

EXHIBIT 1

19”), is a highly contagious virus that is a serious threat to public health.

<https://www.cdc.gov/coronavirus/2019-ncov/faq.html>

5. Symptoms of COVID-19 may include fever, chills, cough, shortness of breath or difficulty breathing, fatigue, muscle or body aches, headache, new loss of taste or smell, sore throat, congestion or runny nose, nausea or vomiting, or diarrhea.

<https://www.cdc.gov/coronavirus/2019-ncov/symptoms-testing/symptoms.html>

6. SARS-Cov-2 is spread mainly from person to person from respiratory droplets produced when an infected person coughs or sneezes.

<https://www.cdc.gov/coronavirus/2019-ncov/faq.html>

7. Due to the manner of transmission, spread of the SARS-CoV-2 is more likely to occur when people are in close contact with one another, such as within about 6 feet. <https://www.cdc.gov/coronavirus/2019-ncov/faq.html>

8. Current CDC guidelines state that the more people an individual interacts with at a gathering and the longer that interaction lasts, the higher the potential risk of becoming infected with COVID-19 and COVID-19 spreading.

<https://www.cdc.gov/coronavirus/2019-ncov/community/large-events/considerations-for-events-gatherings.html>

9. Current CDC guidelines state that the higher the level of community transmission in the area that the gathering is being held, the higher the risk of COVID-19 spreading during the gathering.

10. Current CDC guidelines state that the size of an event or gathering should be determined based on state, local, territorial or tribal safety laws and regulations.

11. Current CDC guidelines state that large-in person gatherings where it is difficult for individuals to remain spaced at least 6 feet apart and attendees travel from outside the local area are the highest risk of spreading COVID-19.

12. On March 19, 2020, the Governor of Pennsylvania ordered all non-life-sustaining businesses to close across the Commonwealth to help stop the spread of the virus.

13. The Governor of Pennsylvania has implemented a phased reopening of Pennsylvania, which includes a red phase, yellow phase, and green phase.

14. Cumberland County is in the green phase of reopening.

15. As of June 16, 2020, in Pennsylvania, the number of positive or probable cases of COVID-19 is 79,483 and the number of deaths is 6,276.

16. By Order dated May 27, 2020 (“May 27 Order”), I issued an order implementing the phased reopening plan and lifting certain restrictions on businesses that had been ordered to close to prevent the spread of COVID-19. A true and correct copy of the May 27 Order is attached hereto as Exhibit A (the “Green Phase Order”).

17. The Green Phase Order was subsequently amended by Order dated June 11, 2020, to include Cumberland County. A true and correct copy of the June 11 Order is attached hereto Exhibit B.

18. The Green Phase Order, in addition to providing for the reopening of certain businesses, set forth certain mandates that were necessary to prevent the spread of COVID-19 and protect the health and safety of Commonwealth residents.

19. One of those mandates provides: “Any gathering for a planned or spontaneous event of greater than 250 individuals is prohibited. This includes, but is not limited to, a concert, fair, festival, conference, sporting event, movie showing, or theater performance.”

20. Spring Carlisle is a car show that is scheduled to take place at the Carlisle, Pennsylvania Fairgrounds in Cumberland County from June 17, 2020 to June 20, 2020. <https://www.visitcumberlandvalley.com/events/car-shows/spring-carlisle-and-auction/>

21. Cumberland Valley Visitors Bureau, which is the tourism arm of Cumberland Area Economic Development Corporation, states on its website that “Spring Carlisle plays host to 100,000 collector and classic automotive enthusiasts from around the world who traverse the Carlisle PA Fairgrounds to buy, sell and celebrate all things automotive.

<https://www.visitcumberlandvalley.com/events/car-shows/spring-carlisle-and-auction/>.

22. Pursuant to guidance from the CDC and pursuant to my experience as a medical professional and the Secretary of Health, Spring Carlisle is at a high risk of spreading COVID-19 and a public health threat.

