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October 22, 2021

VIA EMAIL & US PRIORITY MAIL

Jennette H. Waldow
2740 Highway 50
Placerville, California 95667
Applebistro2740@gmail.com

Re: **CEASE AND DESIST**


Dear Ms. Waldow:

Your continued operation of Apple Bistro without a permit is in violation of state law (California Health and Safety Code sections 114381 and 114405) as well as the County of El Dorado's Environmental Health Permit Ordinance (Chapter 8.05 of the El Dorado County Ordinance Code). We hereby demand that you immediately cease and desist all operations relating to Apple Bistro, located at 2740 Highway 50, Placerville, California 95667, until you obtain a new permit from the County Environmental Management Department ("County EMD"). If you choose to continue to operate without a permit and in violation of these laws, the County intends to file a civil lawsuit against you.

As you are aware, County EMD suspended your permit to operate Apple Bistro on July 30, 2020 and ordered Apple Bistro to close. You requested a hearing, pursuant to Health and Safety Code section 114409, to show cause why the permit should not be suspended, but then failed to appear at the hearing. After the hearing, your permit was revoked on September 1, 2020. However, in defiance of County EMD's order to close, state law, and County ordinances, you continued to operate, and currently operate, Apple Bistro without the required permit. These state and local permit laws were enacted to safeguard public health and to ensure that food provided to the public is safe for consumption.

To avoid the initiation of legal action by the County, please contact either of the offices identified at the top of this letter within seven (7) days of the date of this letter, or by October 29, 2021, to confirm that you have ceased all operations relating to Apple Bistro and that Apple Bistro is closed. If you wish to continue to operate Apple Bistro, you must obtain a new permit from County EMD before any further operation. The issuance of any new permit does not act as a waiver of all overdue fees, fines, and penalties.

If you instead choose to continue to operate Apple Bistro unlawfully and without a permit after October 29, 2021, the County will file its lawsuit and seek all available relief, remedies, penalties and fines, including a court order requiring Apple Bistro to close all operations unless and until a permit is obtained from County EMD.

By: 

David A. Livingston
County Counsel, County of El Dorado

By: 

Andrew T. Caulfield
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