection with his or her service as a Director.

Section 3.11 Action by Directors Without a Meeting. Any action required or permitted to be taken by the board of Directors or any committee thereof under G.L. c. 156D may be taken without a meeting if, prior or subsequent to the action, a consent or consents thereto by all of the Directors in office, or all the committee members then appointed, is filed with the secretary to be filed with the minutes of the proceedings of the board of Directors. Such action by written consent shall have the same force and effect as a unanimous vote of such Directors.

Section 3.12 Committees of the Board of Directors. The board of Directors, by resolution adopted by a majority of authorized Directors, may designate one or more committees, each consisting of two or more Directors, to serve at the pleasure of the board and to exercise the authority of the board of Directors to the extent provided in the resolution establishing the committee and permitted by law. The board of Directors may adopt governance rules for any committee consistent with these Bylaws. The provisions of these Bylaws applicable to meetings and actions of the board of Directors shall govern meetings and actions of each committee, with the necessary changes made to substitute the committee and its members for the board of Directors and its members.

A committee of the board of Directors does not have the authority to:

- (a) Approve actions that require approval of the shareholders or the outstanding shares.
- (b) Fill vacancies on the board or in any committee.
- (c) Fix compensation of the Directors for serving on the board or on any committee.
- (d) Amend or repeal bylaws or adopt new bylaws.
- (e) Amend or repeal any resolution of the board of Directors that by its terms is not so amendable or repealable.
- (f) Make a distribution to shareholders, except at a rate, in a periodic amount or within a price range set forth in the Articles of Organization or determined by the board.
- (g) Appoint other committees or board members.

The board of Directors, by resolution adopted by the majority of authorized Directors, may designate one or more Directors as alternate members of any committee who may replace any absent or disqualified member at any meeting of the committee or for the purposes of any written action by the committee.

The designation of a committee of the board of Directors and the delegation thereto of authority shall not operate to relieve the board of Directors, or any member thereof, of any responsibility imposed by law.

ARTICLE IV OFFICERS

Section 4.01 Positions and Election. The officers of the Corporation shall be elected by the board of Directors and shall be a chair of the board or a President or both, a secretary and a treasurer. At the discretion of the board of Directors, the Corporation may also have other officers, including but not limited to one or more vice Presidents or assistant vice Presidents, one or more assistant secretaries, a chief financial officer, and a chief operations officer, as may be appointed by the board of Directors, with such authority as may be specifically delegated to such officers by the board of Directors. Any two or more offices may be held by the same person.

Officers shall be elected annually at the meeting of the board of Directors held after each annual meeting of shareholders. Each officer shall serve until a successor is elected and qualified or until the earlier death, resignation or removal of that officer. Vacancies or new offices shall be filled at the next regular or special meeting of the board of Directors.

Section 4.02 Removal and Resignation. Any officer elected or appointed by the board of Directors may be removed with or without cause by the affirmative vote of the majority of the board of Directors. Removal shall be without prejudice to the contract rights, if any, of the officer so removed.

Any officer chosen by the board of Directors may resign at any time by giving written notice to the Corporation. Unless a different time is specified in the notice, the resignation shall be effective upon its receipt by the chair, the President, the secretary, or the board.

Section 4.03 Powers and Duties of Officers. The powers and duties of the officers of the Corporation shall be as provided from time to time by resolution of the board of Directors or by direction of an officer authorized by the board of Directors to prescribe the duties of other officers. In the absence of such resolution, the respective officers shall have the powers and shall discharge the duties customarily and usually held and performed by like officers of corporations similar in organization and business purposes to the Corporation subject to the control of the board of Directors.

ARTICLE V INDEMNIFICATION OF DIRECTORS AND OFFICERS

Section 5.01 Indemnification of Officers or Directors. The Corporation shall, to the extent permitted by G.L c. 156D, indemnify all persons who have served or may serve at any time as officers or Directors of the Corporation and their heirs, executors, administrators, successors, and assigns, from and against any and all loss and expense, including amounts paid in settlement before or after suit is commenced, and reasonable attorney's fees, actually and necessarily incurred as a result of any claim, demand, action, proceeding, or judgment that may have been asserted against any such persons, or in which these persons are made parties by reason of their being or having been officers or Directors of the Corporation. This right of indemnification shall not exist in relation to matters as to which it is adjudged in any action, suit or proceeding that these persons are liable for negligence or misconduct in the performance of duty.

Section 5.02 Non-Exclusivity of Indemnification Rights and Authority to Insure.

The foregoing rights of indemnification and advancement of expenses shall be in addition to and not exclusive of any other rights to which any person may be entitled pursuant to any agreement with the Corporation, or under any statute, provision of the Articles of Organization or any action taken by the Directors or shareholders of the Corporation.

The Corporation may buy and maintain insurance to protect itself and any agent against any expense asserted against them or incurred by an agent, whether or not the Corporation could indemnify the agent against the expense under applicable law or the provisions of this Article V.

**ARTICLE VI
SHARE CERTIFICATES AND TRANSFER**

Section 6.01 Share Certificates. Shares of the Corporation may, but need not, be represented by certificates. Each certificate issued shall bear all statements or legends required by law to be affixed thereto. For all shares issued or transferred without certificates, the Corporation shall within a reasonable time after such issuance or transfer send the shareholder a written statement of the information required on share certificates pursuant to G.L. c. 156D, § 6.25(b) & (c) and § 6.27. Shareholders can request and obtain a statement of rights, restrictions, preferences, and privileges regarding classified shares or a class of shares with two or more series, if any, from the Corporation's principal office. Each certificate issued shall bear all statements or legends required by law to be affixed thereto.

Every certificate for shares shall be signed by (i) the chair of the board, if any, a vice chair, if any, the President, or a vice President and (ii) the chief financial officer, an assistant treasurer, the secretary, or any assistant secretary.