23. On June 16, 2020 I issued a letter, delivered via electronic mail, to Carlisle Events, which reiterated the 250-person limitation on public gatherings and informed Respondent that the Carlisle Spring event was subject to the restrictions set forth in the Green Phase Order. A true and correct copy of the June 16, 2020 Letter is attached hereto as Exhibit C.

24. I requested that Respondent reply in writing no later than June 16, 2020, at 7:00 p.m. stating that Spring Carlisle would adhere to the requirements of the Green Phase Order, including the prohibition on gatherings of 250 individuals or more, and all other Orders governing mitigation efforts in the Commonwealth.

25. Respondent Carlisle Events did not respond to the June 16, 2020 Letter as of 7:00 p.m.

I verify that the statements in this document are true and correct to the best of my knowledge, information, and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

A handwritten signature in black ink, appearing to read "RLV MD".

Dr. Rachel Levine, M.D.,
Secretary of Health for the
Commonwealth of Pennsylvania

Dated: June_16, 2020

EXHIBIT A

ORDER OF THE SECRETARY FOR THE CONTINUED REOPENING OF THE COMMONWEALTH

COVID-19 is a contagious disease that is rapidly spreading from person-to-person. People infected are capable of exposing others to COVID-19 even if their symptoms are mild, such as a cough, or even if they are asymptomatic. Additionally, exposure is possible by touching a surface or object that has the virus on it and then touching one's mouth, nose, or eyes. Symptoms of COVID-19 may include fever, cough, shortness of breath, chills, repeated shaking with chills, muscle pain, headache, sore throat, and new loss of taste or smell. Older adults and people who have serious chronic medical conditions are at a higher risk for serious illness. Early symptoms may also include chills, body aches, sore throat, headache, diarrhea, nausea/vomiting, and runny nose.

The first cases of COVID-19 were reported in the United States in January of 2020. Multiple areas of the United States began and are continuing to experience "community spread" of COVID-19, meaning that the illness is being transmitted through unknown sources, and not from known areas of infection. On March 6, 2020, the Governor issued a Proclamation of Disaster Emergency after the confirmation of the first cases of COVID-19 in the Commonwealth of Pennsylvania. Since that date, the number of positive cases has continued to rise, and community-spread has continued in the Commonwealth as well. Case counts rapidly increased throughout the Commonwealth in March and April, 2020. As of May 27, 2020, every county in the Commonwealth has been affected, the number of positive or probable cases is 69,417 and the number of deaths is 5,265.

In order to slow the spread and protect the people of the Commonwealth, the Governor and I issued orders on March 19, 2020, closing all Commonwealth businesses that are not life sustaining. *See Order of the Governor of the Commonwealth of Pennsylvania Regarding the Closure of all Businesses that are Not Life Sustaining of March 19, 2020, as amended; Order of the Secretary of the Pennsylvania Department of Health Regarding the Closure of all Businesses of that are not Life Sustaining of March 19, 2020, as amended (Order of March 19, 2020, as amended).* On April 1, 2020, the Governor and I issued orders directing all individuals in Pennsylvania to stay at home. *See Order of the Governor of the Commonwealth of Pennsylvania for Individuals to Stay at Home of April 1, 2020, as amended; Order of the Secretary of the Pennsylvania Department of Health to Stay at Home of April 1, 2020, as amended.*

These mitigation strategies, practiced by all persons in the Commonwealth, have been successful to this point, and the overall number of new cases continues to decline. The Governor, therefore, has instituted a phased reopening of the Commonwealth to be done in the most effective, efficient, and risk-adverse method possible to balance the Commonwealth's return to economic stability, while at the same time continuing to keep people safe by controlling the spread of disease. In concert with his actions, therefore, I, in my Order of May 7, 2020, suspended restrictions for certain areas instituted in my Orders

of March 19, 2020, as amended, and April 1, 2020, as amended. *See Order of the Governor of the Commonwealth of Pennsylvania for Limited Opening of Business, Lifting of Stay at Home Requirements, and Continued Aggressive Mitigation Efforts*, as amended; *Order of the Secretary of the Pennsylvania Department of Health for a Limited Opening of Businesses, Lifting of Stay Home Requirements and Continued Aggressive Mitigation Efforts*, as amended.

