

EXHIBIT D

STATE OF CONNECTICUT

BY HIS EXCELLENCY

NED LAMONT

EXECUTIVE ORDER NO. 7PP

**PROTECTION OF PUBLIC HEALTH AND SAFETY DURING COVID-19 PANDEMIC
AND RESPONSE – PHASE 1 REOPENING, LIMITATIONS ON CAMP OPERATIONS**

WHEREAS, on March 10, 2020, I issued a declaration of public health and civil preparedness emergencies, proclaiming a state of emergency throughout the State of Connecticut as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States and Connecticut; and

WHEREAS, pursuant to such declaration, I have issued forty-two (42) executive orders to suspend or modify statutes and to take other actions necessary to protect public health and safety and to mitigate the effects of the COVID-19 pandemic; and

WHEREAS, COVID-19 is a respiratory disease that spreads easily from person to person and may result in serious illness or death; and

WHEREAS, the World Health Organization has declared the COVID-19 outbreak a pandemic; and

WHEREAS, the risk of severe illness and death from COVID-19 is higher for individuals who are 60 or older and for those who have chronic health conditions; and

WHEREAS, to reduce the spread of COVID-19, the United States Centers for Disease Control and Prevention and the Connecticut Department of Public Health (DPH) recommend implementation of community mitigation strategies to slow transmission of COVID-19, including cancellation of gatherings of ten people or more and social distancing in smaller gatherings; and

WHEREAS, public health experts have determined that it is possible to transmit COVID-19 even before a person shows symptoms and through aerosol transmission; and

WHEREAS, declining rates of COVID-19 infections and hospitalizations, combined with increases in both testing and tracing capacity and in the supply of personal protective equipment, have made possible a limited relaxation of restrictions imposed to protect the public health with the imposition of reasonable rules and safeguards for expanded economic and recreational activity; and

WHEREAS, to protect the public's health by mitigating the risk of transmission of COVID-19, the state, through the Commissioner of the Department of Economic and Community Development, has issued sector specific rules governing the manner in which certain businesses

and other entities may safely begin the process of reopening (individually by sector and collectively, the “Sector Rules”); and

WHEREAS, the state has reviewed best health practices for each business sector that is reopening and has developed rules that businesses and other entities that are reopening must follow to limit the transmission of COVID-19; and

WHEREAS, state police and municipal police may enforce violations of orders issued pursuant to a civil preparedness or public health emergency and there is a public health need to add additional enforcement capabilities; and

WHEREAS, local health directors and district health directors presently enforce the public health code and inspect restaurants, salons and barbershops; and

WHEREAS, municipal chief executive officers may designate municipal employees to assist the Commissioner of Public Health with the enforcement of the sector rules adopted by DECD; and

WHEREAS, Executive Order Nos. 7G, 7T and 7MM, permitted certain liquor permit types to sell alcoholic liquor in connection with take-out and delivery of food, but limited such sales to sealed containers; and

WHEREAS, many liquor permit types allow the sale of mixed drinks that could be safely served in a closed container; and

WHEREAS, measures to limit in-person interaction of large groups of children and additional health and sanitation practices in youth camps and summer educational programs are necessary to limit the spread of COVID-19 among children, staff, and their families; and

WHEREAS, the nature of overnight resident camps makes social distancing practices impractical and overly burdensome to implement and the operation of resident camps presents a significant risk of transmission of COVID-19;

NOW, THEREFORE, I, NED LAMONT, Governor of the State of Connecticut, by virtue of the authority vested in me by the Constitution and the laws of the State of Connecticut, do hereby **ORDER AND DIRECT**:

- 1. Phase 1 Business Reopening.** To provide for a comprehensive plan for safe resumption of limited social, recreational, athletic, and economic activity, pursuant to rules issued by the Department of Economic and Community Development for each of various business sectors (individually and collectively, the “Sector Rules”), which Sector Rules shall constitute legally binding guidance, the following Executive Orders are repealed or amended effective at 12:01 a.m. on Wednesday, May 20, 2020, as provided herein:

- a. **Reopening of Outdoor Dining.** Executive Order No. 7D, Section 2 is amended to provide that outdoor dining shall be permitted at any restaurant, eating establishment, private club, or any location licensed for on-premise consumption of alcohol, in accordance with the provisions of Executive Order No. 7MM and the Sector Rules for Restaurants, as amended from time to time, and any Executive Order governing the sale or service of alcoholic beverages. Alcoholic beverages shall not be served except in conjunction with the sale of food in accordance with the provisions of Executive Order No. 7MM. The remaining provisions of Executive Order No. 7D, Section 2, which prohibits indoor dining and, which, as amended, prohibits the sale of alcohol by such permittees without the sale of food, are extended through June 20, 2020. The provisions of Executive Order No. 7N, Section 2, establishing rules for restaurant takeout and delivery, shall remain in effect.
- b. **Reopening of Offices.** Executive Order No. 7H, Section 1 is extended through June 20, 2020, with the exception that offices shall be permitted to reopen pursuant to the Sector Rules for Offices, as amended from time to time. The provisions of Executive Order No. 7J, Section 1, allowing certain on-site staffing shall be superseded as applied to offices by the Sector Rules for Offices.
- c. **Reopening of Retail and Malls.** The following executive orders governing retail and mall operations are repealed: Executive Order Nos. 7F, Section 1 (“Large Shopping Malls”); 7N, Section 3 (restrictions on retail); 7S, Section 1 (“Safe Stores”); and the provisions regarding non-essential retail in Executive Order No. 7J, Section 1. Large Shopping Malls and retail establishments shall be permitted to operate pursuant to the Sector Rules for Retail and Malls, as amended from time to time. The “Safe Stores” rules issued by DECD pursuant to Executive Order No. 7S, Section 1, and referred to in Executive Order No. 7BB, Section 1, are superseded by the Sector Rules for Retail and Malls.
- d. **Reopening for Museums and Zoos.** Executive Order 7H, Section 1 and 7F, Section 2, are amended to permit the operation of museums and zoos pursuant to the Sector Rules for Museums and Zoos, as amended from time to time.
- e. **Reopening of Outdoor Recreation and Other Businesses.** Executive Order Nos. 7H, Section 1, and 7F, Section 2, are further amended to permit the operation of any businesses covered by the Sector Rules for General Business, as amended from time to time. The Commissioner of Economic and Community Development shall issue, not later than 10 a.m. on May 19, 2020, a list of business types permitted to reopen pursuant to such Sector Rules, which list may be amended from time to time and shall be incorporated in the Sector Rules. The remaining provisions of Executive Order 7F, Section 2, except for

those referred to in subsection 1 (d) of this order, are extended through June 20, 2020.

- f. **Additions to Businesses Permitted to Reopen Pursuant to Sector Rules.** The Commissioner of Economic and Community Development may add, through amendments to any of the Sector Rules and without further Executive Order, businesses which may operate pursuant to such Sector Rules, and the effective date at which such additional businesses shall be permitted to reopen. For any additional business or business type permitted to operate through the Sector Rules, any prohibition on their operation contained in an Executive Order shall expire on the effective date of reopening.
- g. **Interaction Between Essential Business Guidance, Safe Workplace Rules and Sector Rules.** The Safe Workplace Rules for Essential Employers issued by DECD pursuant to Executive Order No. 7V, Section 1, shall remain in effect for all essential businesses not otherwise subject to the Sector Rules. The Sector Rules, as amended from time to time, shall apply to any business permitted to open pursuant to this order, and to any additional business allowed to open pursuant to amendments to the Sector Rules.

2. Enforcement of Sector Rules Governing the Reopening of Businesses. Section 19-13-B1 of the Regulations of Connecticut State Agencies is modified to include in the definition of public nuisance a violation of the Sector Rules described in Section 1 of this order. The provisions of the Connecticut General Statutes, Regulations of Connecticut State Agencies, and any local rules, codes or ordinances pertaining to such public nuisances are, to the extent necessary, modified to permit and govern the investigation and enforcement of violations of the Sector Rules as public nuisances as follows:

- a. **Local Health Director's and District Health Director's Authority to Enforce Sector Rules.** For purposes of this order, a "Public Health Facility" shall include hair salons, barbershops, beauty shops, nail salons, spas, tattoo or piercing establishments, restaurants, eating establishments, private clubs, or any locations licensed for on-premise consumption of alcohol, that are allowed to reopen pursuant to the Sector Rules, as amended from time to time. Section 19a-206 of the Connecticut General Statutes and Section 19-13-B2(a) of the Regulations of Connecticut State Agencies are modified to authorize a local or district health director to order the closure of Public Health Facilities until such time as the local or district health director determines that the Public Health Facility has abated the nuisance by coming into compliance with the Sector Rules. Nothing in this Section shall be construed to limit, alter, modify or suspend any other existing penalties or enforcement powers that otherwise

apply to violations of orders issued pursuant to a civil preparedness or public health emergency.