Section 6.02 Transfers of Shares. Transfer of shares of the Corporation shall be made only on the books of the Corporation by the registered holder thereof or by such other person as may under law be authorized to endorse such shares for transfer, or by such shareholder's attorney thereunto authorized by power of attorney duly executed and filed with the secretary or transfer agent of the Corporation. Except as otherwise provided by law, upon surrender to the Corporation or its transfer agent of a certificate for shares duly endorsed or accompanied by proper evidence of succession, assignment, or authority to transfer, it shall be the duty of the Corporation to issue a new certificate to the person entitled thereto, cancel the old certificate, and record the transaction upon its books. Shareholders shall not transfer or attempt to transfer any shares to any person or entity that is prohibited from holding such interest in the Corporation or to a person or entity whose ownership of such shares would jeopardize any license held by the Corporation. Any purported transfer that would violate the preceding sentence shall be null and void.

Section 6.03 Registered Shareholders. The Corporation may treat the holder of record of any shares issued by the Corporation as the holder in fact thereof, for purposes of voting those shares, receiving distributions thereon or notices in respect thereof, transferring those shares, exercising rights of dissent with respect to those shares, exercising or waiving any preemptive right with respect to those shares, entering into agreements with respect to those shares in accordance with the laws of the Commonwealth of Massachusetts, or giving proxies with respect to those shares.

Section 6.04 Lost, Stolen, or Destroyed Certificates. The board of Directors may issue a new share certificate in place of any certificate it previously issued that the shareholder alleges to have been lost, stolen, or destroyed provided that the shareholder or the shareholder's legal representative of the lost, stolen, or destroyed certificate shall give the Corporation a bond or other adequate security sufficient to indemnify the Corporation against any potential claim against the Corporation because of the alleged loss, theft, or destruction of any such certificate or the issuance of such new certificate.

ARTICLE VII CORPORATE RECORDS AND INSPECTION

Section 7.01 Records. The Corporation shall maintain adequate and correct books and records of account, minutes of the proceedings of the shareholders, board of Directors, and committees of the board of Directors, and a record of its shareholders, including names and addresses of all shareholders and the number and class of shares held, along with any other records required by law. The Corporation shall keep such record of its shareholders at its principal office, as fixed by the board of Directors from time to time, or at the office of its transfer agent or registrar. The Corporation shall keep its books and records of account and minutes of the proceedings of the shareholders, board of Directors, and committees of the board of Directors at its principal office, or such other location as shall be designated by the board of Directors from time to time.

Section 7.02 Inspection of Books and Records. The Corporation's accounting books and records and minutes of proceedings of the shareholders, board of Directors, and committees of the board of Directors shall, to the extent provided by law, be open to inspection of Directors, shareholders, and voting trust certificate holders, in the manner provided by law.

Section 7.03 Certification and Inspection of Bylaws. The Corporation shall keep in its principal office the original or a copy of these Bylaws as amended or otherwise altered to date, which shall be open to inspection by the shareholders at all reasonable times during office hours.

ARTICLE VIII MISCELLANEOUS

Section 8.01 Checks, Drafts, Etc. All checks, drafts or other instruments for payment of money or notes of the Corporation shall be signed by an officer or officers or any other person or persons as shall be determined from time to time by resolution of the board of Directors.

Section 8.02 Fiscal Year. The fiscal year of the Corporation shall commence on January 1 of each year.

Section 8.03 Conflict with Applicable Law or Articles of Organization. Unless the context requires otherwise, the general provisions, rules of construction, and the definitions of G.L. c. 156D shall govern the construction of these Bylaws. These Bylaws are adopted subject to any applicable law and the Articles of Organization. Whenever these Bylaws may conflict with any applicable law or the Articles of Organization, such conflict shall be resolved in favor of such law or the Articles of Organization.

Section 8.04 Invalid Provisions. If any one or more of the provisions of these Bylaws, or the applicability of any provision to a specific situation, shall be held invalid or unenforceable, the provision shall be modified to the minimum extent necessary to make it or its application valid and enforceable, and the validity and enforceability of all other provisions of these Bylaws and all other applications of any provision shall not be affected thereby.

Section 8.05 Emergency Management of the Corporation. In anticipation of or during an emergency, as defined in G.L. c. 156D, § 3.03(d), the board, in order to conduct the ordinary business affairs of the Corporation, shall modify procedures, including, but not limited to, calling a board meeting, quorum requirements for such board meeting, and designation of additional or substitute Directors; provided that such modifications may not conflict with the Articles of Organization.

In anticipation of or during an emergency, the Corporation shall be able to take any and all of the following actions to conduct the Corporation's ordinary business affairs and operations:

- (a) Modify lines of succession to accommodate the incapacity of any Director, officer, employee, or agent resulting from the emergency.
- (b) Relocate the principal office, or designate alternative principal offices or regional offices.
- (c) Give notice to Directors in any practicable matter under the circumstances, including but not limited to publication and radio, when notice of a board meeting cannot be given in a manner prescribed by these Bylaws.
- (d) Deem that one or more officers present at a board meeting is a Director as necessary to achieve a quorum for that meeting.

Section 8.06 Reports. At the request of shareholders holding a majority of the outstanding shares of the Corporation, the Corporation shall provide all shareholders with notice of the availability of annual financial reports of the Corporation before the earlier the annual meeting of shareholders or 120 days after the close of the fiscal year. Such financial reports shall be prepared and provided to shareholders upon request in compliance with G.L. c. 156D, § 16.20.

Section 8.07 Advisement of Counsel. THE CULTIVATION, PRODUCTION AND SALE OF CANNABIS IS ILLEGAL UNDER FEDERAL LAW. NEITHER PARTY, NOR ATTORNEYS FOR COMPANY, HAVE MADE ANY REPRESENTATION TO THE CONTRARY.