Now, as the number of cases in the Commonwealth continue to decline, in accordance with the measured and strategic approach developed to allow Pennsylvanians to return to work safely in a manner designed to lessen the possibility of a resurgence of the virus, I am issuing this Order relaxing some of the requirements of my afore-mentioned Orders for a period of time as part of a gradual and strategic return to work, as a part of the Governor's phased and balanced reopening of the Commonwealth.

COVID-19 is a threat to the public's health, for which the Secretary of Health may order general control measures, including, but not limited to, closure, isolation, and quarantine. This authority is granted to the Secretary of Health pursuant to Pennsylvania law. *See* Section 5 of the Disease Prevention and Control Law, 35 P.S. § 521.5; sections 2102(a) and 2106 of the Administrative Code of 1929, 71 P.S. §§ 532(a), and 536; and the Department of Health's regulations at 28 Pa. Code §§ 27.60-27.68 (relating to disease control measures; isolation; quarantine; movement of persons subject to isolation or quarantine; and release from isolation and quarantine). Particularly, the Department of Health has the authority to take any disease control measure appropriate to protect the public from the spread of infectious disease. *See* 35 P.S. § 521.5; 71 P.S. § 532(a), and 1402(a); 28 Pa. Code § 27.60.

Accordingly, on this date, May 27, 2020, under the authority granted to me by law and to protect the public from the spread of COVID-19, I hereby order:

Section 1: Orders to Continue the Phased Reopening of the Commonwealth

- A. My Order directing the "Closure Of All Businesses That Are Not Life Sustaining" issued March 19, 2020, as subsequently amended, my Order directing "Individuals to Stay at Home" issued April 1, 2020, as subsequently amended, and my Order directing the "Limited Opening of Businesses, Lifting of Stay at Home Requirements, and Continued Aggressive Mitigation Efforts" issued May 7, 2020, as subsequently amended, are or continue to be suspended for the following counties:

Bradford, Cameron, Centre, Clarion, Clearfield, Crawford, Elk, Forest, Jefferson, Lawrence, McKean, Montour, Potter, Snyder, Sullivan, Tioga, Venango, and Warren.

- B. All businesses, other than health care providers, operating in the counties listed in Section 1(A) above for which my aforementioned Orders are suspended, and which have been closed or have been conducting their operations in whole or in part

remotely through individual teleworking of their employees under any of those Orders as applicable, may conduct in-person business operations, provided that the businesses fully comply with all substantive aspects of: the Order of the Secretary of Health providing for building safety measures, issued April 5, 2020; the Order of the Secretary of Health providing for business safety measures (to keep employees and customers safe), issued April 15, 2020; and all existing and future applicable guidance issued by my Administration, the Department of Health (DOH) and Centers for Disease Control and Prevention (CDC). Teleworking remains strongly encouraged. Businesses are also strongly encouraged to stagger the return of employees to in-person operations.

