

John Bel Edwards
GOVERNOR



Rebekah Gee MD MPH
SECRETARY

State of Louisiana
Department of Health
Bureau of Legal Services

November 22, 2016

VIA U.S. MAIL
32nd JDC – Terrebonne Parish
Office of the Clerk of Court
P.O. Box 1569
Houma, LA 70361-1569

RE: *La. Dept. of Health v. Delvin Lirette & Danielle Trahan*

Dear Sir or Madame:

In connection with the above-referenced matter, please find for filing original and three (3) copies of an Ex-Parte Petition to Make Compliance Order Executory, together with accompanying Judgment. Please forward a copy to the judge for the section to which the suit is assigned. Please serve a copy upon the defendants per the service instructions contained on the judgment. Finally, please return a stamped/conformed copy to me in the enclosed self-addressed, stamped envelope.

This is a "state filing" that, in accordance with La.R.S. 40:31 and La.R.S. 13:4521, is exempt from filing fees.

Feel free to contact me at the number below if you have any questions or need additional information.

With kind regards, I am

Very truly yours,

A handwritten signature in blue ink, appearing to read "Sandra A. Jelks".

Sandra A. Jelks

/SAJ
enclosures

Bienville Building • 628 North 4th Street • P.O. Box 3836 • Baton Rouge, Louisiana 70821-3836
Phone: (225) 342-9937 • Fax: (225) 342-2232 • www.ldh.la.gov
"An Equal Opportunity Employer"

LOUISIANA DEPARTMENT OF HEALTH * SUIT NO. _____
*
* 32nd JUDICIAL DISTRICT COURT
*
VERSUS * PARISH OF TERREBONNE
*
DELVIN LIRETTE & * STATE OF LOUISIANA
DANIELLE TRAHAN *

EX PARTE PETITION TO MAKE COMPLIANCE ORDER(S) EXECUTORY
PURSUANT TO LA. R.S. 40:6(G)

The petition of Dr. Jimmy Guidry, M.D., in his official capacity as State Health Officer, Louisiana Department of Health (“LDH”), Office of Public Health, through undersigned counsel, respectfully represents:

1.

Dr. Jimmy Guidry, State Health Officer for LDH, Office of Public Health, is granted jurisdiction and authority to enforce the State Sanitary Code (Louisiana Administrative Code Title 51) pursuant to La. R.S. 40:4 and R.S. 40:5, including enforcement of compliance orders pursuant to LSA R.S. 40:6(G).

2.

Made defendants herein are **Delvin Lirette** and **Danielle Trahan** (hereinafter “Defendants”), persons of full age of majority domiciled in Terrebonne Parish, Louisiana.

3.

Defendants are the occupants and/or lessees of the house and premises located at 208 Reynolds Street, Montegut, Louisiana 70377.

4.

A Compliance Order issued pursuant to La. R.S. 40:4, 40:5, 40:6, and Sanitary Code Part I, §111, signed by Dr. Jimmy Guidry, State Health Officer, and J.T. Lane, LDH Assistant Secretary for the Office of Public Health, was mailed via United States Postal Service (USPS), Certified Mail, Return Receipt Requested to the Defendant’s on May 16, 2015. A certified copy of said Compliance Order, which bears the LDH-assigned number OPH-2015-OW-009, together with all attachments thereto, is attached to this petition as **Exhibit DHH-A**. The certified return receipt associated with the USPS delivery of Compliance Order No. OPH-2015-OW-009 is attached hereto as **Exhibit DHH-B**.

5.

As more particularly described therein, Compliance Order No. OPH-2015-OW-009 was issued only after LDH personnel conducted various inspections and provided Defendants with all notice(s) required under Sanitary Code Part I.

6.

Compliance Order No. OPH-2015-OW-009 was issued to Defendants because they failed, after numerous notices and other attempts by LDH to obtain voluntary compliance, to comply with Sanitary Code Part XIII, §303(A), which states that:

A person who owns, operates, manages, or otherwise controls any premises, shall provide for sewage disposal in a manner which is in compliance with this Code.

7.

As noted in the exhibits attached to Compliance Order No. OPH-2015-OW-009, the unapproved and non-permitted onsite sewage treatment system presently in use at Defendants' house is not effectively treating the wastewater from the home and the subsequent effluent draining into the ditch is untreated raw sewage. This condition is in violation of Sanitary Code Part XIII, §305(A), which states that:

Individual sewerage systems shall be kept in service and in a serviceable condition sufficient to insure compliance with this code and in order to avoid creating or contributing to a nuisance or a public health hazard.

8.

Despite being properly served with Compliance Order No. OPH-2015-OW-009, Defendants did not thereafter, within the twenty days allowed under Sanitary Code Part I, §111 or otherwise, submit to either LDH or the Division of Administrative Law any form of written request that might be construed as a request for an administrative appeal of said Compliance Order.

9.

A Notice and Order of Imposition of Penalties ("NOIP") issued pursuant to La. R.S. 40:4, 40:5, 40:6, and Sanitary Code Part I, §113, signed by Dr. Jimmy Guidry and Kathy Kliebert, was hand delivered by a representative of LDH on October 8, 2015. A certified copy of the NOIP is attached hereto as **Exhibit DHH-C**. The process server's return associated with the hand delivery of the NOIP is attached hereto as **Exhibit DHH-D**.

10.

As noted therein, the NOIP was preceded by a Post Order Inspection Report ("POIR"),

attached hereto as **Exhibit DHH-E**, conducted and completed by LDH personnel on June 1, 2015, and mailed to Defendants via USPS Certified Mail, Return Receipt Requested on June 30, 2015. The certified return receipt associated with the USPS delivery of the POIR is attached hereto as **Exhibit DHH-F**.

11.

LDH issued the NOIP because Defendants failed to notify LDH in writing, as required by the POIR, that they had complied with Compliance Order No. OPH-2015-OW-009.

12.

The Defendants have not complied with the actions required by Compliance Order No. OPH-2015-OW-009 nor paid the penalty assessed by the NOIP. LDH is thus entitled to an ex-parte judgment making both Compliance Order No. OPH-2015-OW-009 and the NOIP a judgment of the district court and making the judgment executory, pursuant to La. R.S. 40:6(G).

13.

Petitioner also suggests that the filing of this Petition and attached documents should be free from payment of any costs of court or other security bonds pursuant to La. R.S. 40:31, which exempts the Department of Health, and its agents and subdivisions, from court costs in any suit.

WHEREFORE, petitioner Dr. Jimmy Guidry, State Health Officer, Louisiana Department of Health, Office of Public Health, prays that Compliance Order No. OPH-2015-OW-009 and the NOIP be made executory in this court, pursuant to La. R.S. 40:6(G), that all costs of these proceedings be taxed against the defendants, and for all other general and equitable relief warranted.

Respectfully Submitted:


Sandra A. Jelks (Bar Roll No. 22088)
La. Department of Health
Bureau of Legal Services
P.O. Box 3836
Baton Rouge, Louisiana 70821-3836
Telephone: (225) 342-9937; Fax 342-2232
sandra.jelks@la.gov

CERTIFIED MAIL

7010 0780 0002 1566 6430

DHH-A

JIMMY GUIDRY, M.D.
STATE HEALTH OFFICER

VERSUS

DELVIN LIRETTE & DANIELLE TRAHAN
208 REYNOLD STREET
MONTEGUT, LA 70377

STATE OF LOUISIANA

DEPARTMENT OF HEALTH
& HOSPITALS

OFFICE OF PUBLIC HEALTH

COMPLIANCE ORDER

OPH-2015-OW-009

The State Health Officer acting through the Office of Public Health of the Department of Health & Hospitals is statutorily responsible for the promulgation and enforcement of the Louisiana Public Health Sanitary Code pursuant to LSA-R.S. 36:258 (B), LSA-R.S. 40:4, and LSA-R.S. 40:5.

WHEREAS, the Terrebonne Parish Sanitarian Services acting through the Office of Public Health, is the properly designated agent of the Department of Health and Hospitals for the enforcement of the Louisiana Public Health Sanitary Code.

WHEREAS, Delvin Lirette, and Danielle Trahan, hereafter referred to as Respondents, persons of full age of majority, domiciled in Terrebonne Parish, Louisiana 70377, are the occupants, and or lessees, of the property at 208 Reynold Street, Montegut, Louisiana, 70377.

A copy of the property description is attached hereto as **Exhibit A**.

WHEREAS, on October 17, 2014, the Terrebonne Parish Sanitarian Services Office received a complaint from Arie LeBouef, hereafter referred to as Complainant, and who resides at the property located at 207 Reynold Street, Montegut, Louisiana 70377, regarding sewage being discharged into the street ditch from the Respondents property at 208 Reynold Street, Montegut, Louisiana 70377.

A copy of same is attached hereto as **Exhibit B**.

WHEREAS, on October 17, 2014, Barry Richard, Sanitarian, conducted an inspection of the existing unapproved sewage system located at 208 Reynold Street, Montegut, Louisiana 70377. The inspection revealed sewage discharging directly into the street ditch. This condition is in violation of the Louisiana Administrative Code, Title 51, (Public Health Sanitary Code) Part XIII, Chapter 3, §305.A., as follows:

“A person shall not directly or indirectly discharge, or allow to be discharged, the contents or effluent from any plumbing fixtures, vault, privy, portable toilet, or septic tank, into any road, street, gutter, ditch, water course, body of water, or onto the surface of the ground.”

Copies of the inspection report and pictures are attached hereto as **Exhibit C...C3**.

WHEREAS, on October 20, 2014, a Notice of Violation letter was mailed via United States Postal Service, Certified Mail, Return Receipt Requested, to the Respondent, stating the violations of the Louisiana Administrative Code, Title 51, (Public Health Sanitary Code) Part XIII, Chapter 3, §305. A. and §303. A., as follows:

“A person shall not directly or indirectly discharge, or allow to be discharged, the contents or effluent from any plumbing fixtures, vault, privy, portable toilet, or septic tank, into any road, street, gutter, ditch, water course, body of water, or onto the surface of the ground.”

“A person who owns, operates, manages, or otherwise controls any premises, shall provide for sewage disposal in a manner which is in compliance with this Code.”