- b. **Municipal Chief Executive Officer's Authority to Enforce Sector Rules.** Pursuant to Section 19a-2a of the Connecticut General Statutes, the Commissioner of the Department of Public Health shall designate to municipal employees or officials selected by the municipal chief executive officer, ("Municipal Designee") authority over public nuisances arising from violations of the Sector Rules by any business or entity that is not a Public Health Facility. A municipal chief executive shall not select a local health director, district health director, or the staff of a local or district health director as their Municipal Designee. Section 19a-206 of the Connecticut General Statutes and Section 19-13-B2(a) of the Regulations of Connecticut State Agencies are modified to authorize the Municipal Designee to order the closure of any business other than a Public Health Facility in violation of the Sector Rules until such time as the Municipal Designee determines that the such business has abated the nuisance by coming into compliance with the Sector Rules. Nothing in this Section shall be construed to limit, alter, modify or suspend any other existing penalties that otherwise apply to violations of orders issued pursuant to a civil preparedness or public health emergency.

3. **Extension of Prohibition on Large Gatherings to June 20, 2020.** Executive Order Nos. 7D, Section 1, and 7N, Section 1, prohibiting large gatherings, are extended through June 20, 2020, and for the removal of all doubt, the prohibition on gatherings of more than five (5) people shall apply to any group seated together at any of the establishments in subsection 1 (a) of this order, and any other group activity permitted by the Sector Rules for any business sector or by the Essential Business Guidance issued by DECD pursuant to Executive Order No. 7H on March 22, 2020, as amended from time to time.
4. **Extension of Restrictions on Off-Track Betting, Indoor Fitness, and Movie Theaters to June 20, 2020.** Executive Order No. 7D, Section 3, prohibiting operations at Off-Track Betting Facilities; and Executive Order No. 7D, Section 4, prohibiting operations of any indoor gym, fitness center, or similar facility or studio offering in-person fitness, sporting or recreational opportunities or instructions, and all movie theaters, are extended through June 20, 2020.
5. **Further Clarification of Limits on Restaurants, Bars and Private Clubs – Mixed Drinks Permitted for Takeout and Delivery.** Executive Order Nos. 7G, 7T and 7MM, which address the sales of alcoholic beverages by certain liquor permittees, are modified to allow for the sale of closed or sealed containers of alcoholic beverages, including mixed drinks, so long as: (i) the sale of such alcoholic beverages is allowed under the permit type held by the business; (ii) all other conditions of the sale meet the

requirements of the Governor's executive orders; and (iii) the sale is consistent with local or municipal open container ordinances or other requirements.

- 6. Limitation on the Operation of Day Camps.** To limit the spread of COVID-19 and promote and secure the health and safety of children and staff in day camps, all operations of day camps, as defined by Section 19a-420 (3) of the Connecticut General Statutes, which were not operating as of May 5, 2020 shall not begin operations until June 22, 2020. This order shall apply to all day camps without regard to what entity operates the day camp or whether the day camp is exempt from licensing requirements pursuant to Section 19a-420 of the Connecticut General Statutes, including camps operated by municipal agencies.
- 7. Enhanced Health Procedures for All Day Camps.** All day camps, as defined by Section 19a-420 (3) of the Connecticut General Statutes, and day camp programs that are exempt from licensing requirements pursuant to Section 19a-420 without regard to what entity operates the day camp shall comply with the limitations on child group sizes and enhanced health procedure requirements placed on child care programs by Executive Order No. 7Q, and orders of the Commissioner of Early Childhood related to additional health and sanitation practices. The Commissioner of Early Childhood, in consultation with public health experts and the Reopen Connecticut Subcommittee on Education, shall issue guidance on the safe operation of day camps, and any implementing order she deems necessary consistent with this order.
- 8. Cancellation of Resident Camp Operations.** To limit the spread of COVID-19 and secure the health and safety of children and staff of resident camps, all operations of resident camps, as defined by Section 19a-420 (2) of the Connecticut General Statutes are prohibited.
- 9. Limitation on the Operation of Summer Educational Programs Operated by Local or Regional Boards of Education.** To limit the spread of COVID-19 and promote and secure the health and safety of children and staff in summer school (summer educational programs), all summer school programs operated by local or regional boards of education shall not begin operations until July 6, 2020. The Commissioner of Education, in consultation with public health experts and the Reopen Connecticut Subcommittee on PreK-12 Education, shall issue guidance on the limited operation of summer school programs that are permitted to engage in-person classes after that date, and may issue any implementing order he deems necessary consistent with this order and with his associated guidance document. Any private schools and other non-public schools that operate summer school programs and are not otherwise covered under sections 6 through 10 of this order are encouraged to follow the same schedule and guidance.