- C. All businesses, other than health care providers, serving the public within a building or defined area and operating in the counties listed in Section 1(A) above and that were permitted to conduct in-person operations under my Order directing the “Limited Opening of Businesses, Lifting of Stay at Home Requirements, and Continued Aggressive Mitigation Efforts” issued May 7, 2020 as subsequently amended, may operate at up to 75% of the maximum capacity stated on the applicable certificate of occupancy at any given time, as necessary to reduce crowding in the business rather than the occupancy limit specified in Section B(1) of the Order of the Secretary of Health providing for business safety measures (to keep employees and customers safe), issued April 15, 2020. Businesses must still enforce social distancing requirements, which may limit occupancy below the 75% maximum capacity.
- D. All businesses, other than health care providers, serving the public within a building or defined area and operating in the counties listed in Section 1(A) above and that were not permitted to conduct in-person operations under my Order directing the “Limited Opening of Businesses, Lifting of Stay at Home Requirements, and Continued Aggressive Mitigation Efforts” issued May 7, 2020 as subsequently amended, may operate at up to 50% of the maximum capacity stated on the applicable certificate of occupancy at any given time, as necessary to reduce crowding in the business as specified in Section B(1) of the Order of the Secretary of Health providing for business safety measures (to keep employees and customers safe), issued April 15, 2020. Businesses must still enforce social distancing requirements, which may limit occupancy below the 50% maximum capacity.
- E. In addition to the foregoing, the prohibition on dine-in facilities throughout the Commonwealth including restaurants and bars that previously had been ordered to help stop the spread of COVID-19 is modified as follows:
 - i. Businesses in the retail food services industry, including restaurants and bars, which are operating in the counties specified in Section 1(A) above, are authorized to conduct in-person operations, provided that they adhere to the Administration’s Guidance for Businesses in the Restaurant Industry Permitted to Operate During the COVID-19 Disaster Emergency to Ensure

the Safety and Health of Employees and the Public, issued May 27, 2020, which is incorporated by reference herein.

- ii. Outdoor dining is permitted in all counties under the authority of my Order directing the “Limited Opening of Businesses, Lifting of Stay at Home Requirements, and Continued Aggressive Mitigation Efforts” issued May 7, 2020, as subsequently amended, provided that businesses in the retail food services industry adhere to the Guidance for Businesses in the Restaurant Industry Permitted to Operate During the COVID-19 Disaster Emergency to Ensure the Safety and Health of Employees and the Public, issued May 27, 2020, which is incorporated by reference herein.
- F. Notwithstanding the foregoing or any provision to the contrary, personal care services, operating in the counties specified in Section 1(A) and operating under the occupancy limitations specific in Section 1(D) above, including hair salons and barbershops, must operate by appointment only. Appointments or reservations are strongly encouraged for all indoor recreation and health and wellness facilities such as gyms or spas, and all other businesses where feasible.
- G. Any gathering for a planned or spontaneous event of greater than 250 individuals is prohibited. This includes, but is not limited to, a concert, fair, festival, conference, sporting event, movie showing, or theater performance.
- H. Churches, synagogues, temples, mosques and other places of congregate worship are specifically excluded from the limitations established by this Order. These institutions are strongly encouraged to enforce social distancing and other mitigation measures like masking at their gatherings.
- I. Visitation to prisons and hospitals may resume for facilities operating in the counties specified in Section 1(A) above, subject to the determination of the individual facilities which may still limit visitation as necessary based on risk of COVID-19. Visitors who interact with residents and patients must be diligent regarding hygiene. Given the critical importance in limiting COVID-19 exposure in nursing homes, nursing home visitation restrictions will initially remain in place.
- J. The Department of Health will continue to monitor public health indicators and will revise the foregoing restrictions, as necessary.

Section 2: Enforcement

Enforcement of this Order will commence on its effective date.

Section 3: Effective Date and Duration

This Order is effective May 29, 2020, at 12:01 a.m., and will remain in effect until further notice.

CLL MD

Rachel Levine, MD
Secretary of Health

EXHIBIT B



**AMENDMENT TO THE ORDER OF THE SECRETARY
FOR THE CONTINUED REOPENING OF THE COMMONWEALTH**

And now on this day, June 11, 2020, I hereby amend my Order for the “Continued Reopening of the Commonwealth” dated May 27, 2020.

The list of counties in Section 1(A) is amended to strike “and” after “Washington” and to add the following after “Westmoreland”:

, Adams, Beaver, Carbon, Columbia, Cumberland, Juniata, Mifflin, Northumberland, Union, Wayne, Wyoming and York.

Section 2 is amended to add a new sentence at the end of the section as follows:

Further, enforcement of this Order with respect to the following counties will commence on June 12, 2020, at 12:01 a.m.:

Adams, Beaver, Carbon, Columbia, Cumberland, Juniata, Mifflin, Northumberland, Union, Wayne, Wyoming and York.

