



April 12, 2019

**Re: Surterra Florida, LLC Medical Marijuana Treatment Center Dispensing Facility Application**

## OVERVIEW

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Alpha Foliage, Inc. ("Alpha") is an approved Medical Marijuana Treatment Center pursuant to 381.986(8), Florida Statutes. Surterra Florida, LLC ("Surterra") and Alpha have entered into a management agreement, whereby Surterra controls and operates Alpha's MMTC license. This management agreement has been expressly approved by the Florida Department of Health Office of Medical Marijuana Use and is expressly allowed under state law.

Surterra is applying to operate a medical marijuana treatment center dispensary facility in the City of Lauderhill. The purpose of this letter is to provide the city with some of the requested information related to this use.

The state of Florida has preempted the regulation of cultivation, processing, and delivery of marijuana by medical marijuana treatment centers. See Section 381.986(11), Florida Statutes. With respect to dispensaries, cities may either ban dispensaries or zone dispensaries the same as pharmacies. See Section 381.986(11)(b)(2). Whereas some of the information requested by the city to operate a MMTC dispensing facility has been preempted by the state and the city does not require this information from pharmacies, some aspects of the city's permitting and approval process appear to be in conflict with state law. However, Surterra is making a good-faith effort to comply with the spirit of the City's requirements.

## CORPORATE INFORMATION

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Surterra Florida, LLC is a Florida limited liability company. It was formed on 1/30/2015. The manager of Surterra Florida, LLC is James Whitcomb. The registered agent is CT Corporation System, 1200 South Pine Island Road Plantation, FL 33324. Enclosed are Surterra Florida, LLC's corporate registration and 2019 certificate of good standing.

## APPLICATION INFORMATION

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Surterra Florida, LLC's application to the state of Florida is confidential and not subject to public disclosure. Please see ss. 119.071(3)(a); 815.045; and 381.83, F.S. Therefore, Surterra will not be disclosing its application to the City.