The letter also instructed the Respondent to apply for a temporary permit to install an approved sewage system within 15 days of receipt of the letter, and to have an approved sewage system installed within 45 days receipt.

A copy of same is attached hereto as **Exhibit D**.

WHEREAS, on December 1, 2014, Robin Reed, Sanitarian, conducted a re-inspection of the existing unapproved sewage system located at 208 Reynold Street, Montegut, Louisiana, 70377. The inspection revealed the continued discharge of sewage into the street ditch from the Respondents property. This condition is in violation of the Louisiana Administrative Code, Title 51, (Public Health Sanitary Code) Part XIII, Chapter 3, §305.A., as follows:

“A person shall not directly or indirectly discharge, or allow to be discharged, the contents or effluent from any plumbing fixtures, vault, privy, portable toilet, or septic tank, into any road, street, gutter, ditch, water course, body of water, or onto the surface of the ground.”

Copies of the inspection report and pictures are attached hereto as **Exhibit E**, and **E1**.

WHEREAS, on December 5, 2014, a Notice of Violation letter was mailed via United States Postal Service, Certified Mail, Return Receipt Requested, to the Respondent, requesting an informal conference to be held on January 15, 2015, at the Terrebonne Parish Sanitarian Services Office at 12:00 P.M. to discuss the continued violations of the Louisiana Administrative Code, Title 51, (Public Health Sanitary Code) Part XIII, Chapter 3, §305.A.

A copy of same is attached hereto as **Exhibit F**.

WHEREAS, on January 15, 2015, a conference was held with Chasity Cheramie, Region 3 Sanitarian Regional Director, and Kathy LeBlanc, Terrebonne Parish Sanitarian Manager, in attendance to discuss the correction of the violations of the Louisiana Administrative Code, Title 51, (Public Health Sanitary Code) Part XIII, Chapter 3, §305.A. The Respondent failed to attend the conference.

A copy of same is attached hereto as **Exhibit G**.

WHEREAS, on January 16, 2015, a Notice of Violation letter was mailed via United States Postal Service, Certified Mail, Return Receipt Requested, to the Respondent stating that a conference was held on January 15, 2015, in his absence and that a Compliance Order could be prevented if compliance could be verified by February 27, 2015.

A copy of same is attached hereto as **Exhibit H**.

WHEREAS, on March 2, 2015, Robin Reed, Sanitarian, conducted an inspection of the existing unapproved sewage system located at 208 Reynold Street, Montegut, Louisiana, 70377. The inspection revealed the continued discharge of sewage into street ditch from the Respondents property. This continuing condition is in violation of the Louisiana Administrative Code, Title 51, (Public Health Sanitary Code) Part XIII, Chapter 3, §305.A.

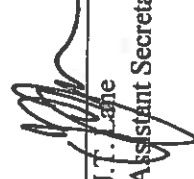
A copy of the inspection report is attached hereto as **Exhibit I**.

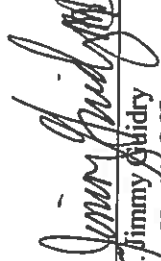
NOW, therefore, in accordance with the authority vested in me as State Health Officer, and in concurrence with the Secretary, herein represented by the Assistant Secretary, in accordance with Delegation effective October 15, 2011, I hereby order that the Respondent, a person of full age of majority, correct all violations issued in the Notice of Violation Letter, dated October 20, 2014, within 20 days of receipt of this Compliance Order. Failure to correct the violations or any future violations may result in civil fines of up to \$100.00 per day per violation up to a maximum of \$10,000.00 in a calendar year and all other remedies allowed by law.

You are further advised that you have the right to appeal this Compliance Order by filing a **written request** for an adjudicatory hearing regarding any final decision made by the state health officer. If a hearing is requested, an application for an adjudicatory hearing must be received by the state health officer within (20) days after receipt of this Compliance Order. All documents and written requests for a hearing shall be submitted to the state health officer at: DHH-OPH-CEHS, P.O. BOX 4489, Baton Rouge, Louisiana 70821-4489.

Upon timely receipt of a written application requesting an adjudicatory hearing, the request will be submitted to the Division of Administrative Law and a hearing will be scheduled (pursuant to R.S. 49:991 et seq).

Kathy Kliebert
Secretary of DHH


J.T. Lane
Assistant Secretary of DHH


Dr. Jimmy Guidry
State Health Officer

Date 5/5/15

TERREBONNE PARISH

ASSESSOR

Current Assessment Listing

EXHIBIT A

Parcel#
31486

Primary Owner
CHASSION, CHRISTINE
Mailing Address
312 ROYCE ST
HOUMA LA 70364

Ward
06

Type
REAL

Legal
LOTS 5 AND 6 BLOCK 13 MONTEGUT HEIGHTS
SUBDIVISION. CB 2381/73.

Physical Address
208 REYNOLD ST

Parcel Items

Property Class	Assessed Value	Units	Homestead
LOT(S)	1,325	2.00	0
RESIDENCE	3,085	1.00	0
TOTAL	4,410	3.00	0

Deeds

Name(s)	Date	Amount	Book	Page
T/S NIKI L. GAUTREAUX, ETAL	6/11/2014	0	2381	73
SUC. DELILAH TRAHAN 1/6	5/21/2013	0	2332	416
SUC. STEVE MITCHELL GAUTREAUX	12/13/2010	0	2222	211
SUC. JANICE BROWN GAUTREAUX	12/10/2010	0	2222	223
MONTEGUT DEV. CO., INC.	8/31/1982	12,000	895	64

Locations

<http://www.tpassessor.org/Details?parcelNumber=31486/0>

3/16/2015

Subdivision

MONTEGUT HEIGHTS

Block

13

Lot

5&6

Section

Township

Range

Tract

PARISH

Millage	Mills	Taxpayer Tax	Homestead Tax
FIRE DISTRICT NO. 6	16.0000	70.56	0.00
ROAD DISTRICT NO. 6	0.8200	3.62	0.00
RECREATION DIST. NO. 6	12.4500	54.91	0.00
PARISH TAX OUTSIDE	3.0900	13.62	0.00
CONSOLIDATED	65.8700	290.49	0.00
LIGHTING DISTRICT NO. 6	2.5000	11.02	0.00
TOTALS	100.7300	444.22	0.00

EXHIBIT B

SF-17
Rev 10/10

STATE OF LOUISIANA
DEPARTMENT OF HEALTH AND HOSPITALS
OFFICE OF PUBLIC HEALTH
Sanitarian Services

SEWAGE COMPLAINT FORM

Complainant's Name: Luie Sebeouf Date: 10/17/14
(Person filing complaint)
Physical Address: 207 Reynold Street Montegut, LA 70377
Mailing Address: 207 Reynold Street Montegut, LA 70377
Telephone #: (985) 209-7266 Email: _____

Detailed Description of Problem: (Please be specific and draw sketch on back if necessary).

Sewage problems; no tank; washer to ditch;

How long has this condition/problem existed? 2 years

Has this condition/problem been reported previously? Yes ☒ No ☐

If yes, to who was it reported? _____ Date previously reported: _____

What action(s) was taken? _____

Name(s) of person(s) against whom you are making this COMPLAINT: Delvin Livette

Name: Delvik Livette Telephone #: _____

Address: 208 Reynold Street Montegut, LA 70377

Is the person(s) against whom the complaint is made the owner of the property? ☒ Yes ☐ No

If No, please provide property owner information: _____

Name: _____ Telephone #: _____

Address: _____

I UNDERSTAND THAT THIS DOCUMENT WILL BECOME PART OF A PUBLIC RECORD AND THAT
THE OFFICE OF PUBLIC HEALTH WILL INSPECT MY PROPERTY FOR COMPLIANCE AS WELL.

[Signature]
Complainant Signature

10-17-14
Date:

FOR OFFICE USE ONLY LOG #: 2014 Oct # 8 DATE: 10/17/14

Individual Receiving Complaint: Benny H. Richmond

Comments: _____

Complaint	Yes	No	Date	Action Taken	Yes	No	Date
Investigated	✓		10/17/14	Written Notice			
Previously Investigated		✓		Conference			
Justified	✓			Compliance Order			
Re-inspection	✓		11/24/14	2 nd Notice			
Re-inspection				3 rd Notice			

Conditions Found: Complainant Arice Leburnet 207 Reynold Street Montegut, LA 70377
Has ATU Permit # 1181135; Aerator not working; Living in Travel trailer
and building a house in front of travel trailer.

Delvin Lrette 208 208 Reynold Street Montegut, LA - Has 2 illegal
discharge pipes to front open street ditch; Tall grass and
debris covering existing system behind house; House and travel trailer
appear occupied on property.

Sanitarian Investigating Complaint: Benny H. Richmond (or) R.S.: 10.7 Date: 10/17/14

EXISTING UNAPPROVED ONSITE WASTEWATER TREATMENT SYSTEM
Notice of Violation

EXHIBIT C

PREVIOUSLY PERMITTED: No PERMIT#: DATE INSTALLED:

Reason for Inspection: complaint Oct#8-2014

OWNER/AGENT:

Name: Delvin Lirette

Home Phone/cell:

Address: 208 Reynold Street Montegut LA 70377

Other Means of Contact:

Email address:

SITE INFORMATION:

Occupied: Yes

Rental Property: Unsure

Vacant since:

Occupant Name: Delvin Lirette

Occupant Phone/cell:

Site Address: 208 Reynold Street Montegut LA 70377

Water Supply: Community

Proposed Use: Single Family

Number of Bedrooms: Three

EXISTING INDIVIDUAL ONSITE WASTEWATER TREATMENT SYSTEM:

Type of System: Unknown

System Condition: System not permitted must replace

Description of System Condition:

existing system behind house is covered with tall grass and debris and therefore was not inspected
occupied 3BR house and occupied travel trailer on property

System Violations Detailed:

2 illegal discharge pipes into open front ditch

Date Violations Must Be Corrected: 11/24/2014

Signature of Occupant/Owner:

Date Signed:

(By signing this form, the occupant/owner understands that if violations are not corrected by the above date, then further legal action will be taken to ensure compliance is met, which can result in fines of up to \$100.00 per day per violation up to a maximum of \$10,000.00 penalty per year, and any other remedies allowed by law).