ARTICLE IX AMENDMENT OF BYLAWS

Section 9.01 Amendment by Shareholders. Shareholders may adopt, amend or repeal bylaws by the vote or written consent of the holders of a majority of the outstanding shares entitled to vote, except as otherwise provided by law, these Bylaws, or the Articles of Organization.

Section 9.02 Amendment by Directors. Subject to the rights of shareholders as provided in Section 9.01, and the statutory limitations of G.L. c. 156D, the board of Directors may adopt, amend, or repeal bylaws.

**CERTIFICATE OF SECRETARY
OF
CommCan, Inc., a Massachusetts corporation**

The undersigned, Jon Rosenfeld, hereby certifies that he is the duly elected and acting Secretary of CommCan, Inc., a Massachusetts corporation (the "**Corporation**"), and that the foregoing Bylaws were adopted as the Bylaws of the Corporation as of April 20, 2018, and that the same do now constitute the Bylaws of the Corporation.

IN WITNESS WHEREOF, the undersigned has executed this certificate on behalf of the Corporation as of this 18th day of April, 2018.

COMMCAN, INC.

By: 
Name: Jon Rosenfeld
Title: Secretary



730 Main Street, Suite 2A
Millis, MA 02054
Tel: 508 376 2041 Fax: 508 376 8563
Email: ellen@rosenfeld-law.com

QUALITY CONTROL

CommCan will process marijuana in a safe and sanitary manner. CommCan will process the leaves and flowers of the female marijuana plant only, which will be:

- Well-cured and generally free of seeds and stems;
- Free of dirt, sand, debris, and other foreign matter;
- Free of contamination by mold, rot, other fungus, and bacterial diseases;
- Prepared and handled on food-grade stainless steel tables; and
- Packaged in a secure area.

CommCan, Inc. (“CommCan”) will comply with the following sanitary requirements:

1. Any CommCan agent whose job includes contact with marijuana or nonedible marijuana products, including cultivation, production, or packaging, is subject to the requirements for food handlers specified in 105 CMR 300.000, and all edible marijuana products will be prepared, handled, and stored in compliance with the sanitation requirements in 105 CMR 500.000, and with the requirements for food handlers specified in 105 CMR 300.000.
2. Any CommCan agent working in direct contact with preparation of marijuana or nonedible marijuana products will conform to sanitary practices while on duty, including:
 - a. Maintaining adequate personal cleanliness; and
 - b. Washing hands thoroughly in an adequate hand-washing area before starting work, and at any other time when hands may have become soiled or contaminated.
3. CommCan’s hand-washing facilities will be adequate and convenient and will be furnished with running water at a suitable temperature. Hand-washing facilities will be located in CommCan’s production areas and where good sanitary practices require employees to wash and sanitize their hands, and will provide effective hand-cleaning and sanitizing preparations and sanitary towel service or suitable drying devices;
4. CommCan’s facility will have sufficient space for placement of equipment and storage of materials as is necessary for the maintenance of sanitary operations;
5. CommCan will ensure that litter and waste is properly removed and disposed of so as to minimize the development of odor and minimize the potential for the waste attracting and harboring pests. The operating systems for waste disposal will be maintained in an adequate manner pursuant to 935 CMR 500.105(12);

6. CommCan's floors, walls, and ceilings will be constructed in such a manner that they may be adequately kept clean and in good repair;
7. CommCan's facility will have adequate safety lighting in all processing and storage areas, as well as areas where equipment or utensils are cleaned;
8. CommCan's buildings, fixtures, and other physical facilities will be maintained in a sanitary condition;
9. CommCan will ensure that all contact surfaces, including utensils and equipment, will be maintained in a clean and sanitary condition. Such surfaces will be cleaned and sanitized as frequently as necessary to protect against contamination, using a sanitizing agent registered by the US Environmental Protection Agency (EPA), in accordance with labeled instructions. Equipment and utensils will be so designed and of such material and workmanship as to be adequately cleanable;
10. All toxic items will be identified, held, and stored in a manner that protects against contamination of marijuana products;
11. CommCan will ensure that its water supply is sufficient for necessary operations, and that such water supply is safe and potable;
12. CommCan's plumbing will be of adequate size and design, and adequately installed and maintained to carry sufficient quantities of water to required locations throughout the marijuana establishment. Plumbing will properly convey sewage and liquid disposable waste from the marijuana establishment. There will be no cross-connections between the potable and waste water lines;
13. CommCan will provide its employees with adequate, readily accessible toilet facilities that are maintained in a sanitary condition and in good repair;
14. CommCan will hold all products that can support the rapid growth of undesirable microorganisms in a manner that prevents the growth of these microorganisms;
15. CommCan will store and transport finished products under conditions that will protect them against physical, chemical, and microbial contamination, as well as against deterioration of finished products or their containers; and
16. CommCan's vehicles and transportation equipment used in the transportation of marijuana products or edibles requiring temperature control for safety will be designed, maintained, and equipped as necessary to provide adequate temperature control to prevent the marijuana products or edibles from becoming unsafe during transportation, consistent with applicable requirements pursuant to 21 CFR 1.908(c).

CommCan will ensure that CommCan's facility is always maintained in a sanitary fashion and will comply with all applicable sanitary requirements. All edible products will be prepared, handled, and stored in compliance with the sanitation requirements in 105 CMR 590.000: Minimum Sanitation Standards for Food Establishments.



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PLAN FOR RESTRICTING ACCESS TO AGE 21 AND OLDER

In compliance with 935 CMR 500.002 and 500.050, CommCan, Inc.'s ("CommCan") Retailer facility will only be accessible to consumers, CommCan's registered agents, and visitors who are 21 years of age or older with a verified and valid government-issued photo ID, or, if co-located with an MTC, Registered Qualifying Patients in possession of a Medical Use of Marijuana Registration card.

