



September 9, 2020

Bethany Auto Parts and Marine Supplies
13 Atlantic Ave
Ocean View, DE 19970

Notice of Administrative Penalty

Dear Bethany Auto Parts:

The following Notice of Violation is issued under the authority of the Secretary, Delaware Health and Social Services pursuant to 16 Del. C. §122 (3) and the Twenty-Third Modification of the Declaration of a State of Emergency for the State of Delaware Due to a Public Health Threat.

Notice of Violation

The Division of Public Health (DPH) conducted site visits to the above referenced location on June 26, 2020 and August 10, 2020 to assess compliance with the current restrictions in place to reduce transmission of COVID-19. During the June 26th visit, DPH inspectors observed lack of appropriate face coverings among staff and customers and lack of posted COVID-19 signs, violating the Twenty-First Modification of the Declaration of a State of Emergency for the State of Delaware and the Governor's Phase 2 Reopening Plan. DPH inspectors provided education to Bethany Auto Parts during this visit to assist with compliance.

After receiving an additional complaint, DPH inspectors performed a reinspection of Bethany Auto Parts on August 10th and observed lack of appropriate face coverings among staff, violating the Twenty-First Modification of the Declaration of a State of Emergency for the State of Delaware and the Governor's Phase 2 Reopening Plan.

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Under 16 *Del. C.* §107(a) the Department of Health and Social Services has the authority to impose an administrative penalty upon any individual who refuses, fails or neglects to perform the duties required of it. The penalty shall be up to \$1,000.00 per violation per day. Based on the failure to comply with COVID-19 requirements, you are hereby assessed an Administrative Penalty. Due to non-compliance observed on August 10, 2020, the administrative penalty assessed is \$100.00 (\$100.00 per violation). This penalty is payable to the "State of Delaware" and must be received within 30 days of receipt of this notice. DPH does not accept the validity of any disclaimer of liability that may accompany your payment of this penalty. Payment must be sent to the following address:

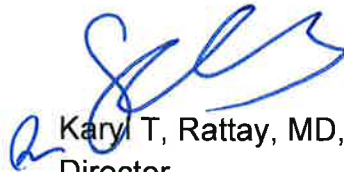
CENTRAL BILLING
DIVISION OF PUBLIC HEALTH
417 Federal Street
Dover, DE 19901

If you wish to contest this administrative penalty, you may request an administrative hearing before an Administrative Hearing Officer. Your written request must be sent to the address listed above within 30 calendar days of receipt of this notice.

Failure to remit payment or request an administrative hearing within 30 days of receipt of this letter may result in additional legal action.

Any questions should be addressed to Mr. Jamie Mack, (302) 744-4832.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Karyl T. Rattay', is written over the typed name and title.

Karyl T. Rattay, MD, MS, FAAP
Director

cc: Jamie Mack, Section Chief, Health Systems Protection
Joanna Suder, DAG