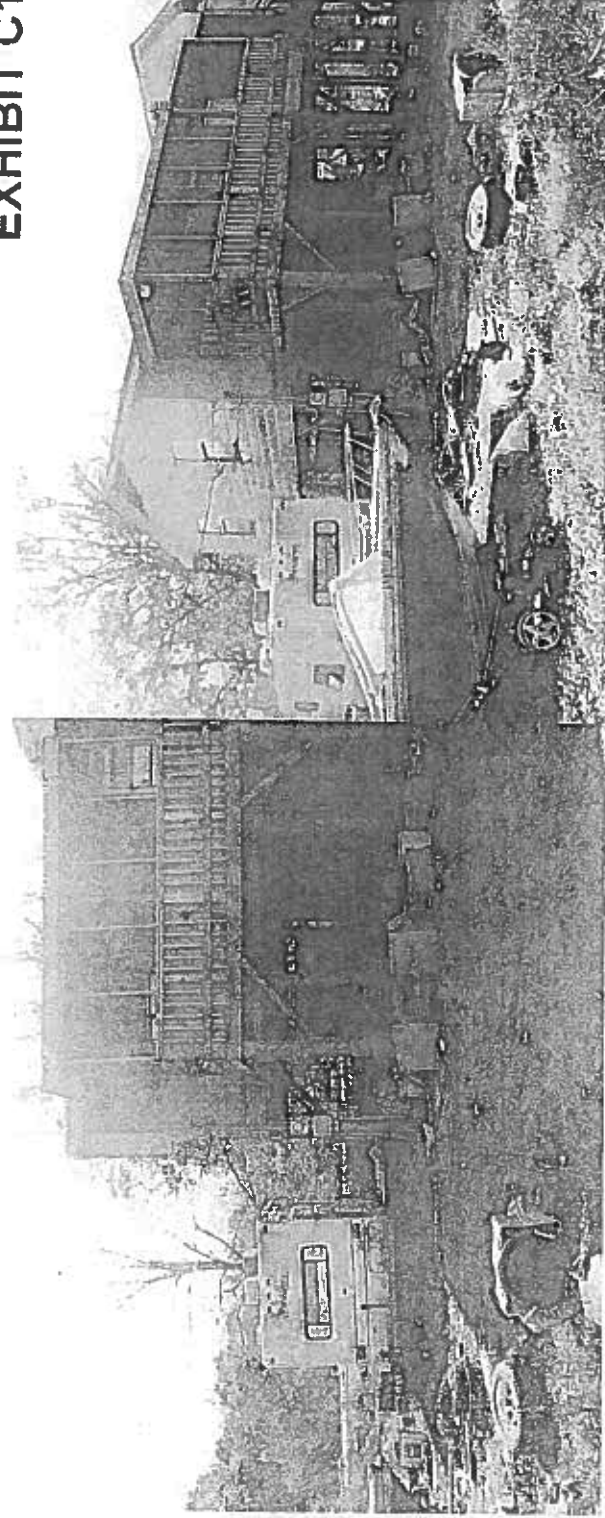
Signature of Sanitarian Conducting Inspection: Barry H. Richard

10/7 #: 1017

Date of Inspection: 10/17/2014

Pictures Taken: Yes

EXHIBIT C1

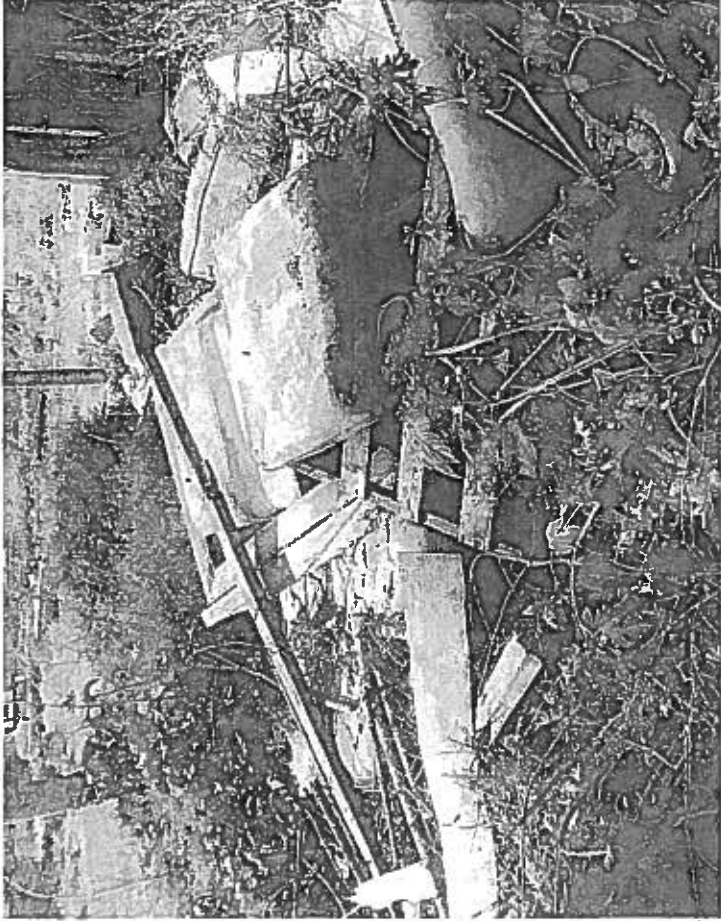


Pictures showing travel trailer sewer line (red arrows) not attached to proper sewage system and water line hook up (yellow) indicating occupancy of trailer.



Pictures taken on October 17, 2014 inspection by Barry Richard, R.S. Sanitarian

EXHIBIT C2

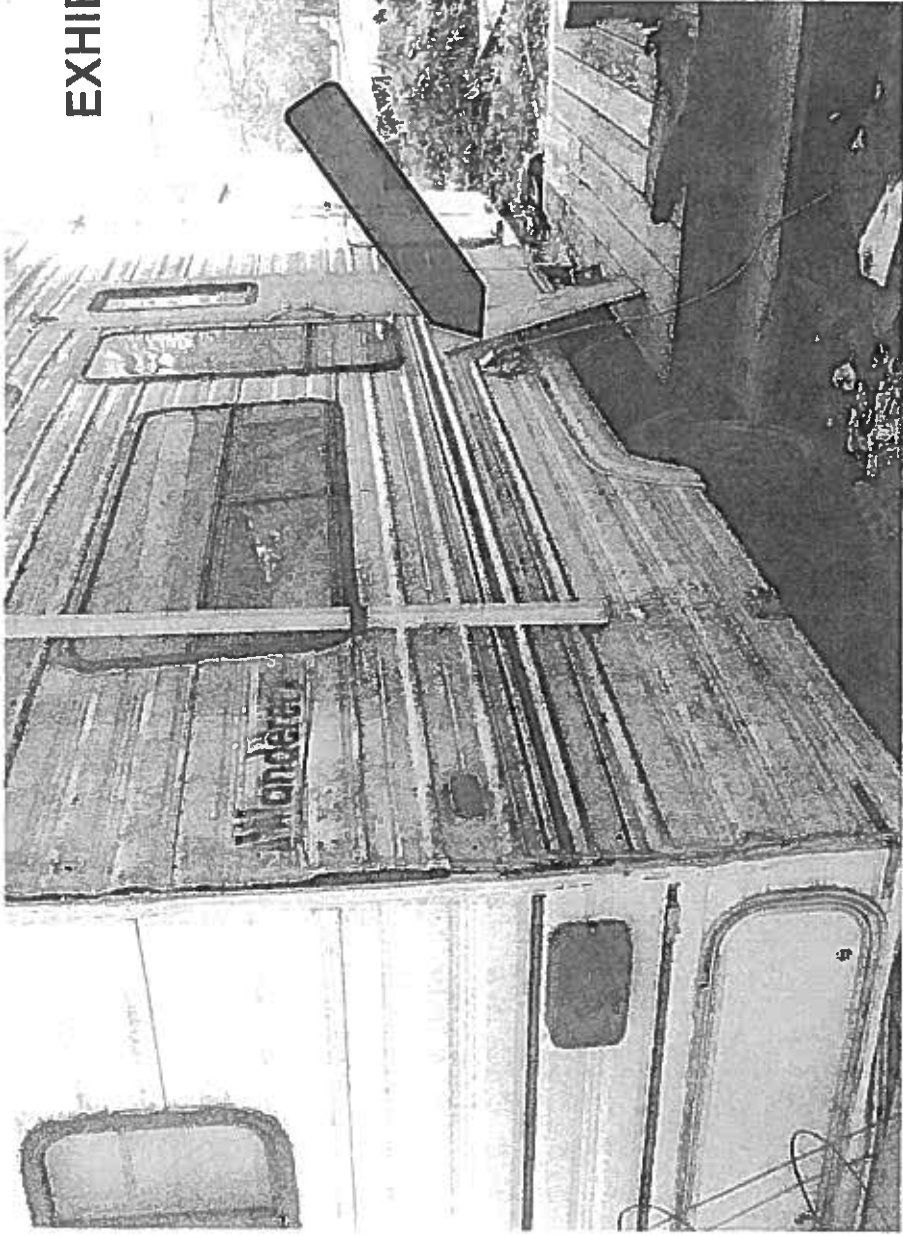


Above picture shows area where an old cesspool (unapproved sewage system) is located under trash and debris.



Above pictures shows unapproved sewage discharge line from old cesspool to ditch.

EXHIBIT C3



Picture showing electrical line connection from travel trailer indicating occupancy of the trailer with no sewage system.

Picture taken on October 17, 2014 inspection by Barry Richard, R.S. Sanitarian



State of Louisiana

EXHIBIT D

Department of Health and Hospitals
Office of Public Health

SL-01A
(8/2014)

October 20, 2014

CERTIFIED MAIL (7013 2250 0001 5234 5783)
RETURN RECEIPT REQUESTED

DELVIN LIRETTE
208 REYNOLD STREET
MONTEGUT, LA 70377

RE: NOTICE OF VIOLATION(S) AT 208 REYNOLD STREET, MONTEGUT,
LOUISIANA

Dear Mr. Lirette:

An inspection of the sewage system at the above referenced property was conducted by a representative of our Department on October 17, 2014. The inspection revealed the following violations of the Louisiana Administrative Code, Title 51 (Public Health Sanitary Code), Part XIII as follows:

1. Two illegal discharge pipes into front ditch.

The above is in violation of Chapter 3, Paragraph 305.A which states,

“A person shall not directly or indirectly discharge, or allow to be discharged, the contents or effluent from any plumbing fixtures, vault, privy, portable toilet, or septic tank, into any road, street, ditch, water course, body of water, or onto the surface of the ground.”