Before an individual may enter the facility, a CommCan security agent will inspect the individual's proof of identification and confirm that the individual is at least 21 years of age. CommCan's trained security agents will be on-site during business hours to observe, report and prevent loitering, solicitation, diversion of marijuana and marijuana products, and access by individuals under the age of 21.

If CommCan discovers any of its agents intentionally or negligently sold marijuana to an individual under the age of 21 who is not a registered patient, the agent will be immediately terminated, and the Commission will be promptly notified. CommCan also will not hire as agents any individuals who are under the age of 21 or who have been convicted of distribution of controlled substances to minors.

In compliance with 935 CMR 500.105(4), CommCan will not engage in any marketing, advertising or branding practices that are targeted to, deemed to appeal to or portray minors under the age of 21. CommCan will not engage in any advertising, marketing and branding by means of television, radio, internet, mobile applications, social media, or other electronic communication, billboard or other outdoor advertising, including charitable, sporting or similar events, unless at least 85% of the audience is reasonably expected to be 21 years of age or older as determined by reliable and current audience composition data.

CommCan will not manufacture or sell any edible products that resemble a realistic or fictional human, animal or fruit, including artistic, caricature or cartoon renderings that may be attractive to minors. In accordance with 935 CMR 500.105(4)(a)(5), any marketing, advertising and branding materials for public viewing will include a warning stating, "For use only by adults 21 years of age or older. Keep out of the reach of children."

CommCan's packaging will be tamper or child-resistant, and will not use bright colors, resemble existing branded products, feature cartoons or celebrities commonly used to market

products to minors, feature images of minors or other words that refer to products commonly associated with minors or otherwise be attractive to minors.

CommCan's website will require all online visitors to verify they are 21 years of age or older prior to accessing the website.



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DIVERSITY PLAN

Overview

CommCan, Inc. (“CommCan”) is dedicated to promoting equity in its operations for diverse populations, which the Commission has identified as the following:

1. Minorities;
2. Women;
3. Veterans;
4. People with disabilities; and
5. People who identify as LGBTQ+.

However, CommCan believes that simply hiring diverse individuals to fulfill open positions is not enough; providing the tools to ensure success at their positions is the true goal and measure of success.

CommCan believes strongly in maintaining gender diversity in its ownership structure and in the highest levels of management. CommCan has been certified as a Women-Owned Business Enterprise (WBE) by the Supplier Diversity Office. Ellen Rosenfeld is the majority shareholder of the company and serves as a Director on the Board of Directors, President and Treasurer. CommCan is proud to be one of a limited number of woman-owned and operated marijuana businesses in the Commonwealth. As a gay woman, Ellen has committed CommCan to prioritize gender diversity throughout every level of employment in the organization, provided the individual meets employment qualifications. Qualified applicants for employment of all backgrounds are invited to join CommCan. Once employed, they are encouraged to bring their individualities, passions and knowledge to a company that rewards such uniqueness. Diversity promotes growth and CommCan depends upon this growth to compete in this nascent industry. Individuals from diverse backgrounds working toward a common goal is the most effective way to ensure that CommCan leaves no stone unturned and no opportunity missed.

To support such populations, CommCan has created the following Diversity Plan (the “Plan”) and has identified and created goals/programs to promote equity in CommCan’s operations.

Goal

In order for CommCan to promote equity for the above-listed groups in its operations, CommCan has established the following goals:

1. Ensuring that at least 51% of CommCan’s ownership is comprised of women and/or individuals who identify as LGBTQ+.

2. Ensuring that least 30% of management is comprised of women and/or individuals who identify as LGBTQ+.
3. Increasing the number of qualified, diverse individuals employed by CommCan. More specifically, the goal for employment composition will be:
 - At least 10% of all staff comprised of Minorities;
 - At least 40% of all staff comprised of Women;
 - At least 5% of all staff comprised of Veterans;
 - At least 5% of all staff comprised of Disabled Individuals; and
 - At least 10% of all staff comprised of individuals who identify as LGBTQ+.¹

Programs

CommCan has developed specific programs to effectuate its stated goals to promote diversity and equity in its operations, which will include the following:

1. Conducting organizational reviews no less than annually to ensure that CommCan maintains its WBE certification and its diversity goals for ownership and management;
2. Advertising in employment and business sections of appropriate types of media in order to attract diverse, qualified applicants for open job postings as they become available, but no less than once annually;
3. Distribution of internal newsletters, on a semiannual basis, to staff to encourage the recruitment of members of diverse populations;
4. Designing and implementing an internal reporting system that measures on an annual basis the effectiveness of programs designed to support a company culture that fosters diversity; and
5. Reviewing the Plan with management at all levels of CommCan no less than annually to ensure that the Plan is understood.

Measurements

Beginning upon receipt of CommCan's Provisional license from the Commission to operate a marijuana establishment in the Commonwealth, CommCan will utilize the proposed measurements to assess its Plan and will account for demonstrating proof of success or progress of the Plan upon the yearly renewal of the license. The Compliance Manager will administer the Plan and will be responsible for developing measurable outcomes to ensure CommCan continues to meet its commitments. The Compliance Manager will review and evaluate CommCan's measurable outcomes via an annual audit report to ensure that CommCan is meeting its commitments. The audit report setting forth CommCan's performance in fulfilling the goals of the Plan will contain:

- Employment data, including information on minority, women, disabled, veteran and LGBTQ+ representation in the workforce in all job classifications; average salary ranges; recruitment and training information (all job categories); and retention and

¹ The above goals and percentages were provided at the Commission's request. Any documentation evidencing such hiring goals will be collected in accordance with applicable employment law standards. These percentages are intended to represent CommCan's efforts for hiring a diverse workforce; however, CommCan is limited in its ability to confirm the ultimate percentages of these demographics in its workforce due to applicable employment and labor laws. Geographic constraints may challenge these goals.

outreach efforts;

- A comprehensive description and documentation of all efforts made by CommCan to monitor and enforce the Plan, including the number of internal newsletters distributed to employees and the number of jobs posted in diverse media and the literature distributed to organizations actively supportive of minorities, women, disabled persons, the LGBTQ community, and veterans; and
- When available, a workforce utilization report including the following information for each job category at CommCan:
 - The total number of persons employed
 - The total number of men employed
 - The total number of women employed
 - The total number of veterans employed
 - The total number of service-disabled veterans employed
 - The total number of members of each minority employed
 - The total number of individuals who identify as LGBTQ+ employed

CommCan is mindful that demonstration of the Plan's progress and success will be submitted to the Commission upon renewal.

