



STATE OF DELAWARE  
**DEPARTMENT OF AGRICULTURE**  
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MICHAEL T. SCUSE  
SECRETARY

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**Respondent:**

**JP Chesapeake Management**  
**145 Moon Road**  
**Chesapeake City, MD 719715**

**Violations:**

§1224(a)(03) – Engaging in the business of applying a pesticide on the lands of another without having a license granted by the Department.

**Penalty:**

Respondent signed a consent agreement in August 2023. In the agreement, Respondent agrees to the imposition of disciplinary sanctions which included a civil penalty of \$1400.00.

**STIPULATED FACTS**

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1. JP Chesapeake Management (“Respondent”) is a commercial pesticide applicator business with an office located at 145 Moon Road, Chesapeake City, MD 719715. Formerly known as Moon Site Management, Respondent had a pesticide business license (Lic. No. 715) that was issued by the Delaware Department of Agriculture (“the Department”). This license is currently expired as of 12/31/2017.
2. BJ Fauvelle, is the Vice President of JP Chesapeake and Moon Nurseries.
3. The Pesticide Section of the Department (“Complainant,”) is bringing this enforcement action against Respondent. Dustin Borntreger, (“Borntreger”), is employed as an Environmental Scientist III with the Department.
4. On April 24<sup>th</sup>, 2023, A resident of Hazel Farms sent two photographs to the Department to inquire about the pesticide business license status of the company doing pesticide applications in the neighborhood. The photographs sent to the Department showed a worker with a backpack sprayer on and the Maryland license plate number 4CS3958.
5. The Department sent the license plate number to the Maryland Department of Agriculture (MDA) Pesticide Section. On April 25<sup>th</sup>, 2023, MDA ran the plate number and sent the Delaware

Department of Agriculture the vehicle registration information. The truck was registered to Moon Site Management.

6. Borntreger requested application records from the respondent. The Respondent was unable to provide the Department with any application records. Attempts to collect records were made from April 24<sup>th</sup> to June 23<sup>rd</sup>, 2023. The case file was submitted for review after the last email from Mr. Fauvelle stated that records were unavailable.
7. On April 7<sup>th</sup>, 2020, a Notice of Warning was issued to Moon Site Management for violating - The Delaware Pesticide Law, **3 DEL. C.**, Chapter 12, '1206(a), states that no person shall engage in the business of applying pesticides to the lands or personal property of another, unless such person is licensed by the Delaware Department of Agriculture (DDA). This Notice of Warning was sent to William Hutchins.