As the responsible person for the property, you are responsible for maintaining a properly working wastewater treatment system; therefore you are being given 15 days from receipt of this letter to visit the Sanitarian Services office located at the Terrebonne Parish Health Unit, 600 Polk Street, Houma, Louisiana, 70360, in order to obtain a temporary permit to install an approved onsite wastewater treatment system for this property. You will need to bring the deed, bill of sale, or act of donation that contains the description of the property.

You have 45 days from receipt of this letter to have an approved system installed. Failure to comply with this letter will lead to further legal action which may result in the assessment of fines for up to \$100.00 per day, per violation, up to a maximum of \$10,000.00 per calendar year. If you have questions, you can contact me at kathy.leblanc@la.gov or (985)857-3770. Also, our office hours are from 8-9:30am and 3:30-4:30pm Monday-Friday.

OFFICE OF PUBLIC HEALTH • REGION 3
TERREBONNE PARISH HEALTH UNIT
600 POLK STREET • HOUMA, LOUISIANA 70360
PHONE #: 985-857-3770 • FAX #: 985-857-3774
"AN EQUAL OPPORTUNITY EMPLOYER"

Sincerely,

Kathy E LeBlanc

Kathy E LeBlanc
Terrebonne Parish Sanitarian Manager

cc: Chasity Cheramie, Region 3 Sanitarian Director
KL/cat

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

DELVIN LIRETTE
208 REYNOLD STREET
MONTEGUT, LA 70377

COMPLETE THIS SECTION ON DELIVERY

A. Signature x Delvin Lirette ☐ Agent
B. Received by (Printed Name) Delvin Lirette ☐ Addressee
C. Date of Delivery 10-24-14
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail® ☐ Priority Mail Express™
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ Collect on Delivery
4. Restricted Delivery? (Extra Fee) ☐ Yes

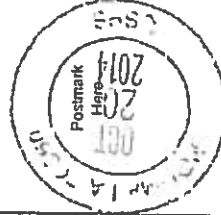
2. Article Number 7013 2250 0001 5234 5783
(Transfer from service label)
PS Form 3811, July 2013

Domestic Return Receipt

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

Postage	\$ 4.48
Certified Fee	3.30
Return Receipt Fee (Endorsement Required)	2.70
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.48



Sent to

DELVIN LIRETTE
Street, Apt. No. 208 REYNOLD STREET
or PO Box No. MONTEGUT, LA 70377
City, State, ZIP+4[®]

PS Form 3800, August 2006 See Reverse for Instructions

0522 0000 1000 4825 2502

EXISTING UNAPPROVED ONSITE WASTEWATER TREATMENT SYSTEM

EXHIBIT E

Notice of Violation

PREVIOUSLY PERMITTED: No PERMIT#: DATE INSTALLED:

Reason for Inspection: complaint Oct#8-2014

OWNER/AGENT:

Name: Delvin Lirette

Home Phone/cell:

Address: 208 Reynold Street Montegut, LA 70377

Other Means of Contact:

Email address:

SITE INFORMATION: Occupied: Yes Rental Property: Unsure Vacant since:

Occupant Name: Delvin Lirette

Occupant Phone/cell:

Site Address: 208 Reynold Street Montegut, LA 70377

Water Supply: Community

Proposed Use: Single Family

Number of Bedrooms: Three

EXISTING INDIVIDUAL ONSITE WASTEWATER TREATMENT SYSTEM:

Type of System: Unknown

System Condition: System not permitted must replace

Description of System Condition:

- existing system behind house is covered with tall grass and debris therefore not inspected
- occupied 3 bedroom house and travel trailer on property

System Violations Detailed:

- 2 illegal discharge pipes into open front ditch

Date Violations Must Be Corrected:

Signature of Occupant/Owner:

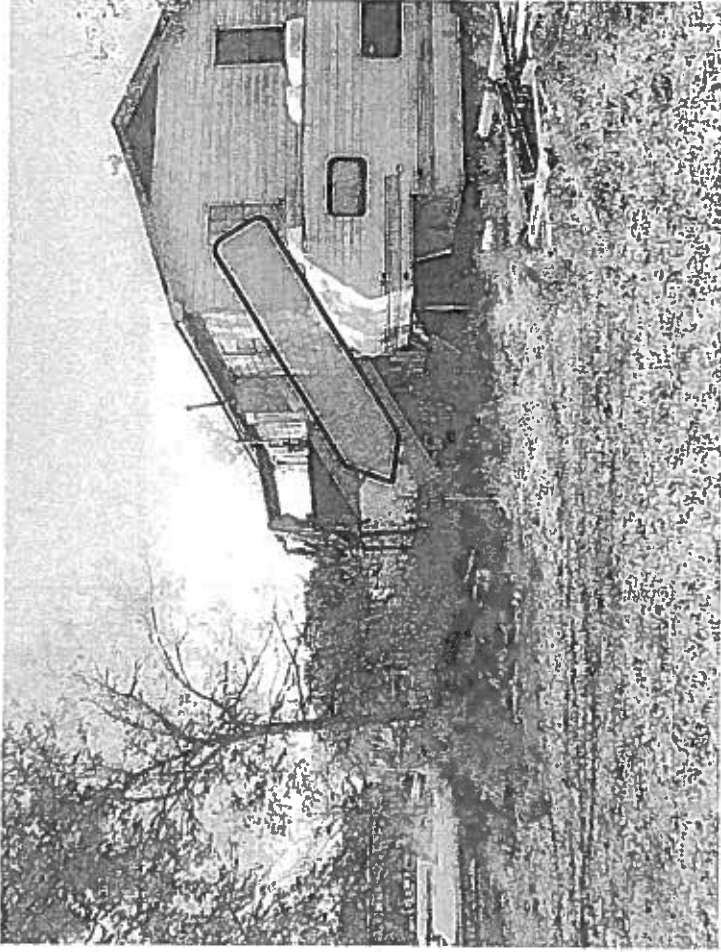
Date Signed:

(By signing this form, the occupant/owner understands that if violations are not corrected by the above date, then further legal action will be taken to ensure compliance is met, which can result in fines of up to \$100.00 per day per violation up to a maximum of \$10,000.00 penalty per year, and any other remedies allowed by law).

Signature of Sanitarian Conducting Inspection: Robin D. Reed #: 1184

Date of Inspection: 12/1/2014

Pictures Taken: Yes



Above picture of house and travel trailer taken from the back left side of property. Arrow points to area of trash and debris on the far side where the cesspool is located.



Above picture shows right side of the house and arrow shows the road ditch where sewage is draining to from the house.



State of Louisiana
Department of Health and Hospitals
Office of Public Health

EXHIBIT F

SL-01B
(8/2014)

December 5, 2014

CERTIFIED MAIL (7013 2250 0001 5234 6537)
RETURN RECEIPT REQUESTED

DELVIN LIRETTE
208 REYNOLD STREET
MONTEGUT, LA 70377

RE: NOTICE OF VIOLATION(S) AT 208 REYNOLD STREET, MONTEGUT,
LOUISIANA

Dear Mr. Lirette:

A re-inspection of the sewage system at the above referenced property was conducted by a representative of our Department on December 1, 2014, to determine compliance of previously noted violation of the Louisiana Administrative Code, Title 51 (Public Health Sanitary Code), Part XIII. You were notified by certified mail, return receipt requested, which was accepted by signature on October 21, 2014, to apply for a temporary permit to install a properly functioning onsite wastewater treatment system within 15 days of the letter. You were further notified to have a properly functioning onsite wastewater treatment system installed within 45 days of receipt of the notice of violation letter. The re-inspection found continued violation of the Louisiana Administrative Code, Title 51 (Public Health Sanitary Code), Part XIII as follows:

1. Two illegal discharge pipes into front ditch.

The above is in violation of Chapter 3, Paragraph 305.A which states,

“A person shall not directly or indirectly discharge, or allow to be discharged, the contents or effluent from any plumbing fixtures, vault, privy, portable toilet, or septic tank, into any road, street, ditch, water course, body of water or onto the surface of the ground.”

Since you have not corrected the ongoing violation, we are requesting that you attend an informal conference so that we can determine why you continue to be in violation. Further, we'd like to discuss an appropriate course of action to resolve your continued non-compliance. If you do not comply with this letter, this office will be forced to seek legal action which can result in fines of up to \$100.00 per day, per violation, up to a maximum of \$10,000.00 per year.

OFFICE OF PUBLIC HEALTH • REGION 3
TERREBONNE PARISH HEALTH UNIT
600 POLK STREET • HOUMA, LOUISIANA 70360
PHONE #: 985-857-3770 • FAX #: 985-857-3774
“AN EQUAL OPPORTUNITY EMPLOYER”

The conference is to be held at the Terrebonne Parish Health Unit, 600 Polk Street, Houma, LA 70360, at 12:00pm on January 15, 2015.

You will need to bring the deed, bill of sale, or act of donation that contains the description of the property.

If you have questions, you can contact me at kathy.leblanc@la.gov or (985)857-3770. Also, our office hours are from 8-9:30am and 3:00-4:30pm Monday-Friday.

Sincerely,

Handwritten signature of Kathy E. LeBlanc in cursive.