In the event that CommCan is not meeting its commitments, CommCan will issue a diversity survey to the workforce to solicit company-wide input on the successes and failures of existing diversity programs and input on ways to better serve the inclusion needs of the company.

Acknowledgements

- CommCan will adhere to the requirements set forth in 935 CMR 500.105(4) which provides the permitted and prohibited advertising, branding, marketing, and sponsorship practices of every Marijuana Establishment.
- Any actions taken, or programs instituted, by CommCan will not violate the Commission's regulations with respect to limitations on ownership or control or other applicable state laws.



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QUALIFICATIONS AND TRAINING

CommCan will ensure that all employees hired to work at a CommCan facility will be qualified to work as a marijuana establishment agent and properly trained to serve in their respective roles in a compliant manner.

Qualifications

In accordance with 935 CMR 500.030, a candidate for employment as a marijuana establishment agent must be twenty-one (21) years of age or older. In addition, the candidate cannot have been convicted of a criminal offense in the Commonwealth involving the distribution of controlled substances to minors, or a like violation of the laws of another state, the United States, or foreign jurisdiction, or a military, territorial, or Native American tribal authority.

CommCan will also ensure that its employees are suitable for registration consistent with the provisions of 935 CMR 500.802. In the event that CommCan discovers any of its agents are not suitable for registration as a marijuana establishment agent, the agent's employment will be terminated, and CommCan will notify the Commission within one (1) business day that the agent is no longer associated with the establishment.

Training

As required by 935 CMR 500.105(2), and prior to performing job functions, each of CommCan's agents will complete training that is tailored to the roles and responsibilities of the agent's job function. Agent training will at least include the Responsible Vendor Program and eight (8) hours of on-going training annually.

On or after July 1, 2019, all of CommCan's current owners, managers, and employees, that are involved in the handling and sale of marijuana at the time of licensure or renewal of licensure, as applicable, will have attended and successfully completed a Responsible Vendor Program to be designated a "responsible vendor." CommCan's new, non-administrative employees involved in the handling and sale of marijuana will complete the Responsible Vendor Program within ninety (90) days of the date they are hired. CommCan's owners, managers, and employees involved in the handling and sale of marijuana will then successfully complete the program once every year thereafter. CommCan will maintain records of responsible vendor training program compliance for four (4) years and will make them available during normal business hours for inspection by the Commission and any other state licensing authority upon request.

As part of the Responsible Vendor program, CommCan's agents will receive training on a variety of topics relevant to marijuana establishment operations, including but not limited to the following:

1. Marijuana's effect on the human body, including physical effects based on different types of marijuana products and methods of administration, and recognizing the visible signs of impairment;
2. Best practices for diversion prevention and prevention of sales to minors;
3. Compliance with tracking requirements;
4. Acceptable forms of identification, including verification of valid photo identification and medical marijuana registration and confiscation of fraudulent identifications;
5. Such other areas of training determined by the Commission to be included; and
6. Other significant state laws and rules affecting operators, such as:
 - Local and state licensing and enforcement;
 - Incident and notification requirements;
 - Administrative and criminal liability and license sanctions and court sanctions;
 - Waste disposal and health and safety standards;
 - Patrons prohibited from bringing marijuana onto licensed premises;
 - Permitted hours of sale and conduct of establishment;
 - Permitting inspections by state and local licensing and enforcement authorities;
 - Licensee responsibilities for activities occurring within licensed premises;
 - Maintenance of records and privacy issues; and
 - Prohibited purchases and practices.



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RECORDKEEPING PROCEDURES

General Overview

CommCan, Inc. (“CommCan”) has established policies regarding recordkeeping and record-retention in order to ensure the maintenance, safe keeping, and accessibility of critical documents. Electronic and wet signatures are accepted forms of execution of CommCan documents. Records will be stored at CommCan’s establishment in a secure location designated for record retention. All written records will be available for inspection by the Commission upon request.

Recordkeeping

Records shall include written operating procedures as required by 935 CMR 500.105(1); inventory records as required by 935 CMR 500.105(8); seed-to-sale tracking records as required by 935 CMR 500.105(8)(e); personnel records; business records; and waste disposal records.

- Written Operating Policies and Procedures: Policies and Procedures related to CommCan’s operations will be updated as needed and will undergo a review by the executive management team on an ongoing basis. Policies and Procedures will include the following:
 - Security measures in compliance with 935 CMR 500.110;
 - Agent security policies, including personal safety and crime prevention techniques;
 - A description of CommCan’s hours of operation and after-hours contact information, which will be provided to the Commission, made available to law enforcement officials upon request, and updated pursuant to 935 CMR 500.000.
 - Storage of marijuana in compliance with 935 CMR 500.105(11);
 - Description of the various strains of marijuana to be cultivated, processed or sold, as applicable, and the form(s) in which marijuana will be dispensed;
 - Procedures to ensure accurate recordkeeping, including inventory protocols in compliance with 935 CMR 500.160;
 - Plans for quality control, including product testing for contaminants in compliance with 935 CMR 500.160;
 - A staffing plan and staffing records in compliance with 935 CMR 500.105(9);
 - Emergency procedures, including a disaster plan with procedures to be followed in case of fire or other emergencies;