10. Suspension or Modification of Regulatory Requirements to Protect Public Health and Safety. Notwithstanding Sections 4-168 to 4-174, inclusive, of the Connecticut General Statutes, the Commissioner of Education may temporarily waive, modify or suspend any regulatory requirements adopted under Title 10 of the Connecticut General Statutes as he deems necessary to reduce the spread of COVID-19 and to protect the public health.

Unless otherwise specified herein, this order shall take effect immediately and remain in effect for the duration of the public health and civil preparedness emergency, unless earlier modified, extended or terminated.

Dated at Hartford, Connecticut, this 18th day of May, 2020.

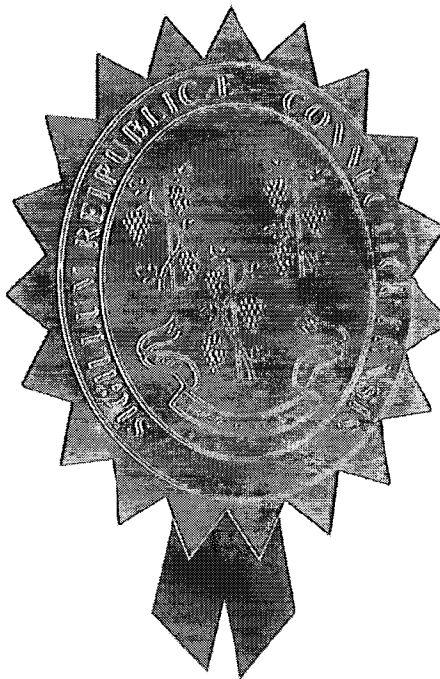


Ned Lamont
Governor

By His Excellency's Command



Denise W. Merrill
Secretary of the State



REOPENING PROCESSES



RETAIL & MALLS

In Phase 1, Retail businesses and malls can open at up to 50% capacity.

REOPEN
Connecticut
SAFER. STRONGER. TOGETHER.

RETAIL & MALLS

OVERVIEW

As Connecticut's retail stores reopen, the State wants to enable economic activities and demand to come back, while prioritizing the health and safety of employees and consumers. Various types of retail stores present different levels of interaction and potential to violate social distancing rules. For example, fitting rooms present challenges not posed by electronics stores. This set of rules developed by the State of Connecticut aims to mitigate the risks presented in all retail stores.

Businesses must exercise caution throughout the reopening, ensuring strict adherence to the rules listed here. Those businesses that are not able to meet the rules listed here by May 20, shall delay opening until they are able.

While these rules provide a way for retail stores to reopen as safely as possible, risks to customers and employees cannot be fully mitigated. Customers who choose to visit stores during this time should be aware of potential risks. Individuals over the age of [65] or with other health conditions should not go shopping, but instead continue to stay home and stay safe.

Businesses should take these rules as the minimum baseline of precautions needed to protect public health in Connecticut. Individual businesses should take additional measures as recommended by industry guidelines or by common sense applied to their particular situation. We urge customers to stay vigilant and pay attention as to whether retail establishments they frequent are faithfully implementing these rules.

STATE GUIDANCE FOR RETAIL & MALLS

These rules are intended to help retail stores safely get back to work. The information here can be supplemented with guidance from professional organizations and by other industry groups, some of which are listed below. These guidelines may be updated.