Kathy E LeBlanc
Terrebonne Parish Sanitarian Manager

cc: Chasity Cheramie, Region 3 Sanitarian Director

KL/cat

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

DELVIN LIRETTE
208 REYNOLD STREET
MONTEGUT, LA 70377

COMPLETE THIS SECTION ON DELIVERY

A. Signature
x Danielle Tresh ☐ Agent
B. Received by (Printed Name) *Danielle Tresh* ☐ Addressee

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

DEC 9 2014

3. Service Type
☒ Certified Mail[™] ☐ Priority Mail Express[™]
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee) ☐ Yes

7013 2250 0001 5234 6537

2. Article Number
(Transfer from service label)

Domestic Return Receipt

U.S. Postal Service[™]
CERTIFIED MAIL[™] RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

Postage	\$.48
Certified Fee	3.30
Return Receipt Fee (Endorsement Required)	2.70
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.48

Postmark
DEC 05 2014

Sent To
DELVIN LIRETTE

Street Apt. No.;
or PO Box No. 208 REYNOLD STREET

City, State, ZIP+4
MONTEGUT, LA 70377

PS Form 3811, July 2013 See Reverse for Instructions

MEETING SIGN-IN SHEET

PROPERTY ADDRESS: 308 Baywood Street Montclair, NJ 07037

DATE AND TIME OF MEETING: 11/15/15 12:00 PM

LOCATION OF MEETING: 600 Park Street Hoboken, NJ 07037

NAME	MAILING ADDRESS	EMAIL ADDRESS/ PHONE NUMBER	BUSINESS/ AGENCY REPRESENTING
CLASITY CLEAR-11C	1434 TIGER DR THIBODAU 70301	clasity.cherami@la.gov (985) 449-5007	DHH-OPH
Kathy LeBlanc	600 Park Street Hoboken, NJ 07030	kathy.leblanc@la.gov (985) 857-3270	DHH-OPH

Bobby Jindal
GOVERNOR



Kathy H. Kliebert
SECRETARY

SL-13
(Rev 8/2014)

State of Louisiana

Department of Health and Hospitals
Office of Public Health

EXHIBIT H

January 16, 2015

CERTIFIED MAIL (7013 2250 0001 5234 6797)
RETURN RECEIPT REQUESTED

DELVIN LIRETTE
208 REYNOLD STREET
MONTEGUT, LA 70377

RE: NOTICE OF VIOLATION(S) AT 208 REYNOLD STREET, MONTEGUT,
LOUISIANA

Dear Mr. Lirette:

A letter was mailed via certified mail requesting that you attend a conference on January 15, 2015 at Terrebonne Parish Health Unit in order to review the inspection reports of the above referenced property and assess the severity of the situation. A compliance agreement could not be reached since you failed to attend.

Your records were reviewed in your absence. Please be advised that this office has no alternative than to request the State Health Officer to issue a Compliance Order to have you correct the continued violations of the Louisiana Administrative Code, Title 51, State Sanitary Code, Part XIII.

Failure to correct the violations can result in civil fines up to \$100 day per violation up to a maximum of \$10,000 per calendar year and all other remedies allowed by law.

Please be advised that the issuance of the Compliance Order can only be prevented if compliance is verified by this office by February 27, 2015.

If you have questions, you can contact me at Kathy.leblanc@la.gov or (985) 857-3770. Also, our office hours are from 8:00am to 9:30am and 3:00pm to 4:30pm Monday through Friday.

Sincerely,

Kathy E LeBlanc
Terrebonne Sanitarian Parish Manager

cc: Chasity Cheramie, Region 3 Sanitarian Director

OFFICE OF PUBLIC HEALTH • REGION 3
TERREBONNE PARISH HEALTH UNIT
500 POLK STREET • HOUMA, LOUISIANA 70360
PHONE # 985-857-3770 • FAX # 985-857-3774
"AN EQUAL OPPORTUNITY EMPLOYER"

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:

DELVIN LIRETTE
208 REYNOLD STREET
MONTEGUT, LA 70377

2. Article Number
(Transfer from service label)

7013 2250 0001 5234 6797

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X *Delvin Lirette*

☐ Agent
☐ Addressee

B. Received by (Printed Name)
Delvin Lirette

Date of Delivery
01-2015

C. Is delivery address different from item 1?
If YES, enter delivery address below:

☐ Yes
☐ No

3. Service Type
☒ Certified Mail®
☐ Registered
☐ Insured Mail

☐ Priority Mail Express™
☐ Return Receipt for Merchandise
☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

☐ Yes
☐ No

PS Form 3811, July 2013

Domestic Return Receipt

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

Postage \$.48

Certified Fee 3.30

Return Receipt Fee (Endorsement Required) 2.70

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$ 6.48

Postmark
9/1 Here
NAP

Sent to
DELVIN LIRETTE

Street, Apt. No.,
or PO Box No. 208 REYNOLD STREET

City, State, ZIP+4
MONTEGUT, LA 70377

PS Form 3800, August 2009

See Reverse for Instructions

2629 4625 7000 0522 8702

EXISTING UNAPPROVED ONSITE WASTEWATER TREATMENT SYSTEM
Notice of Violation
EXHIBIT I

PREVIOUSLY PERMITTED: No PERMIT#: DATE INSTALLED:

Reason for Inspection: complaint Oct#8-2014

OWNER/AGENT:

Name: Delvin Lirette Home Phone/cell: (985)2098852

Address: 208 Reynold Street Montegut, LA 70377

Other Means of Contact: Email address:

SITE INFORMATION: Occupied: Yes Rental Property: No Vacant since:

Occupant Name: Delvin Lirette Occupant Phone/cell: (985)594-2618

Site Address: 208 Reynold Street Montegut, LA 70377

Water Supply: Community Proposed Use: Single Family

Number of Bedrooms: Three

EXISTING INDIVIDUAL ONSITE WASTEWATER TREATMENT SYSTEM:

Type of System: Cesspool

System Condition: System not repairable must replace

Description of System Condition:

- existing system behind house is covered with tall grass and debris covering system; was able to get closer to system and is a cesspool that is failing
- 3 bedroom house is occupied and travel trailer is still on property but not connected to existing system and electricity & is vacant(will remove from premise)
- Delvin Lirette, Danielle Trahan and son live in house; in process of succession

System Violations Detailed:

- 2 illegal pipes discharging into open front ditch and ground seepage is present on top of cesspool

Date Violations Must Be Corrected:

Signature of Occupant/Owner:

Date Signed:

(By signing this form, the occupant/owner understands that if violations are not corrected by the above date, then further legal action will be taken to ensure compliance is met, which can result in fines of up to \$100.00 per day per violation up to a maximum of \$10,000.00 penalty per year, and any other remedies allowed by law).

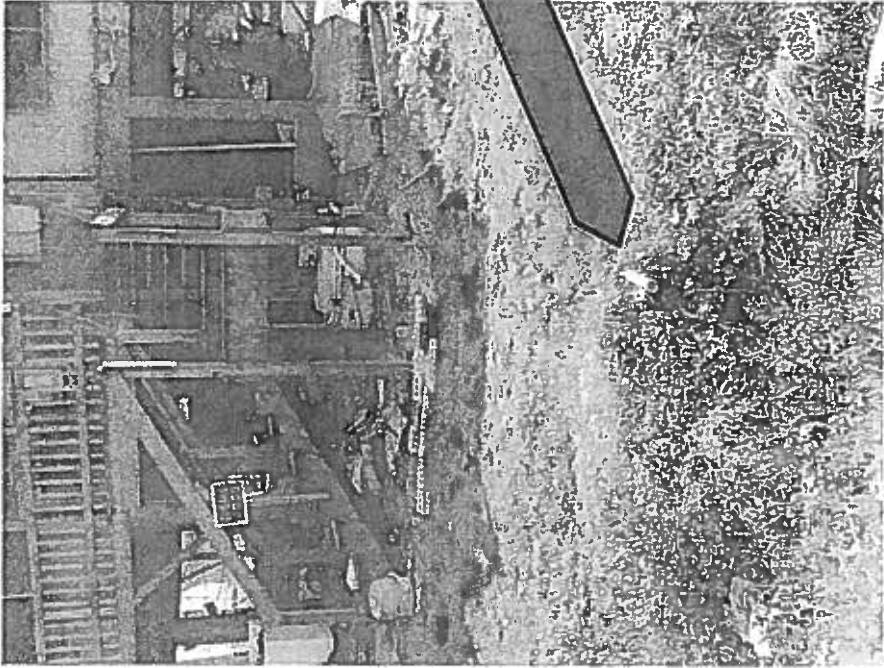
Signature of Sanitarian Conducting Inspection: Robin D. Reed #: 1184

Date of Inspection: 3/2/2015

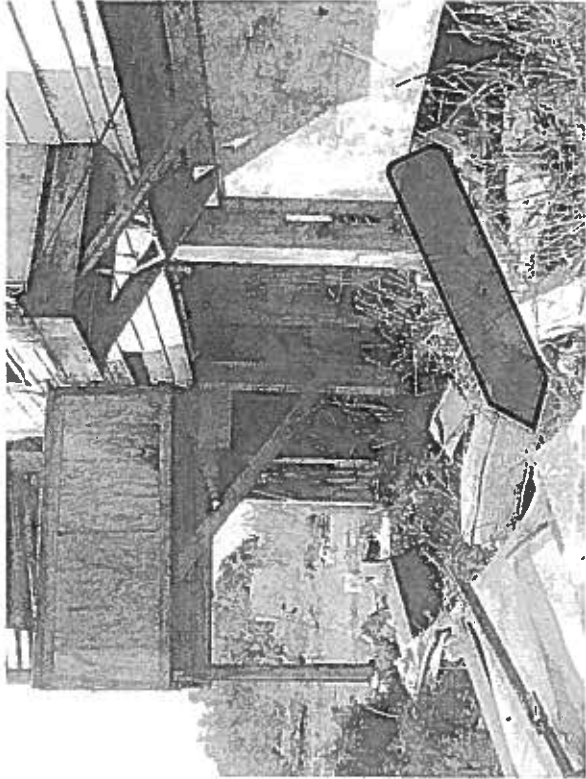
Pictures Taken: Yes

Pictures taken on March 2, 2015 inspection by Robin Reed, R.S Sanitarian of property located at 208 Reynold St. Montegut, LA 70377.

