

ADMINISTRATIVE HEARINGS DIVISION  
December 14, 2023

**STIPULATED SETTLEMENT AGREEMENTS FOR MARIJUANA LICENSE APPLICANT**

1. KGACannabis, LLC  
Silvia Evtimova, Member/Manager  
dba **KGA CANNABIS**

(Application for a Marijuana  
Producer License)

OAR 845-025-1115 states in relevant part:

(2) The Commission may deny an initial or renewal application, unless the applicant shows good cause to overcome the denial criteria, if the Commission has reasonable cause to believe that:

(a) The applicant: \*\*\*

(J) Has, or previously had, an unapproved ownership interest in a license issued by the Commission other than as provided in OAR 845-025-1160(4).

(3) The Commission may refuse to issue a license to any license applicant or refuse to renew the license of any licensee or laboratory licensee when conditions exist in relation to any person having a financial interest in the business or in the place of business which would constitute grounds for refusing to issue a license or for revocation or suspension of a license if such person were the license applicant, licensee, or laboratory licensee.

OAR 845-025-1015 defines “financial interest” in relevant part:

(37) “Financial interest” means having an interest in an applicant, licensee, or laboratory licensee, such that the performance of the business causes, or is capable of causing, an individual, or a legal entity with which the individual is affiliated, to benefit or suffer financially.

OAR 845-025-8575 states, in relevant part:

(1) The Commission may issue a restricted license when in the absence of a restriction,

Note: Applicant was issued a Notice of Proposed License Restrictions dated October 11, 2023. Applicant wishes to dispose of this licensing matter by settlement agreement, including the imposition of the listed restrictions.

(continued **KGA CANNABIS**)

the Commission has a basis to cancel, suspend/fine or deny the license. \*\*\*

- (3) A licensee will be notified in writing by the Commission if it intends to restrict the license and the licensee will be given the opportunity to appeal the proposed restriction in accordance with ORS Chapter 183.
- (4) A licensee who has a restricted license may only exercise license privileges in compliance with the restrictions. Failure to comply with any restriction is a Category I violation.

Commission staff proposes to issue the requested license with the following restrictions:

1. Licensee will not allow Angel Botev; Angels Clouds, LLC; or any parent, subsidiary, affiliate, or successor of Angels Clouds, LLC to take any part in the operation or management of the business or to provide any services to the business.
2. Licensee will not allow Angel Botev; Angels Clouds, LLC; or any parent, subsidiary, affiliate, or successor of Angels Clouds, LLC to be an employee or agent of the business or otherwise act in a representative capacity on behalf of the business.
3. Licensee will not allow Angel Botev; Angels Clouds, LLC; or any parent, subsidiary, affiliate, or successor of Angels Clouds, LLC to be present on the licensed premises at any time.

**SYNOPSIS:** – Applicant KGA Cannabis, LLC (Silvia Evtimova, Member) requests a marijuana producer license at a premises currently owned by a company, Angel Clouds, LLC, under the control of Angel Botev. As the owner and lessor of the proposed licensed premises, Mr. Botev has a financial interest in this application. Previously, the Commission found that Angel Clouds, LLC and Mr. Botev obtained an ownership and/or financial interest in Marijuana Producer License No. 10056306A6D held by B.A.F. Farms, Inc. prior to approval from the Commission. Because a person with a financial interest in the application previously had an unapproved ownership and/or financial interest, the Commission could deny this application. Instead, under the settlement, KGA Cannabis, LLC will be issued the license subject to the above-stated three restrictions, in order to ensure that Angel Clouds, LLC and Mr. Botev have no involvement in or control over the new licensee or its business.

**TERMS OF AGREEMENT**

Applicant and the Executive Director of the Commission agree as follows:

1. The Commission will issue Applicant a Marijuana Producer License with the above-listed restrictions after this agreement is ratified and after Commission staff determine that the application is complete.
2. Applicant accepts the imposition of the above-listed restrictions on the license identified in this agreement without any conditions or reservations.
3. Applicant waives any and all rights to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), to judicial review, and to otherwise challenge this agreement or the Final Order resulting from it.
4. This agreement is conditioned on the final approval of the Commission and will be reviewed by the Commissioners at a commission meeting. If the Commission does not accept and approve this agreement in its entirety, it is deemed null and void, and Applicant's hearing rights, if any, will be restored. If the Commission accepts and approves this agreement in its entirety, Applicant withdraws any request for hearing.