



CITY OF SAINT PAUL

Christopher B. Coleman, Mayor

Civil Division

400 City Hall

15 West Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: 651 266-8710

Facsimile: 651 298-5619

November 26, 2014

NOTICE OF INTENT TO DENY LICENSE

Solomon D. Anderson  
2728 Franklin Avenue, Apt. 407  
Minneapolis, MN 55406

RE: Taxicab Driver (Provisional) license application submitted by Solomon D. Anderson for the City of Saint Paul  
License ID #: 20140002819

Dear Mr. Anderson:

The Department of Safety and Inspections will recommend denial of the Taxicab Driver (Provisional) license application submitted by Solomon D. Anderson for the City of Saint Paul. The recommendation is based on the following information:

**On September 18, 2014, you submitted an application for a Taxicab Driver (Provisional) license with the Department of Safety and Inspections (DSI). During a routine criminal history check as part of the application process, DSI discovered that you had been convicted of Felony Criminal Vehicular Homicide (Minn. Stat. § 609.21.11) on December 15, 1998 in Benton County, MN. According to court records, that conviction was discharged as of December 8, 2012. Saint Paul Legislative Code § 376.16 (e) (4) states the basis for adverse action: “No to be under sentence or discharged from sentence for a felony conviction within the ten (10) years preceding application for license for the following offenses: Murder (Minn. Stat. §§ 609.185 to 609.195), manslaughter (§§ 609.20 to 609.205), criminal vehicular homicide and injury (§§ 609.21).....”**

**A further check of your criminal history shows convictions for Burglary 2<sup>nd</sup> Degree in Dakota County on March 8, 2004; Felony Possession or Sale of Stolen or Counterfeit Check; Crimes in Washington County on November 30, 2005. and Burglary 1<sup>st</sup> Degree in Dakota County on October 17, 2007. A check of driving record with the Department of Public Safety shows numerous convictions for various driving offenses in Benton, Dakota, Hennepin, Scott and Sherburne counties between November 21, 1997 and August 11, 2014.**

**Saint Paul Legislative Code § 310.06 (b) (6) (c) states the basis for adverse action: “The licensee or applicant (or any person whose conduct may by law be imputed to the licensee or applicant) has engaged in or permitted a pattern or practice of conduct of failure to comply with laws reasonably related to the licensed activity or from which an inference of lack of fitness or good character may be drawn.”**

At this time, you have four (4) options to proceed:

1. If you do not contest the imposition of the proposed adverse action, you may do nothing. If I have not heard from you by **Monday, December 8, 2014**, I will presume that you have chosen not to contest the proposed adverse action, and the matter will be placed on the City Council agenda for approval of the proposed remedy.
2. If you wish to admit the facts but you contest the penalty, you may have a public hearing before the Saint Paul City Council. You will need to send me a letter with a statement admitting to the facts and requesting a public hearing. I will need to receive your letter no later than **Monday, December 8, 2014**. The matter will then be scheduled before the City Council for a public hearing to determine whether to deny your Taxicab Driver (Provisional) license. You will have an opportunity to appear before the Council and make a statement on your own behalf.
3. If you dispute the facts outlined above, or wish to present evidence that the conviction is not related to your license as a taxicab driver, or that you have been rehabilitated pursuant to Minn. Stat. §364.01 et seq, you may request a hearing before an Administrative Law Judge (ALJ). I will need to receive your letter no later than **Monday, December 8, 2014**. At that hearing both you and the City will appear and present witnesses, evidence and cross-examine each other's witnesses. After receipt of the ALJ's report (usually within 30 days), a public hearing will need to be scheduled. At that time, the City Council will decide whether to adopt, modify or reject the ALJ's report and recommendation.

Please note: If you choose an administrative hearing, the Department of Safety and Inspections reserves the right to request that City Council impose the costs of the administrative hearing per Saint Paul Legislative Code § 310.05 (k).

4. You may withdraw your license application. Send a written statement to that effect to the Department of Safety and Inspections (DSI), 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, December 8, 2014**. Information should be directed to the attention of Dan Niziolek. Any request for a refund of the license application fee must also be made in writing to the Department of Safety and Inspections.

**If you have not contacted me or DSI by Monday, December 8, 2014, I will assume that you do not contest the denial of your Taxicab Driver (Provisional) license. In that case, the matter will be placed on the City Council Consent Agenda for approval of the recommended penalty.**

If you have questions about these options, please feel free to contact me at 266-8710.

Sincerely,



Geoffrey Karls  
Assistant City Attorney

cc: Dan Niziolek, DSI Deputy Director  
Tom Ferrara, DSI

STATE OF MINNESOTA)  
 ) ss.

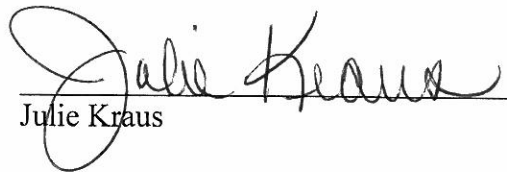
**AFFIDAVIT OF SERVICE BY U.S. MAIL**

COUNTY OF RAMSEY )

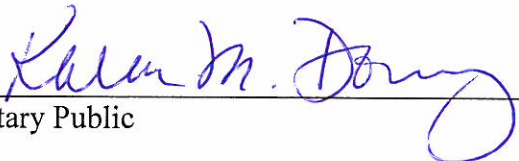
Julie Kraus, being first duly sworn, deposes and says that on the 26<sup>th</sup> day of November she served the attached **NOTICE OF INTENT TO DENY LICENSE** and correct copy thereof in an envelope addressed as follows:

Solomon D. Anderson  
2728 Franklin Avenue, Apt. 407  
Minneapolis, MN 55406

(which is the last known address of said person) depositing the same, with postage prepaid, in the United States mail at St. Paul, Minnesota.

  
Julie Kraus

Subscribed and sworn to before me  
this \_\_\_\_\_ day of November, 2014

  
Notary Public