EXHIBIT I1



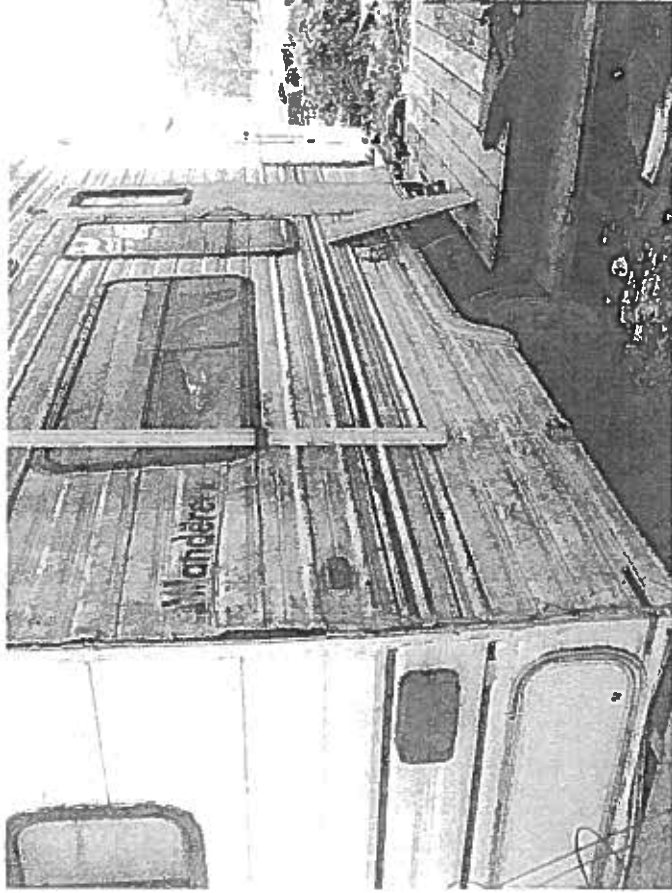
Above picture shows the discharge pipe from the unapproved sewage system (cesspool) draining to front street ditch remains in place (arrow).



Picture at rear of house showing the area (Arrow) of the cesspool covered by trash and debris also remains in place.



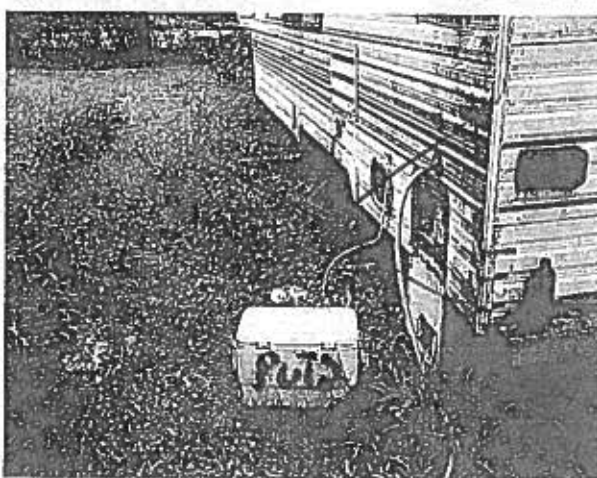
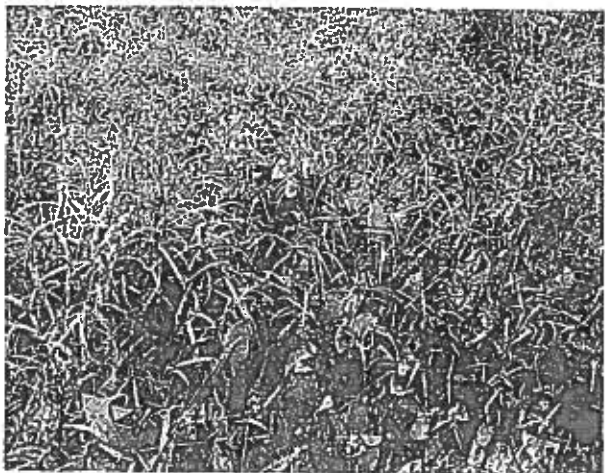
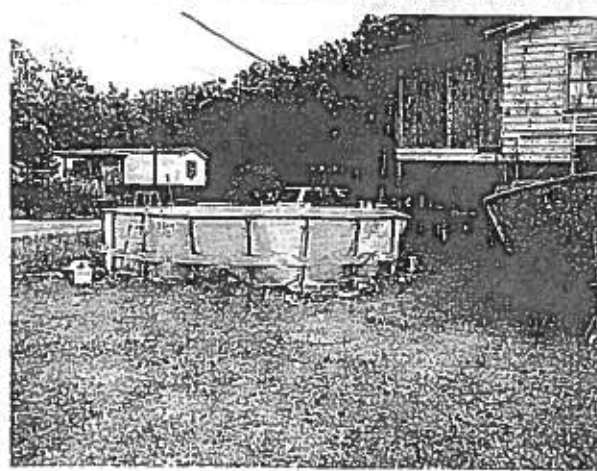
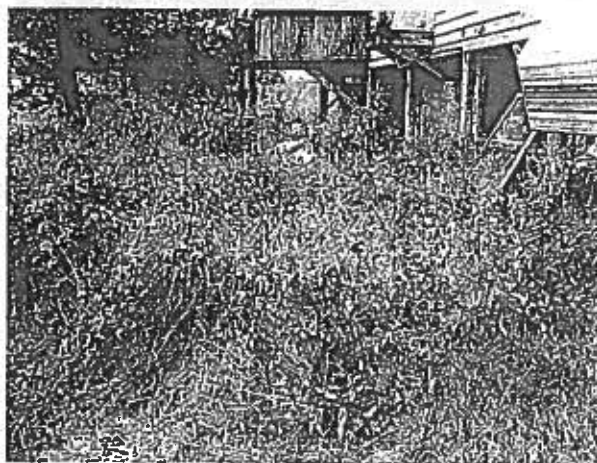
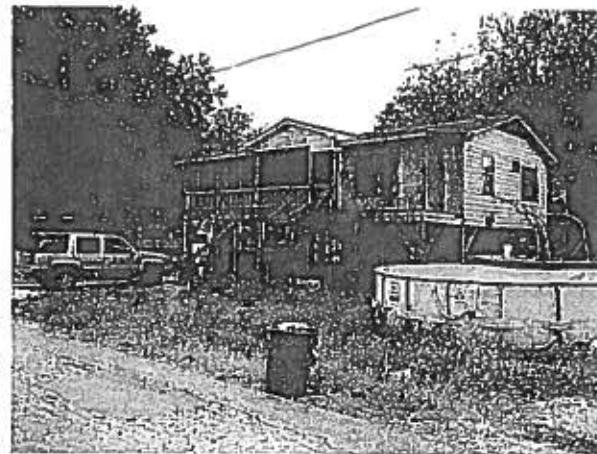
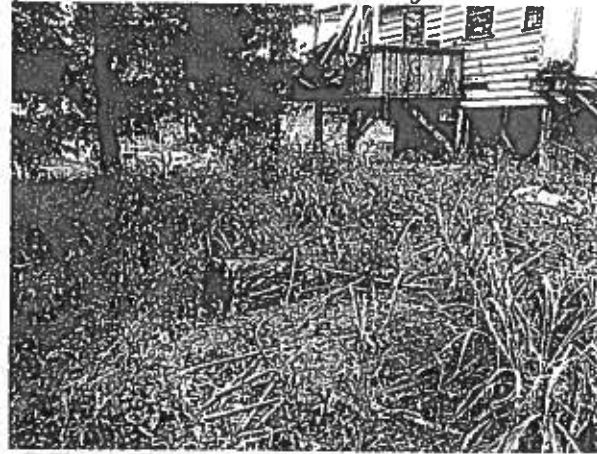
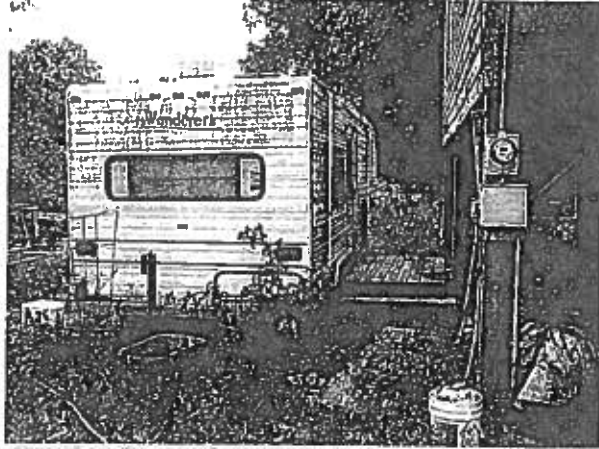
Above picture shows area by the cesspool that had sewage seepage coming from the unapproved sewage system.