FURTHER RESOURCES

NATIONAL RETAIL FEDERATION

<https://nrf.com/resources/operation-open-doors>

RETAIL INDUSTRY LEADERS ASSOCIATION

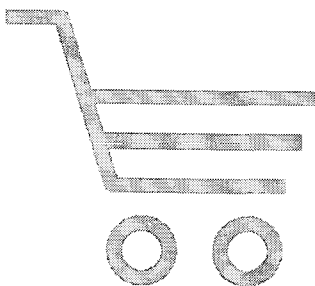
<https://www.rila.org/coronavirus-resources-for-retailers>

CENTERS FOR DISEASE CONTROL AND PREVENTION

<https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html>

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

<https://www.osha.gov/Publications/OSHA3990.pdf>



REOPENING PROCESSES

RETAIL & MALLS

PLAN FOR REOPENING

Share these rules with your employees and inform them of any additional specific measures being taken in response to COVID-19.

PROGRAM ADMINISTRATOR

Appoint a program administrator who is accountable for implementing these rules.



CLEANING PLAN

Develop cleaning checklists that incorporate these rules. Ensure it is clear which employees are responsible for implementing the plans.

TRAINING

Institute a training program and ensure employee participation in the program prior to reopen. Training shall include:

- Rules contained in this document.
- Protocols on how to clean and use cleaning products (incl. disinfectants) safely.
- Additional guidance can be found here:
https://osha.washington.edu/sites/default/files/documents/FactSheet_Cleaning_Final_UWDEOHS_0.pdf
- The training shall be provided at no cost to the employee and during working hours. The training materials shall be presented in the language and at the literacy level of the employees. There shall also be weekly refreshers on policies.

If any on site duties are subcontracted, it is the employers responsibility to ensure subcontractors are also appropriately trained



PERSONAL PROTECTION

Estimate required personal protection for employees and begin procuring.



THOROUGH CLEANING

Complete a thorough cleaning of facility prior to reopening, including:

- Staff break rooms
- Commonly touched areas in front of stores, such as baskets and carts



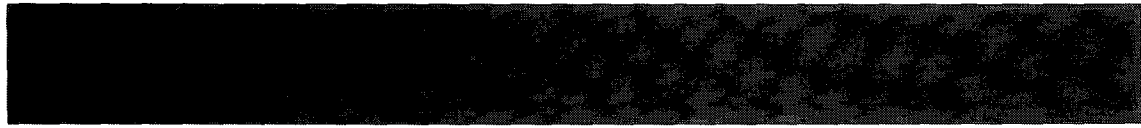
LOG EMPLOYEES

Maintain a log of employees on premise over time, to support contact tracing.



SHIFTS

Stagger shift start/stop times, break times, and lunchtimes to minimize contact across employees.



