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Attorneys for Plaintiff, COUNTY OF RIVERSIDE

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF RIVERSIDE

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| COUNTY OF RIVERSIDE;  Plaintiff,  vs.  VILLA DE AMORE, INC.; EILEEN RIVARD, an individual; DOES 1 THROUGH 100,  Defendants. | )  )  )  )  )  )  )  )  )  )  )  )  ) )  )  )  ) | Case No.  Assigned for All Purposes:  Judge Vineyard; Department:  **DECLARATION OF DR. CAMERON KAISER, M.D., M.P.H. IN SUPPORT OF EX PARTE APPLICATION FOR**  **TEMPORARY RESTRAINING**  **ORDER AND ORDER TO SHOW**  **CAUSE RE ISSUANCE OF**  **PRELIMINARY INJUNCTION**  **DATE: July 13, 2020**  **TIME: 8:30 a.m.**  **DEPARTMENT:**  Complaint Filed: July 9, 2020 |
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**DECLARATION OF CAMERON KAISER, M.D., M.P.H.**

I, CAMERON KAISER, M.D., M.P.H., declare as follows:

1. Since March 19, 2013, I have served as the Public Health Officer for the County of Riverside. In that capacity, I act as the medical and legal authority for public health care programs in the County of Riverside.

2. Prior to my appointment as Public Health Officer, I worked for the Department of Public Health for more than six years and was named interim health officer in October of 2011.

3. I received my medical degree from Loma Linda University in 2003. I also have a Master’s Degree in Public Health from the University of California Berkeley. I received my undergraduate degree from the University of California San Diego in 1997.

4. In my capacity of Public Health Officer, I enforce county ordinances and state and federal statutes pertaining to public health and sanitary matters within the unincorporated areas of the county and within all cities in Riverside County according to California Health and Safety Code §101030. This includes the City of Temecula where Villa de Amore is located.

5. A pandemic occurs when a novel virus causes a worldwide outbreak of disease with a very high attack rate among all age groups and even among the healthy population. With all pandemics, there is a very significant potential to cause rapid increases in death and illness. The 1918 Spanish flu pandemic caused over 500,000 U.S. deaths and more than 20 million deaths worldwide.

6. In the event of a pandemic, I am tasked with working with the federal, state, and local governments to respond in a manner that best protects the people of Riverside County.

7. The Riverside County Department of Public Health is working within the recommendations of the California Department of Public Health and the U.S. Centers for Disease Control and Prevention (CDC) to respond to a novel coronavirus. I am working to inform the public and prevent the spread of this virus.

8. The novel coronavirus, the illness known as COVID-19, has epidemiologic properties comparable to the influenza virus. The virus can easily spread through droplets generated when an infected person coughs or sneezes, or through droplets of saliva or discharge from the nose. These droplets can also live on skin as well as objects, and there is potential for spread when there is contact between people and when a person touches contaminated objects. Symptoms include fever, difficulty breathing and fatigue, and it can lead to pneumonia and ultimately death. COVID-19 spreads at a higher rate than a typical influenza strain, and the illness can strike vulnerable individuals with greater force. This can cause a person who initially felt little to no symptoms to severe symptoms that require hospitalization within a few days.

9. Older adults and persons with underlying conditions, such as heart and lung disease and compromised immune symptoms, are more likely to be infected and experience more severe symptoms.

10. In issuing and enforcing public health orders designed to slow the spread of the COVID-19 in Riverside County, I rely upon (1) my medical training and experience as a licensed physician since 2005, (2) my professional training and experience in the public health field since 2007 and (3) best practices for infection control as recommended by both the California Department of Public Health and the U.S. Centers for Disease Control and Prevention.

11. Limiting activities to those that are essential is an integral part of the medical containment strategy designed to slow the spread of COVID-19, otherwise known as “flattening the curve”, and is consistent with the Governor’s statewide order. This limit on non-essential activity has been effective in slowing the spread of this pandemic in Riverside County as demonstrated by the consistent decline in our countywide “doubling rate,” the time for which it takes the number of detected infections to double. This allows sufficient time for the development, production and use of a vaccine and effective treatments, and also reduces strain upon the healthcare system.

12. Notwithstanding our prior success in slowing the spread of COVID-19, the current number of cases in Riverside County is now at 23,334 and the total number of deaths is at 533 as of July 9, 2020. There continue to be infections and deaths at a rate in Riverside County and the State of California as a whole which necessitate a swift response and lasting limitations on non-essential events, businesses, and gatherings. More to the point, gatherings in particular have been identified as significant contributors to the recent rise in county cases, whether private or facilitated by a business.

13. Under Health and Safety Code section 120175, I am authorized to take necessary steps to contain infectious, contagious, or communicable diseases to prevent the spread of disease or occurrence of additional infections.

14. I understand that minimizing all non-essential activities outside of the home during the state of emergency has caused disruption, but it is in my best medical opinion and consistent with other state and national authorities that such bold action is needed to slow the spread of the pandemic. This has included, at various times, the closure of all public and private K-12 schools and facilities; closing restaurants, community centers, malls and theaters; and prohibiting outdoor events enjoyed by the public such as sports events, concerts, parades and festivals.

15. When a person avoids non-essential activities, they are also necessarily separated from others, breaking the chain of transmission. Even if a person is not sick at the moment, he or she may be exposed to the virus, may still become infectious and then spread the disease to others.

16. Pursuant to Health and Safety Code section 101030, as the County Health Officer, I am required to enforce and observe in the unincorporated territory of the county, all Orders prescribed by the California Department of Public Health and all statutes relating to public health. This includes the March 19, 2020 Stay-at-Home Order of the Governor and State Public Health Officer, the July 2, 2020 Order specific to Riverside County, and the CDPH directive stating that wedding receptions are not permitted at this time sent to the County of Riverside on July 3, 2020.

17. I understand that the closing/cancellation of any business, activity, or event not identified as “essential” will likely have an impact upon those in the community. Unfortunately, COVID-19 does not discriminate. Any time there is a gathering of people, and especially when that gathering is in close quarters, the risk of spreading COVID-19 rises. While such impacts are regrettable and should be minimized where possible, they must always yield to public health concerns where a serious and demonstrable threat to the public exists as it does here.

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct, and that this declaration is executed on July 9, 2020, at Riverside, California.

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Dr. Cameron Kaiser, MD, MPH, FAAFP

Public Health Officer

County of Riverside