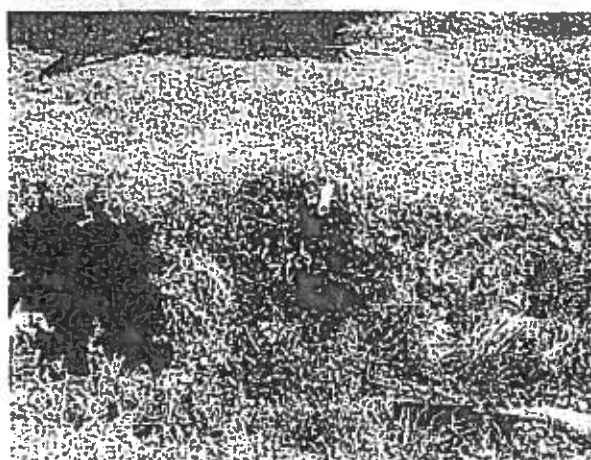
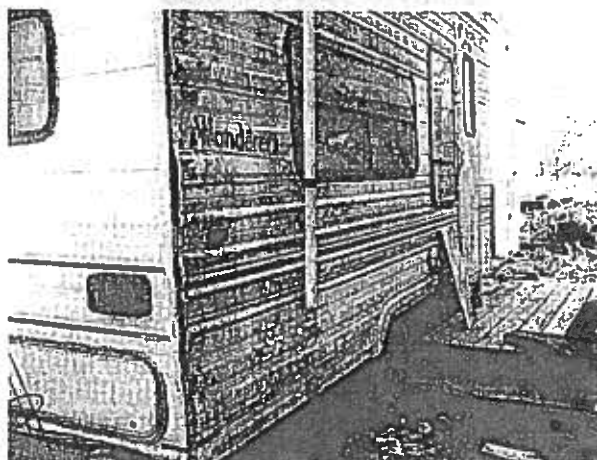
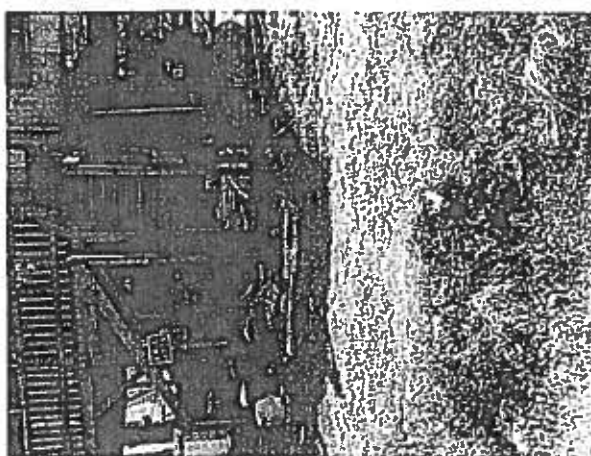
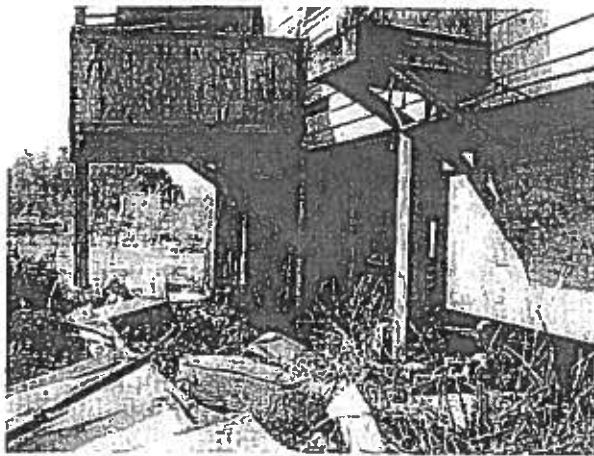
Above picture shows that electrical and other lines were unattached and occupants stated the travel trailer would be removed from the property.

Devin Livette

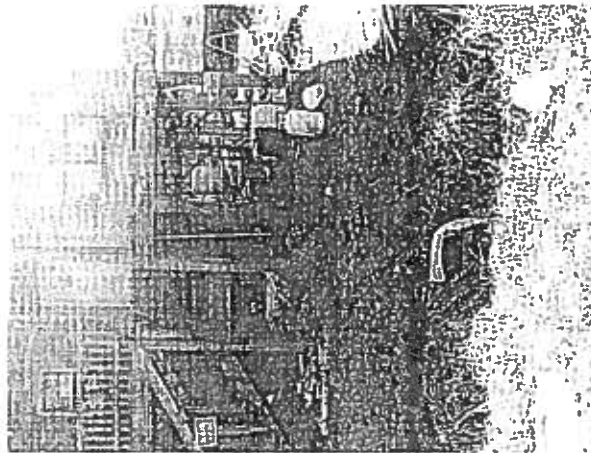
208 Keyhold Street Montegut, LA 70377



Bar St-Richard 1017 10/17/14



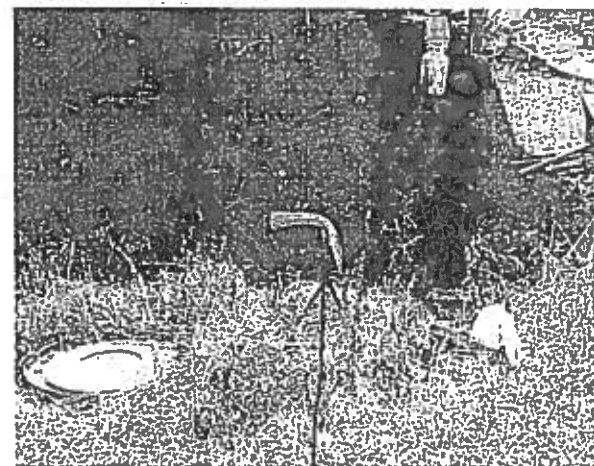
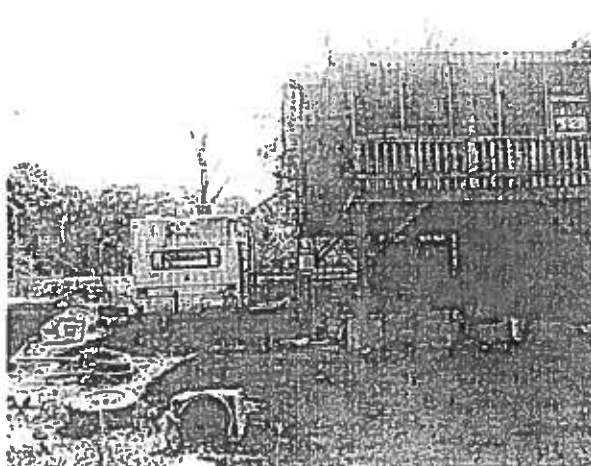
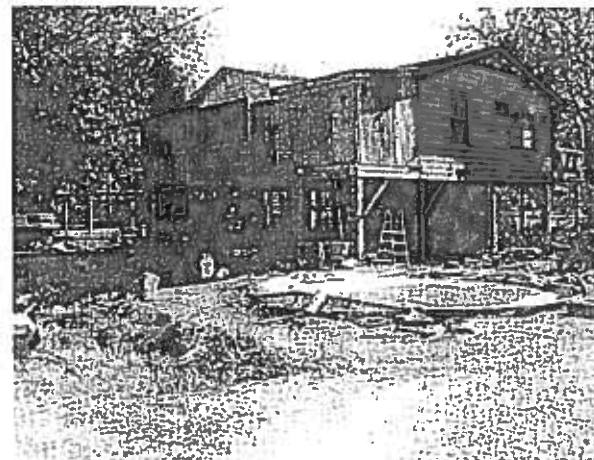
Delvin Lirette
208 Reynold Street
monteaut, LA 70377 pictures taken 3/2/15 by Robin D Reed 1184



Delvin Lirette
208 Reynold Street
Montegut, LA 70377

pictures taken by Robin Reel
on 12/1/14

rear
of
property



2 illegal discharge pipes

STATE OF LOUISIANA
PARISH OF EAST BATON ROUGE

**CERTIFICATION OF
COMPLIANCE ORDER**

BE IT KNOWN THAT on the date hereinafter noted, before me, the undersigned Notary Public, did personally appear:

Jimmy Guidry, M.D., State Health Officer

Who did declare that, pursuant to the requirements of La. R.S. 40:6(G)(1), he does hereby certify that the attached records of the Louisiana Department of Health and Hospitals, consisting of 27 sheets of paper, constitute a true, correct, and complete copy of the *Compliance Order* number OPH-2015-OW-009 issued by said department, including any and all addenda, exhibits, and attachments made a part thereof. Who did further declare that, in his capacity as State Health Officer, he is authorized to act as custodian of all such compliance orders, and is further authorized to make any necessary certifications with respect thereto.


Jimmy Guidry, M.D.
State Health Officer

THUS DONE AND SIGNED before me, the undersigned Notary Public, this 26th day
of August, 2016.


NOTARY PUBLIC
DAVID L. MCCAY
LA BAR ROLL #23527
NOTARY PUBLIC, STATE OF LOUISIANA
MY COMMISSION IS FOR LIFE

SENDER, COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.

Print your name and address on the reverse so that we can return the card to you.

Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

COMPLETE THIS SECTION

A. Signature
x Danielle Trahan

Agent

Address

B. Received by (Printed Name)
Danielle Trahan

Date of Delivery
5-17-13

Is delivery address different from item 1?
Yes
No

C. Return Receipt for Merchandise
Collect on Delivery

Priority Mail Express

Return Receipt for Merchandise

Collect on Delivery

D. Restricted Delivery? (Extra Fee)

Yes

No

Delvin Lirette & Danielle Trahan
208 Reynold Street
Montegut, LA 70377

2. Article Number
(Transfer from service label)

7010 0780 0002 1566 6430

Domestic Return Receipt

PS Form 3811, July 2013

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 1.88
Certified Fee	3.30
Return Receipt Fee (Endorsement Required)	2.70
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 7.88

Postmarked Here

5/16/13

Delvin Lirette & Danielle Trahan

208 Reynold Street

Montegut, LA 70377

PS Form 3800, August 2010

7010 0780 0002 1566 6430

SENDER: COMPLETE THIS SECTION

- ☐ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
☒ Print your name and address on the reverse so that we can return the card to you.
☒ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:



Delvin Lirette & Danielle Trahan
208 Reynold Street
Montegut, LA 70377

COMPLETE THIS SECTION

DHH-B

A. Signature ☐ Agent
x Danielle Trahan ☐ Addressee
B. Received by (Printed Name) **Danielle Trahan** C. Date of Delivery **5-10-15**
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

Service Type
☒ Certified Mail® ☐ Priority Mail Express™
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number **7010 0780 0002 1566 6430**

(Transfer from service label)

PS Form 3811, July 2013

Domestic Return Receipt

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 1.82
Certified Fee	3.30
Return Receipt Fee (Endorsement Required)	3.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 7.82



Delvin Lirette & Danielle Trahan
208 Reynold Street
Montegut, LA 70377

PS Form 3800, August 2005

7010 0780 0002 1566 6430

NOTICE AND ORDER OF IMPOSITION OF PENALTIES
(RE: Compliance Order No. OPH-2015-OW-009)

HAND DELIVERY

Date: September 20, 2015

Notice Issued to: Delvin Lirette and Danielle Trahan (hereinafter "Respondent")

Notice Mailed to: 208 Reynold Street
Montegut, LA 70377

Our records indicate that some or all of the violations cited in the above referenced Compliance Order, issued to you on or about May 7, 2015, were not corrected by the deadline(s) set forth therein. Notice of such noncompliance was set forth in the Post Order Inspection Report that this office issued on or about July 2, 2015, noting therein that penalties would begin to immediately accrue on a daily basis until this office received written notice (and thereafter verified) that the violations had been corrected. As of the date first noted hereinabove, no such notice has been received.