A handwritten signature in black ink, appearing to read "RL 22 MD".

Rachel Levine, MD
Secretary of Health

EXHIBIT C



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF HEALTH

June 16, 2020

Carlisle Events
1000 Bryn Mawr Road
Carlisle, PA 17013

Re: Reminder to follow disease control measures

To whom it may concern:

The Department of Health (Department) understands that your business intends to operate multiple large-scale events in Cumberland County throughout the next few months, and that you have currently scheduled the Carlisle Spring Car Show beginning June 17. Under the Governor's plan to reopen Pennsylvania, Cumberland County is currently in the Green phase of the phased reopening plan.¹ These plans and guidance are based directly upon legal orders issued by the Governor and me,² and require that all businesses comply with all guidance issued by the Department and the Center for Disease Control.³

These Orders require that events be limited to a maximum of 250 individuals at one time, that participants engage in social distancing, which includes wearing masks and ensuring physical distancing of at least 6 feet apart. Additionally, anyone who is feeling sick should be discouraged from attending. I further recommend that temperature screening be conducted prior to entry.

I am aware that the majority of the events in question are conducted in the open air, although there are some buildings that house vendors and exhibits. However, the large number of persons who typically attend, the wide variety of locations from which they travel, and the fact that they will congregate in hotels and restaurants throughout the area creates a strong potential for the spread of infection. Failing to take appropriate steps to follow guidance from the Department and the CDC could aid in the spread of this pandemic.

Pennsylvania, and Cumberland County in particular, has thus far been successful in reducing the spread of this disease. Other states, particularly states that have reopened large gatherings, have

¹ The administration's phased reopening plan is located at <https://www.governor.pa.gov/process-to-reopen-pennsylvania/>, and guidance related thereto can be found at <https://www.governor.pa.gov/covid-19/business-guidance/>.

² <https://www.governor.pa.gov/wp-content/uploads/2020/05/20200527-TWW-green-phase-order.pdf> and <https://www.governor.pa.gov/wp-content/uploads/2020/05/20200527-SOH-Green-Phase-Order.pdf>

³ <https://www.health.pa.gov/topics/disease/coronavirus/Pages/Businesses.aspx>; <https://www.cdc.gov/coronavirus/2019-ncov/community/organizations/businesses-employers.html> *Order of the Secretary of Health providing for building safety measures, issued April 5, 2020*; and *the Order of the Secretary of Health providing for business safety measures (to keep employees and customers safe), issued April 15, 2020*

Letter Re: Reminder to follow disease control measures

June 16, 2020

Page 2

not been so successful. I urge your organization not to jeopardize the success that Pennsylvanians have experienced by disregarding these orders.

Please know that should you fail to heed these orders, my Office may seek judicial intervention to protect the health and safety of Pennsylvania. Additionally, you should know that the Disease Prevention and Control Law provides for criminal and civil penalties for violations of these orders. Further, your vendors may also be subject to penalties for noncompliance.

You should also note that the Department is engaged in rigorous contact tracing efforts. If an outbreak is linked to your event, you may be liable to participants who are infected due to your practices. In addition, many insurance policies contain provisions that exclude coverage for businesses or individuals engaging in illegal acts or conduct. These exclusions may apply to property coverage, liability coverage, advertising injury coverage, and a host of other essential coverages. If you are operating in a manner contrary to the Orders, you are running the risk of operating without insurance and are greatly increasing your liability.

I recognize the challenges your business has faced during this pandemic and I appreciate the sacrifices all Pennsylvanians have made to combat this virus. I urge you to consider the circumstances and join your fellow Pennsylvanians who have cooperated in the aggressive mitigation measures to combat the spread of COVID-19.

Please respond in writing to confirm that all event organizers will adhere to all orders, including the 250-person limitation, by tonight, June 16th at 7 p.m.

Sincerely,

A handwritten signature in blue ink, appearing to read 'RL Levine', is positioned below the 'Sincerely,' text.

Rachel L. Levine, M.D.
Secretary of Health
Commonwealth of Pennsylvania