REOPENING PROCESSES

RETAIL & MALLS



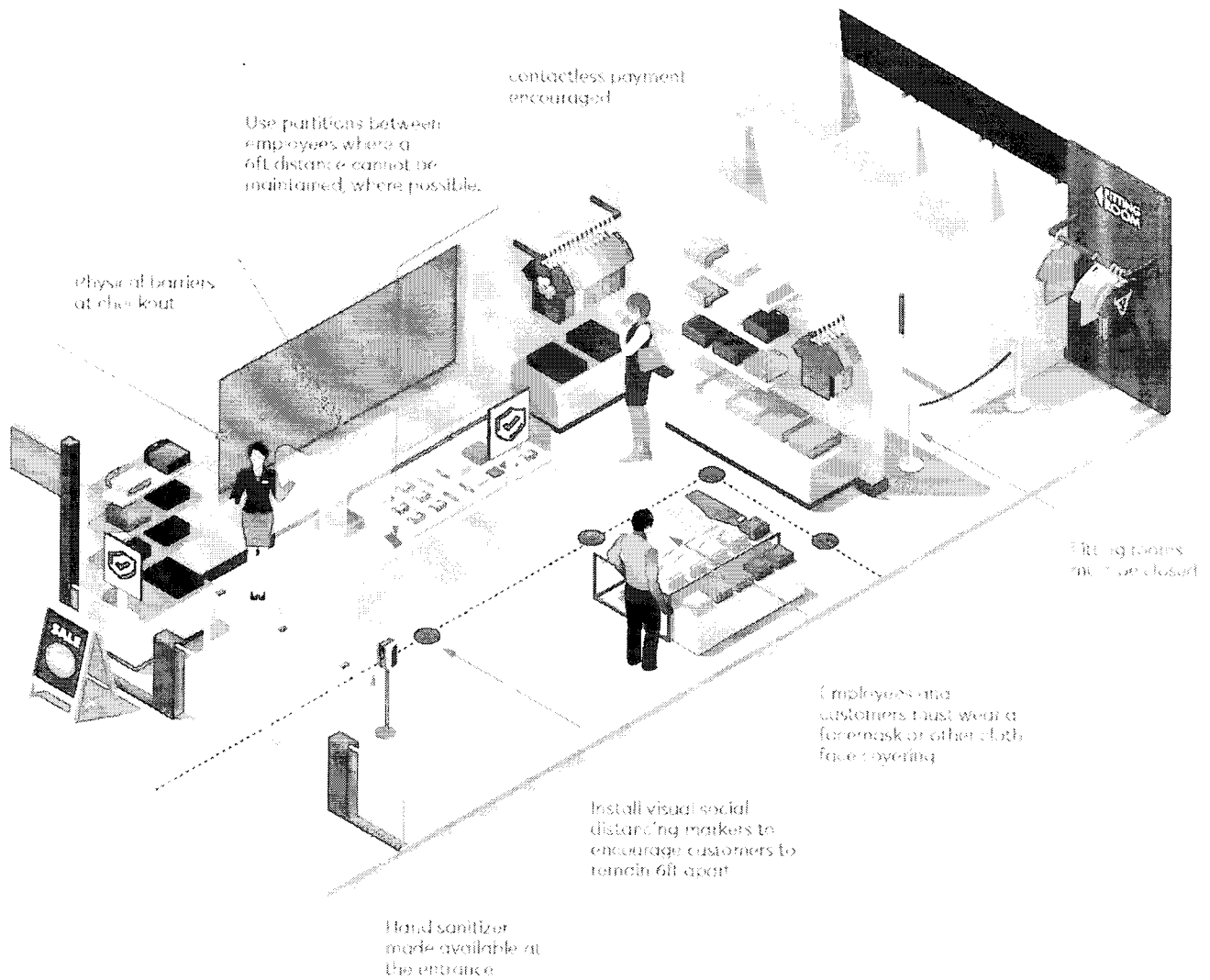
VULNERABLE POPULATIONS

Stores shall consider having designated hours for vulnerable populations (e.g., the elderly or those with underlying health conditions).



CERTIFICATION

Complete the self-certification on the DECD website to receive a Reopen CT badge. Once complete, businesses choose to post the badge on-site and on social media to advertise adherence to CT rules and build customer confidence.



RETAIL & MALLS

SIGNAGE

Post clear signage that reinforces new policies, including:

- Social distancing protocols
- Cleaning and disinfection protocols
- Personal protection protocols (face masks, gloves) for customers and employees
- Employees shall stay home if sick/experiencing symptoms
- Customers shall not enter if they are experiencing symptoms



VENTILATION

Increase ventilation rates and increase the percentage of outdoor air that circulates into the system where possible.



SOCIAL DISTANCING MARKERS

Install visual social distancing markers to encourage customers to remain 6ft apart (e.g., lines outside of the stores if applicable, lines to make payments, lines to use the restroom)



PARTITIONS

Use partitions between employees where a 6+ feet distance cannot be maintained, where possible.



WORKSTATIONS

Rearrange space to maintain 6+ feet of distance between customers and limit movement of employees within facility.

- Install physical barriers for checkout stations where possible
- Assign employees to workstations where they remain through workday



NON-ESSENTIAL AMENITIES

Close or remove amenities non-essential to businesses' main function (e.g., self-serve samples, circulars).



SHARED EQUIPMENT

Ensure employees do not share equipment to the extent possible; if shared, clean after each use.

RETAIL & MALLS



DISCRETE WORK ZONES

Where possible, segment the workspace into discrete zones, prevent movement between zones, and close spaces where employees congregate.



TOUCHLESS APPLIANCES

Install touchless appliances wherever possible, including:

- Paper towel dispensers, soap dispensers, trash cans



HOTLINE FOR VIOLATIONS

Post clear signage that includes the state hotline (211) for employees and customers to report potential violations of these rules.