- Alcohol, smoke, and drug-free workplace policies;
- A plan describing how confidential information will be maintained;
- Policy for the immediate dismissal of any dispensary agent who has:
 - Diverted marijuana, which will be reported to local law enforcement and the Commission;
 - Engaged in unsafe practices with regard to CommCan operations, which will be reported to the Commission; or
 - Been convicted or entered a guilty plea, plea of nolo contendere, or admission to sufficient facts of a felony drug offense involving distribution to a minor in the Commonwealth, or a like violation of the laws of another state, the United States or a foreign jurisdiction, or a military, territorial, or Native American tribal authority.
- A list of all executives of CommCan, and members, if any, of the licensee must be made available upon request by any individual. 935 CMR 500.105(1)(m) requirement may be fulfilled by placing this information on CommCan's website.
- Policies and procedures for the handling of cash on CommCan premises including but not limited to storage, collection frequency and transport to financial institution(s).
- Policies and procedures to prevent the diversion of marijuana to individuals younger than twenty-one (21) years old.
- Policies and procedures for energy efficiency and conservation that will include:
 - Identification of potential energy use reduction opportunities (including but not limited to natural lighting, heat recovery ventilation and energy efficiency measures), and a plan for implementation of such opportunities;
 - Consideration of opportunities for renewable energy generation, including, where applicable, submission of building plans showing where energy generators could be placed on site, and an explanation of why the identified opportunities were not pursued, if applicable;
 - Strategies to reduce electric demand (such as lighting schedules, active load management and energy storage); and
 - Engagement with energy efficiency programs offered pursuant to M.G.L. c. 25 § 21, or through municipal lighting plants.

- Inventory Records

- The record of each inventory will include, at a minimum, the date of the inventory, a summary of the inventory findings, and the names, signatures, and titles of the agents who conducted the inventory.

- Seed-to-Sale Tracking Records

- CommCan will use seed-to-sale tracking and point-of-sale software systems to maintain real-time inventory which will meet the requirements specified by the Commission and 935 CMR 500.105(8)(c) and (d), including, at a minimum, an inventory of marijuana plants; marijuana plant-seeds and clones in any phase of development such as propagation, vegetation, flowering; marijuana ready for dispensing; all marijuana products; and all damaged, defective, expired, or contaminated marijuana and marijuana products awaiting disposal.
- CommCan will also maintain Metrc compliance and management records to the

extent required by the Commission. extent required by the Commission.

▪ Personnel Records

- At a minimum will include:
 - Job descriptions for each agent and volunteer position, as well as organizational charts consistent with the job descriptions;
 - A personnel record for each marijuana establishment agent. Such records will be maintained for at least twelve (12) months after termination of the agent's affiliation with CommCan and will include, at a minimum, the following:
 - All materials submitted to the Commission pursuant to 935 CMR 500.030(2);
 - Documentation of verification of references;
 - The job description or employment contract that includes duties, authority, responsibilities, qualifications, and supervision;
 - Documentation of all required training, including training regarding privacy and confidentiality requirements, and the signed statement of the individual indicating the date, time, and place he or she received said training and the topics discussed, including the name and title of presenters;
 - Documentation of periodic performance evaluations;
 - A record of any disciplinary action taken; and
 - Notice of completed responsible vendor and eight-hour related duty training.
 - A staffing plan that will demonstrate accessible business hours and safe operations conditions;
 - Personnel policies and procedures; and
 - All background check reports obtained in accordance with 935 CMR 500.030.

▪ Business Records

Records that require ongoing maintenance and updates. These records can be electronic or hard copy (preferably electronic) and at minimum include:

- Assets and liabilities;
- Monetary transactions;
- Books of accounts, which will include journals, ledgers, and supporting documents, agreements, checks, invoices, and vouchers;
- Sales records including the quantity, form, and cost of marijuana products;
- Salary and wages paid to each agent, and any executive compensation, bonus, benefit, or item of value paid to any individual affiliated with CommCan, including members, if any.

▪ Waste Disposal Records

- When marijuana or marijuana products are disposed of, CommCan will create and maintain a written record of the date, the type and quantity disposed of or handled, the manner of disposal or other handling, the location of disposal or

other handling, and the names of the two CommCan agents present during the disposal or handling, with their signatures. CommCan will keep disposal records for at least three (3) years. This period will automatically be extended for the duration of any enforcement action and may be extended by an order of the Commission.

- Handling and Testing of Marijuana Records

- CommCan will maintain the results of all testing for a minimum of one (1) year.

- Incident Reporting Records

- Within ten (10) calendar days, CommCan will provide written notice to the Commission of any incident described in 935 CMR 500.110(7)(a), by submitting an incident report, detailing the incident, the investigation, the findings, resolution (if any), confirmation that the Police Department and Commission were notified within twenty-four (24) hours of discovering the breach, and any other relevant information. Reports and supporting documents, including photos and surveillance video related to a reportable incident, will be maintained by CommCan for no less than one (1) year or the duration of an open investigation, whichever is longer, and made available to the Commission and law enforcement authorities upon request.

- Visitor Records

- A visitor sign-in and sign-out record will be maintained at the security office. The record will include the visitor's name, address, organization or firm, date, time in and out, and the name of the authorized agent who will be escorting the visitor.

- Security Records

- A current list of authorized agents and service personnel that have access to the surveillance room will be available to the Commission upon request.
- Twenty-four (24) hour recordings from all video cameras that are available for immediate viewing by the Commission upon request and that are retained for at least ninety (90) calendar days.

- Transportation Records

- CommCan will retain all shipping manifests for a minimum of one (1) year and make them available to the Commission upon request.

- Agent Training Records

- Documentation of all required training, including training regarding privacy and confidentiality requirements, and a signed statement of the individual indicating the date, time, and place he or she received the training, the topics discussed and the name and title of the presenter(s).