Notice is hereby given that pursuant to Louisiana Administrative Code Title 51, Part 1, §113, a penalty in the amount set forth below is ordered and imposed against the above named Respondent(s). Unless an appeal is requested or application for mitigation is submitted as set forth herein, said penalty shall be due and payable 20 calendar days after your receipt of this notice.

You have the right to request a reduction/mitigation of the penalty by sending a written request to the State Health Officer within 20 calendar days of your receipt of this notice. Your written request for a reduction/mitigation should be addressed to the State Health Officer, Onsite Wastewater Program, P.O. Box 4489, Baton Rouge, LA 70821-4489, and may describe any amounts spent on obtaining compliance, and any other factors which may have affected your ability to address the violations.

You also have the right to appeal this penalty imposition by filing a written request for an administrative appeal with the Division of Administrative Law, within 20 calendar days of your receipt of this notice. This appeal should be mailed to: Onsite Wastewater Program, P.O. Box 4489, Baton Rouge, LA 70821-4489.

If you do not request mitigation or seek an appeal within the time delays noted herein, this office may thereafter institute all necessary civil action to collect the penalty imposed herein.

Calculation of Penalty:

July 2, 2015 through September 20, 2015 = 81 days

81 days @ \$100.00 per 1 Class A violations (Class A Violation-see Louisiana Administrative Code-Title 51-Part I, §113.A.3.i.) = \$8,100.00

Total Penalty: \$8,100.00

Please note that penalties will continue to accrue unless this office receives written notice from you that you are in compliance. Maximum penalty per year is \$10,000.00.

SO ORDERED at Baton Rouge, Louisiana:


Jimmy Guidry, M.D.
State Health Officer


Kathy Kliebert, Secretary
Department of Health and Hospitals

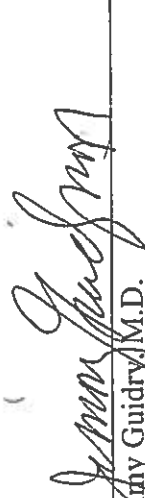
STATE OF LOUISIANA
PARISH OF EAST BATON ROUGE

**CERTIFICATION OF
NOTICE AND ORDER OF IMPOSITION OF PENALTIES**

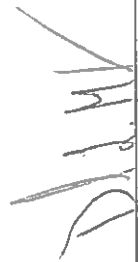
BE IT KNOWN THAT on the date hereinafter noted, before me, the undersigned Notary Public did personally appear:

Jimmy Guidry, M.D., State Health Officer

Who did declare that, pursuant to the requirements of La. R.S. 40:6(G)(1), he does hereby certify that the attached records of the Louisiana Department of Health and Hospitals, consisting of 1 sheet(s) of paper, constitute a true, correct, and complete copy of the *Notice and Order of Imposition of Penalties* issued by said department and hand delivered, by a representative of the Office of Public Health, to Danielle Trahan on October 8, 2015, including any and all addenda, exhibits, and attachments made a part thereof. Who did further declare that, in his capacity as State Health Officer, he is authorized to act as custodian of all such compliance orders, and is further authorized to make any necessary certifications with respect thereto.


Jimmy Guidry, M.D.
State Health Officer

THUS DONE AND SIGNED before me, the undersigned Notary Public, this 26th day
of August, 2016.


NOTARY PUBLIC
DAVID L. MCCAY
LA BAR ROLL #23527
NOTARY PUBLIC, STATE OF LOUISIANA
MY COMMISSION IS FOR LIFE

DEPARTMENT OF HEALTH & HOSPITALS

DHH-D

OFFICE OF PUBLIC HEALTH

DEPARTMENT OF HEALTH & HOSPITALS

VS.

DELVIN LIRETTE AND DANIELLE TRAHAN

208 REYNOLD STREET

MONTEGUT, LA 70377

PROCESS SERVER'S RETURN

RETURN FOR PERSONAL SERVICE

DOMICILIARY SERVICE

On the 8th day of October, 2015 I
served a Notice of Violation on

On the ____ day of ____, 20____
I served a Notice of Violation on ____ the
____ by leaving same at ____ the
dwelling-house or usual place of abode of
____ in the hands of ____

Danielle Trahan

Date of Return: 10/8/15

____, a person of suitable age and discretion, residing
therein as a member of within named person's
domiciliary establishment.

Process Server Robert D Reed

Date of Return:

Process Server

Post Order Inspection Report
NOTICE OF VIOLATIONS
Department of Health and Hospitals/Office of Public Health
Sanitarian Services

DHH-E

Permit Number: Type: Sewage Date: 6/1/15 Time In: 11:45A
Name of Facility: Owner: DELVIN LIRETTE / DANIELLE TRAHAN
Location/Address: 208 REYNOLD STREET City/State/Zip: MONTEGUT LA 70377

Critical Items: These items relate directly to the protection of the public from illness,
Louisiana Administrative Code, Title 51, Part: XIII
Code Reference(s): Description of Violation(s):

Chapter 3, Paragraph 305.A 2 illegal pipes discharging into open front ditch and ground seepage is present on
top of cesspool

Non-Critical Items: These items relate to design, sanitation, and maintenance of operations.
Louisiana Administrative Code, Title 51, Part:
Code Reference(s): Description of Violation(s):

Sanitarian Name/Print: Courtney A. Dickerson
Phone: (855) 857-3770

Sanitarian Signature:

R.S. #

1332

The above cited violations remain in non-compliance with Compliance Order # OPH-2015-OW-009 and daily penalty assessments shall begin to accrue immediately. Penalties from \$25 to \$100 per violation per day up to a maximum of \$10,000 per violator per year may be assessed. The daily penalties shall accrue until such time as the agency has been notified in writing by the person in charge that compliance has been achieved and such compliance verified by agency staff. Send your written notification of compliance to the state health officer at: LDHH/OPH/Sanitarian Services, PO BOX 4489, Baton Rouge, LA 70821-4489.

Name of Recipient/Print:

Title:

Signature of Recipient

Page of

SENDER: COMPLETE THIS SECTION

- ☒ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
☒ Print your name and address on the reverse so that we can return the card to you.
☒ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Delvin Lirette & Danielle
208 Reynold St.
Montegut, LA 70377

COMPLETE THIS SECTION ON

- A. Signature: Danielle Lirette ☐ Agent ☐ Addressee
B. Received by (Printed Name): Danielle Lirette Date of Delivery: 02-15
C. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter delivery address below: ☐ Yes ☐ No

3. Service Type

- ☒ Certified Mail® ☐ Priority Mail Express®
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

2. Article Number 7015 0640 0005 0161 5010
(transfer from service label)

PS Form 3811, July 2013

Domestic Return Receipt

U.S. Postal Service™

CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®

OFFICIAL USE

Certified Mail Fee

Extra Services & Fees (check box, add fees appropriate)
☐ Return Receipt (hardcopy) \$ 0.00
☐ Return Receipt (electronic) \$ 0.00
☐ Certified Mail Restricted Delivery \$ 0.00
☐ Adult Signature Required \$ 0.00
☐ Adult Signature Restricted Delivery \$ 0.00

Postage

3.50

Total Postage and Fees

4.50

Sender: Delvin Lirette & Danielle Lirette
Street and Apt. No. or PO Box No. 208 Reynold St.
City, State, ZIP+4® Montegut LA 70377

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

0105 1910 5000 0640 5101



LOUISIANA DEPARTMENT OF
HEALTH

* SUIT NO. _____

* 32nd JUDICIAL DISTRICT COURT

VERSUS

* PARISH OF TERREBONNE

DELVIN LIRETTE &
DANIELLE TRAHAN

* STATE OF LOUISIANA

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

BEFORE ME, the undersigned Notary Public, personally came and appeared:

Dr. Jimmy Guidry, State Health Officer

who, after being duly sworn, did depose and state:

That he is the petitioner in the above and foregoing petition, that he has read the above-captioned petition, and that all of the allegations of fact contained therein are true and correct to the best of his information, knowledge, and belief.

Jimmy Guidry, MD
Jimmy Guidry, M.D.

SWORN TO AND SUBSCRIBED before me, Notary Public, on this 2nd day of November, 2016.

Sandra A. Jelks
NOTARY PUBLIC

SANDRA A. JELKS
NOTARY PUBLIC
State of Louisiana
My Commission is Issued For Life
Louisiana Bar Roll No. 22088

LOUISIANA DEPARTMENT OF * SUIT NO. _____
HEALTH *
* 32nd JUDICIAL DISTRICT COURT
*
* PARISH OF LAFOURCHE
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* STATE OF LOUISIANA
*

VERSUS

DELVIN LIRETTE &
DANIELLE TRAHAN

JUDGMENT

The Court, having reviewed the above and foregoing petition, together with all exhibits and affidavits attached thereto, finds the law and evidence in favor of plaintiff, Louisiana Department of Health, and against the defendants, **Delvin Lirette and Danielle Trahan** (whose dates-of-birth and social security numbers are unknown to plaintiff). Accordingly:

IT IS ORDERED, ADJUDGED, AND DECREED that Compliance Order No. OPH-2015-OW-009, issued by the Louisiana Department of Health to Delvin Lirette and Danielle Trahan, a copy of which is attached hereto, is hereby made an executory judgment of this Court; and

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Notice and Order of Imposition of Penalties dated September 20, 2015, issued by the Louisiana Department of Health to Delvin Lirette and Danielle Trahan, a copy of which is attached hereto, is hereby made an executory judgment of this Court and, accordingly, judgment is hereby rendered in favor of the plaintiff, Louisiana Department of Health, and against the defendants, Delvin Lirette and Danielle Trahan, in the amount of **Eight Thousand One Hundred and 0/100 Dollars (\$8,100.00)**, together with legal interest thereon from date of judicial demand until paid, and for all costs.

SIGNED in chambers this _____ day of _____, 2016, at _____, Louisiana.

JUDGE, 32nd Judicial District Court

PLEASE SERVE NOTICE, PETITION WITH ATTACHMENTS, AND JUDGMENT ON:

Delvin Lirette and Danielle Trahan
208 Reynold Street
Montegut, LA 70377