



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

September 12, 2013

NOTICE OF INTENT TO DENY LICENSE

Enrique Estrada, Owner/Manager
Pronto Auto Repair
1054 Payne Avenue
Saint Paul, MN 55130

RE: Auto Repair Garage license application submitted by Pronto Auto Repair, Inc. d/b/a Pronto Auto Repair for the premises located at 1054 Payne Avenue in Saint Paul
License ID #20130001947

Dear Mr. Estrada:

The Department of Safety and Inspections (DSI) has recommended adverse action against Auto Repair Garage license application submitted by Pronto Auto Repair, Inc. d/b/a Pronto Auto Repair for the premises located at 1054 Payne Avenue in Saint Paul. The basis for the recommendation is as follows:

On July 3, 2013, you were sent a letter from the Department of Safety and Inspections (DSI) indicating that your Auto Repair Garage license was still "pending" because you failed to submit the following information required to complete the application process:

- 1) Sign and return one copy of the license condition affidavit that was enclosed with the letter acknowledging the conditions that will be placed on your license(s).**
- 2) Provide a valid Minnesota sales tax identification number.**
- 3) Submit a copy of a signed business purchase agreement.**
- 4) Submit a copy of a signed lease, or letter of permission from the property owner, specifically allowing you to operate an auto repair service business on the property.**
- 5) Provide proof of having obtained workers' compensation insurance: insurance company name policy number, effective date and expiration date for the insurance.**

According to DSI records, Kris Schweinler, Senior DSI Inspector hand-delivered the July 3, 2013 letter to you on August 1, 2013 and did an inspection only to find you were not in compliance. She informed you that you would need to bring the establishment into compliance and call her to come for a re-inspection before the license could be issued.

As of today's date you have not contacted Kris Schweinler to come for a re-inspection or submitted the required information to complete the application process. Therefore, per Saint Paul Legislative Code § 310.06 (b) (5) the licensing office will recommend denial of your Auto Repair Garage license.

At this time, you have three options on how to proceed:

1. You can call Kris Schweinler (651) 266-9110 to schedule your re-inspection and submit the required information directly to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, September 23, 2013**. A self-addressed envelope is enclosed for your convenience. Scheduling your re-inspection and submitting required information will be considered to be a waiver of the hearing to which you are entitled.
2. If you wish to admit the facts but 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 the facts and requesting a public hearing. I will need to receive your letter by **Monday, September 23, 2013**. The matter will then be scheduled before the City Council for a public hearing to determine whether to deny your Auto Repair Garage license. You will have an opportunity to appear before the Council and make a statement on your own behalf.
3. 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, September 23, 2013**. Information should be directed to the attention of Christine Rozek. 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, September 23, 2013, I will assume that you do not contest the denial of your Auto Repair Garage 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: Christine Rozek, Deputy Director of DSI
Enrique Estrada, 914 Earl Street, Saint Paul, MN 55106
Leslie McMurray, Executive Director, Payne Phalen District 5 Planning Council
506 Kenny Road, Ste. 130 Saint Paul, MN 55130

STATE OF MINNESOTA))
) ss.

AFFIDAVIT OF SERVICE BY U.S. MAIL

COUNTY OF RAMSEY)

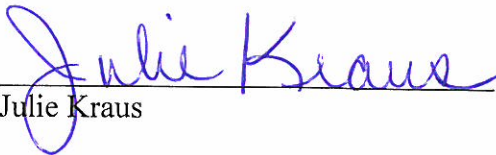
Julie Kraus, being first duly sworn, deposes and says that on the 12th day of September she served the attached **NOTICE OF INTENT TO DENY LICENSE** and correct copy thereof in an envelope addressed as follows:

Enrique Estrada, Owner/Manager
Pronto Auto Repair
1054 Payne Avenue
Saint Paul, MN 55130

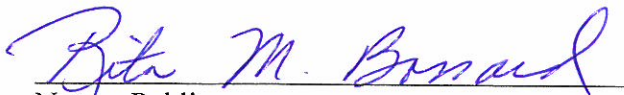
Enrique Estrada
914 Earl Street
Saint Paul, MN 55106

Leslie McMurray, Executive Director
Payne Phalen District 5 Planning Council
506 Kenny Road, Ste. 130
Saint Paul, MN 55130

(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 12th day of September, 2013


Rita M. Bernal
Notary Public