- Closure

- In the event CommCan closes, all records will be kept for at least two (2) years at CommCan's expense in a form (electronic, hard copies, etc.) and location acceptable to the Commission. In addition, CommCan will communicate with the Commission during the closure process and accommodate any additional requests the Commission or other agencies may have.



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**MAINTAINING OF FINANCIAL
RECORDS**

CommCan, Inc.'s ("CommCan") operating policies and procedures ensure financial records are accurate and maintained in compliance with state regulations. Financial records maintenance measures include policies and procedures requiring that:

- Confidential financial information will be maintained in a secure location and will not be disclosed without authorization or unless required by law or regulations or pursuant to a court order.
- CommCan will comply with all recordkeeping requirements, including:
 - Keeping written business records, available for inspection, and in accordance with Generally Accepted Accounting Principles (GAAP), which will include manual or computerized records of:
 - Assets and liabilities;
 - Monetary transactions;
 - Books of accounts, including journals, ledgers, and supporting documents, agreements, checks, invoices, and vouchers;
 - Sales records including the quantity, form, and cost of marijuana products; and
 - Salary and wages paid to each employee and any executive compensation, bonus, benefit, or item of value paid to any individual affiliated with CommCan.
- CommCan will comply with all sales recording requirements, including:
 - Utilizing a point-of-sale (POS) system approved by the Commission, in consultation with the Massachusetts Department of Revenue (the "DOR"), and a sales recording module approved by DOR;
 - Conducting a monthly analysis of its equipment and sales data, and maintaining records, available to the Commission upon request, that the monthly analysis has been performed;
 - Complying with 830 CMR 62C.25.1: Record Retention and DOR Directive 16-1 regarding recordkeeping requirements;
 - Separate accounting practices at the point-of-sale for marijuana and non-marijuana sales;
 - Maintaining such records that would allow for the Commission and the DOR to audit and examine the point-of-sale system used in order to ensure compliance with Massachusetts tax laws and state regulations; and
 - Maintaining and providing the Commission on a biannual basis accurate retail sales data collected during the preceding six (6) months to ensure an adequate supply of medical marijuana and marijuana products.



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PLAN FOR SEPARATING RECREATIONAL FROM MEDICAL OPERATIONS

CommCan, Inc. (“CommCan”) has developed plans and procedures to ensure virtual and physical separation between medical and adult use marijuana operations in accordance with 935 CMR 502.000.

CommCan will virtually separate medical and adult-use marijuana and Marijuana Products in its cultivation and product manufacturing operations by using separate medical and adult-use plant and/or package tags in Metrc.

Prior to the point of sale or at the point of sale, CommCan will designate whether marijuana and/or Marijuana Products are intended for sale for adult use or medical use through Metrc. All marijuana and Marijuana Products will be transferred to the appropriate license within Metrc prior to sale. After the point of sale, CommCan will reconcile that inventory in Metrc.

In compliance with 935 CMR 502.140, CommCan will ensure that registered patients have access to a sufficient quantity and variety of medical marijuana and marijuana products. For the first six (6) months of operations, 35% of CommCan’s marijuana product inventory will be marked for medical use and reserved for registered patients. Thereafter, CommCan will maintain a quantity and variety of medical marijuana products for registered patients that is sufficient to meet the demand indicated by an analysis of sales data collected during the preceding six (6) months. Marijuana products reserved for patient supply will, unless unreasonably impracticable, reflect the actual types and strains of marijuana products documented during the previous six (6) months. If a substitution must be made, the substitution will reflect the type and strain no longer available as closely as possible.

On a quarterly basis, CommCan will submit to the Commission an inventory plan to reserve a sufficient quantity and variety of medical marijuana and marijuana products for registered patients, based on reasonably anticipated patient needs as documented by sales records over the preceding six (6) months. On each occasion that the supply of any product within the reserved patient supply is exhausted and a reasonable substitution cannot be made, CommCan will submit a report to the Commission. Marijuana products reserved for patient supply will be either: (1) maintained on-site at CommCan's retailer or easily accessible at another CommCan location and transferable to the retailer location within 48 hours of notification that the on-site supply has been exhausted. CommCan will perform audits of patient supply available on a weekly basis and retain those records for a period of six (6) months. CommCan may transfer marijuana products reserved for medical-use to adult-use within a reasonable period of time prior to the date of expiration provided that the product does not pose a risk to health or safety.

In addition to virtual separation, CommCan will provide for physical separation between the medical and adult use sales areas. A temporary or semi-permanent physical barrier, such as a stanchion or other divider, will be installed to create separate, clearly marked lines for patients/caregivers and adult-use consumers. Trained marijuana establishment agents will verify the age of all individuals, as well the validity of any Medical Use of Marijuana Program ID Cards, upon entry to the facility and direct them to the appropriate queue. CommCan's agents will prioritize patient and caregiver identification verification and physical entry into the retail area.

Access to the adult-use marijuana queue will be limited to individuals 21 years of age or older, regardless if the individual is registered as a patient/caregiver. Registered patients under the age of 21 will only have access to the medical marijuana queue. A registered patient/caregiver 21 years of age or older will be permitted to access either queue and will not be limited only to the medical marijuana queue, so long as the transaction can be recorded in accordance with 935 CMR 501.105.

CommCan will also provide an enclosed patient consultation area that is separate from the sales floor to allow privacy and for confidential visual and auditory consultation. The patient consultation area will have signage stating, "Consultation Area" and will be accessible by patients and caregivers without having to traverse a Limited Access area.

CommCan will also maintain separate financial records for adult-use products and medical products to ensure compliance with the applicable tax laws.



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PERSONNEL POLICIES

Overview

CommCan, Inc. (“CommCan”) will securely maintain personnel records, including registration status and background check records. CommCan will keep, at a minimum, the following personnel records:

- Job descriptions for each employee and volunteer position, as well as organizational charts consistent with the job descriptions;
- A personnel record for each marijuana establishment agent;
- A staffing plan that will demonstrate accessible business hours and safe conditions;
- Personnel policies and procedures; and
- All background check reports obtained in accordance with 935 CMR 500.030.