FITTING ROOMS

Close all fitting rooms.

PERSONAL PROTECTION

RETAIL & MALLS

PERSONAL PROTECTION FOR EMPLOYEES

- All employees are required to wear a facemask or other cloth face covering that completely cover the nose and mouth, unless doing so could be contrary to his or her health or safety due to medical conditions.
- Employees may utilize their own cloth face covering over that provided by their employer if they choose.
- Gloves and eye protection are required when using cleaning chemicals.

EMPLOYERS ARE RESPONSIBLE FOR PROVIDING PERSONAL PROTECTION TO THEIR EMPLOYEES

- If businesses do not have adequate personal protection, they cannot not open.

PERSONAL PROTECTION FOR CUSTOMERS

- Customers are required to bring and wear masks or cloth face coverings that completely cover the nose and mouth, unless doing so would be contrary to his or her health or safety due to a medical condition.

RETAIL & MALLS



HAND SANITIZER

Hand sanitizer shall be made available at entrance points and common areas, where possible.



HANDWASHING

Routinely using soap and water for at least 20 seconds.



CLEANING, DISINFECTANT PRODUCTS, &/OR DISPOSABLE DISINFECTANT WIPES

Make available near commonly used surfaces, where possible (e.g., cash registers, credit card machines, light switches, and door handles).



BATHROOMS

Clean and disinfect frequently, implement use of cleaning log for tracking. Clean multiple times a day and hourly during busy times.



CLEANING & DISINFECTING

Businesses shall follow federal guidelines (CDC, EPA) on what specific products shall be used and how.

- Disinfectants are irritants and sensitizers, and should be used cautiously. Clean and disinfect frequently touched surfaces (e.g., door handles, cash registers) at least daily and shared objects (e.g., payment terminals, baskets, carts) after each use.
- Use products that meet EPA's criteria for use against SARS-CoV-2 and that are appropriate for the surface. Prior to wiping the surface, allow the disinfectant to sit for the necessary contact time recommended by the manufacturer. Train staff on proper cleaning procedures to ensure safe and correct application of disinfectants.

HEALTH GUIDANCE FOR EMPLOYEES

RETAIL & MALLS



DAILY HEALTH CHECK

Ask employees resuming on-premise work to confirm they have not experienced COVID-19 CDC-defined symptoms and to monitor their own symptoms, including cough, shortness of breath, or any two of the following symptoms:

- Fever
- Chills
- Repeated shaking with chills
- Muscle pain
- Headache
- Sore throat
- New loss of taste or smell

Employees shall stay home if sick.



IN THE EVENT OF A POSITIVE COVID-19 CASE

Employees shall inform their employers and follow state testing and contact tracing protocols.



WHISTLEBLOWER PROTECTION

Employers may not retaliate against workers for raising concerns about COVID related safety and health conditions.

- Additional information can be accessed at www.OSHA.gov
- Additional information for the public sector can be accessed at www.connosha.com



LEAVE

Employers shall adhere to federal guidance pertaining to paid leave for employees and provide this guidance to employees. Employers shall post the Families First Coronavirus Response Act (FFCRA) Department of Labor poster. The poster can be accessed at: <https://www.dol.gov/agencies/whd/posters>

- Additional guidance can be accessed at: <https://www.dol.gov/agencies/whd/pandemic/ffcra-employee-paid-leave>

ADDENDUM FOR MALLS ONLY

RETAIL & MALLS

In addition to complying with the rules for stand-alone retail stores above, malls (any building containing stores without egress to the street or parking lot) shall comply with the following:



CLOSE ALL DINING AREAS

- Food and drinks places inside malls can only serve take-outs.
- Food and drinks places (but not bars) with outdoor seating can serve dine-in guests in accordance with restaurant sector rules.
- Close off any seating areas (e.g., food hall).



ENHANCE SECURITY PRESENCE

- Enhance security guard patrols to break up or eject congregations of people larger than allowed under the rules.
- Enhance security guard patrols to enforce the rules on no consumption of take-out foods inside malls.



VALET SERVICES

Discontinue valet services.



ENTRANCE

Make doorways single-direction flow.



RESTROOMS

Close satellite restrooms where necessary; implement frequent cleanings of main restrooms with cleaning logs.