



**STATE OF OREGON  
OREGON HEALTH AUTHORITY**

Ref File: 972771

IN THE MATTER OF:

**Goldn Glow Tan,  
Tanning Facility**

)  
) **FINAL ORDER**  
)  
)  
) Agency Case No. RPS 2013-T2771 CP

**Jennifer Van Drew  
631 W. Centennial Blvd  
Springfield, OR 97477**

On March 20, 2013, the Oregon Health Authority, Center for Health Protection, Radiation Protection Services (RPS) issued a Notice of Violation and Proposed Imposition of Civil Penalty pursuant to Oregon Revised Statute ORS 431.950; Oregon Administrative Rules (OAR)333-103-0025, 333-119-0020, 333-119-0140, and 333-124-0010 proposing to impose a civil penalty against **Goldn Glow Tan** in the amount of **\$2,261** for violations of Oregon Administrative Rules (OARs) listed in the Notice. The Notice offered **Jennifer Van Drew**, the owner of Goldn Glow Tan, an opportunity for a hearing, if requested within 20 days of service of the Notice. The Notice designated the relevant portions of RPS' file on this matter, including all materials submitted by Jennifer Van Drew, as the record for purposes of default. Jennifer Van Drew did not request a hearing.

NOW THEREFORE, after considering the relevant portions of RPS' file relating to this matter, RPS enters the following Order.

**FINDINGS OF FACT**

1. Goldn Glow Tan consists of a tanning facility at 631 W. Centennial Blvd, Springfield, and has a total of 7 tanning device(s).

2. On January 1, 2013, Goldn Glow Tan was required to pay to RPS a \$100 registration fee per tanning device, for a total of \$700 in registration fees. OAR 333-119-0020; and 333-103-0025.
3. Two payment notices were mailed to Jennifer Van Drew at the address of record. On March 20, 2013, an Enforcement Bulletin advising registrants of potential civil penalties for failing to pay outstanding registration fees was mailed to the address of record.
4. To date, RPS has not received any registration fees.

### ULTIMATE FINDINGS OF FACT

Goldn Glow Tan did not pay its 2013 registration fees.

### CONCLUSION OF LAW

Goldn Glow Tan violated OAR 333-103-0025 by failing to pay its 2013 registration fees.

### ORDER

As authorized by ORS 431.950, Goldn Glow Tan shall pay a civil penalty of **\$2,261**, calculated as follows for violations of OAR 333-103-0025 & OAR 333-142-0010(8):

7 devices x \$100 registration fees = \$700

<u>Start Date</u>	<u>End Date</u>	<u>Fees</u>					<u>Total</u>
Jan. 10, 2013	Feb. 10, 2013	\$700	3%	\$21	x	31 Days	\$651
Feb. 11, 2013	Mar. 12, 2013	\$700	5%	\$35	x	30 Days	\$1,050
Mar. 13, 2013	Mar. 15, 2013	\$700	10%	\$70	x	8 Days	\$560
<b>Proposed Civil Penalty Amount:</b>							<b>\$2,261</b>

In addition to paying a civil penalty, Goldn Glow Tan shall pay the 2013 registration fees of \$700.

1. Failure to comply with this Order may subject Goldn Glow Tan to further civil penalties.

DATED this 17 day of JUNE, 2013



Dave Leland  
Interim Administrator, Center for Health Protection  
Public Health Division  
Oregon Health Authority

*Date of Mailing:* June 18, 2013

**Notice:** Civil Penalty amounts are established in ORS 431.950. Civil penalties are due and payable 10 days after the date of this Order. If unpaid, civil penalties may be recorded and filed with county clerks as liens against property 10 days after the expiration of the statutory appeals period and sent to the Department of Revenue or a private collection firm for further collection efforts. If you have any questions about payment or wish to make payment arrangements, please call Todd S. Carpenter at 971-673-0500.

Make check payable to:

**Oregon Health Authority  
ATTN: Radiation Protection Services  
800 NE Oregon St., Suite 640  
Portland, OR 97232**

**Appeal Rights:** You are entitled to judicial review of this order in accordance with ORS 183.482. You may request judicial review by filing a petition with the Court of Appeals in Salem, Oregon within 60 days from the date of this order.

Copy to: Shannon O'Fallon, Senior Assistant Attorney General  
Oregon Department of Justice  
Registration File #2771