Agent Personnel Records

Personnel records for each agent will be maintained for at least twelve (12) months after termination of the agent’s affiliation with CommCan and will include, at a minimum, the following:

- All materials submitted to the Commission pursuant to 935 CMR 500.030(2);
- Documentation of verification of references;
- The job description or employment contract that includes duties, authority, responsibilities, qualifications, and supervision;
- Documentation of all required training, including training regarding privacy and confidentiality requirements, and the signed statement of the individual indicating the date, time, and place he or she received said training and the topics discussed, including the name and title of presenters;
- Documentation of periodic performance evaluations;
- A record of any disciplinary action taken;
- Notice of completed responsible vendor and eight-hour related duty training; and
- Results of initial background investigation, including CORI reports.

Personnel records will be kept in a secure location to maintain confidentiality and be only accessible to the agent’s manager or members of the executive management team.

Hours of Operation (subject to approval by the Special Permit Granting Authority)

Monday – Sunday: 10:00 AM – 8:00 PM

After-Hours Contact Information

Director of Security: Mark Abbate – 774-571-5204

Agent Background Checks

- In addition to completing the Commission’s agent registration process, all agents hired to work for CommCan will undergo a detailed background investigation prior to being granted access to a CommCan facility or beginning work duties.
- Background checks will be conducted on all agents in their capacity as employees or volunteers for CommCan pursuant to 935 CMR 500.100 and will be used by the Director of Security, who will be registered with the Department of Criminal Justice Information Systems pursuant to 803 CMR 2.04: iCORI Registration and the Commission for purposes of determining the suitability of individuals for registration as a marijuana establishment agent with the licensee.
- For purposes of determining suitability based on background checks performed in accordance with 935 CMR 500.101(1), CommCan will consider:
 - a. All conditions, offenses, and violations are construed to include Massachusetts law or like or similar law(s) of another state, the United States or foreign jurisdiction, a military, territorial or Native American tribal authority, or any other jurisdiction.
 - b. All criminal disqualifying conditions, offenses, and violations include the crimes of attempt, accessory, conspiracy, and solicitation. Juvenile dispositions will not be considered as a factor for determining suitability.
 - c. Where applicable, all look-back periods for criminal conditions, offenses, and violations included in 935 CMR 500.802 commence upon the date of disposition; provided, however, that if disposition results in incarceration in any institution, the look-back period will commence upon release from incarceration.
- Suitability determinations will be made in accordance with the procedures set forth in 935 CMR 500.800. In addition to the requirements established in 935 CMR 500.800, CommCan will:
 - a. Comply with all guidance provided by the Commission and 935 CMR 500.802: Tables B through D to determine if the results of the background are grounds for Mandatory Disqualification or Presumptive Negative Suitability Determination.
 - b. Consider whether offense(s) or information that would result in a Presumptive Negative Suitability Determination under 935 CMR 500.802. In the event a Presumptive Negative Suitability Determination is made, CommCan will consider the following factors:
 - i. Time since the offense or incident;
 - ii. Age of the subject at the time of the offense or incident;
 - iii. Nature and specific circumstances of the offense or incident;
 - iv. Sentence imposed and length, if any, of incarceration, if criminal;
 - v. Penalty or discipline imposed, including damages awarded, if civil or administrative;
 - vi. Relationship of offense or incident to nature of work to be performed;
 - vii. Number of offenses or incidents;
 - viii. Whether offenses or incidents were committed in association with dependence on drugs or alcohol from which the subject has since recovered;

- ix. If criminal, any relevant evidence of rehabilitation or lack thereof, such as information about compliance with conditions of parole or probation, including orders of no contact with victims and witnesses, and the subject's conduct and experience since the time of the offense including, but not limited to, professional or educational certifications obtained; and
 - x. Any other relevant information, including information submitted by the subject.
- c. Consider appeals of determinations of unsuitability based on claims of erroneous information received as part of the background check during the application process in accordance with 803 CMR 2.17: Requirement to Maintain a Secondary Dissemination Log and 2.18: Adverse Employment Decision Based on CORI or Other Types of Criminal History Information Received from a Source Other than the DCJIS.
- All suitability determinations will be documented in compliance with all requirements set forth in 935 CMR 500 et seq. and guidance provided by the Commission.
 - Background screening will be conducted by an investigative firm holding the National Association of Professional Background Screeners (NAPBS®) Background Screening Credentialing Council (BSCC) accreditation and capable of performing the searches required by the regulations and guidance provided by the Commission.
 - References provided by the agent will be verified at the time of hire.
 - As a condition of their continued employment, agents, volunteers, contractors, and subcontractors are required to renew their Program ID cards annually and submit to other background screening as may be required by CommCan or the Commission.

Personnel Policies and Training

CommCan's staffing plan and staffing records will be maintained in compliance with 935 CMR 500.105(9) and will be made available to the Commission upon request. All CommCan agents are required to complete training that includes but is not limited to CommCan's strict alcohol, smoke and drug-free workplace policy, job specific training, Responsible Vendor Training Program, confidentiality training, and a comprehensive discussion regarding the marijuana establishment's policy for immediate dismissal. All training will be documented in accordance with 935 CMR 105(9)(d)(2)(d).

CommCan will have a policy for the immediate dismissal of any dispensary agent who has:

- Diverted marijuana, which will be reported the Police Department and to the Commission;
- Engaged in unsafe practices with regard to CommCan operations, which will be reported to the Commission; or
- Been convicted or entered a guilty plea, plea of *nolo contendere*, or admission to sufficient facts of a felony drug offense involving distribution to a minor in the Commonwealth, or a like violation of the laws of another state, the United States or a foreign jurisdiction, or a military, territorial, or Native American tribal authority.