



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

December 15, 2016

NOTICE OF INTENT TO SUSPEND LICENSE

Corp Commission of the Mille Lacs Band
700 Grand Avenue
Onamia, MN 56359

RE: Liquor On Sale-2AM Closing license held by 411 Minnesota Street, LLC d/b/a Doubletree By Hilton Saint Paul for the premises located at 411 Minnesota Street in Saint Paul
License ID #20130000646

Dear Licensee:

The Department of Safety and Inspections (DSI) will recommend suspension of the Liquor On Sale-2AM Closing license held by 411 Minnesota Street, LLC d/b/a Doubletree by Hilton Saint Paul for the premises located at 411 Minnesota Street in Saint Paul. The basis for the recommendation is as follows:

On October 18, 2016, you were sent an IMMEDIATE ACTION REQUIRED letter from the Department of Safety and Inspections (DSI). The letter indicated that the Minnesota Department of Public Safety Alcohol & Gambling Enforcement Division (AGED) recently informed DSI that your State 2AM license expired on July 8, 2015.

The letter stated that in order for your establishment to remain open past 1:00 a.m., you must maintain ***both*** a City of Saint Paul Liquor On Sale - 2AM Closing license ***and*** a State of Minnesota Optional 2AM Liquor license in active status. At this time, you do not have an active State 2AM license to be open past 1:00 a.m. The October 18, 2016 letter instructed you to complete one of the following actions by November 1, 2016:

- Submit a signed letter to the Department of Safety and Inspections (DSI) stating that you want to cancel your expired City of Saint Paul Liquor On Sale-2AM Closing license and that your establishment will close by 1:00 a.m. each day of the week.

OR

- Renew your State 2AM licenses by completing the following:
 - 1) Complete and sign the enclosed State renewal applications and return to AGED covering the following period(s) of time:

07/08/2015 to 07/08/2016

07/08/2016 to 07/08/2017

- 2) Submit payment of the applicable fee(s) to AGED for each of those years.

The Department of Safety and Inspections has not received a signed letter stating that you want to cancel your expired City of Saint Paul Liquor On Sale-2AM Closing license.

In addition to the suspension of your Liquor On Sale-2AM Closing license, per Saint Paul Legislative Code § 310.05 (m) (2), the licensing office will also recommend a \$500.00 matrix penalty for failure to submit required information to maintain your license.

At this time, you have three (3) 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 26, 2016**, 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. You can send DSI a letter cancelling your City of Saint Paul Liquor On Sale-2AM Closing license or show proof of the renewal of your 2AM license with the State of Minnesota by **Monday, December 26, 2016**. A self-addressed envelope is enclosed for your convenience. Cancellation of your City license or proof of renewal of your State 2AM license will be considered to be a waiver of the hearing to which you are entitled.
3. 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, December 26, 2016**. The matter will then be scheduled before the City Council to determine whether to suspend your City Liquor On Sale-2AM Closing license and impose the \$500.00 matrix penalty. You will have an opportunity to appear before the Council and make a statement on your own behalf.

If you have not contacted me by Monday, December 26, 2016, I will assume that you do not contest the suspension of your City Liquor On Sale-2AM Closing license and imposition of the recommended \$500.00 matrix penalty. In that case, the matter will be placed on the City Council Consent Agenda.

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

Sincerely,



Therese Skarda
Assistant City Attorney

Cc: Paul Bengtson, Director, CapitolRiver Council District 17, US Bank Center, 101 East 5th Street, Suite 240
St. Paul, MN 55101



Renewal Application for Optional Liquor 2AM

License Type:

Expires On: 07/03/2015

ID Number: 41731

DBA

Renewal Period 07/03/2015 to 07/03/2016

411 Minnesota Street LLC
DBA Doubletree By Hilton Saint Paul
411 Minnesota St
St Paul, MN 55101

Business Phone:

If any of the above licensee information is not correct, please make corrections as necessary.

Licensee must report previous 12 month on sale alcoholic beverage gross receipts by checking one of the boxes below. Next to the box you check is your 2 AM license fee. Make check payable to: Alcohol and Gambling Enforcement Division (AGED). Mail this application and check to : AGED, 444 Cedar St., Suite 133, St. Paul, MN 55101-5133.

- \$300 2 AM license fee - Up to \$100,000 in on sale gross receipts for alcoholic beverages
\$750 2 AM license fee - Over \$100,000, but not over \$500,000 in on sale gross receipts for alcoholic beverages
\$1000 2 AM license fee - Over \$500,000 in on sale gross receipts for alcoholic beverages
\$200 2 AM license fee - 3.2% On Sale Malt Liquor licensees or Set Up license holders
\$200 2 AM license fee - Did not sell alcoholic beverages for a full 12 months prior to this application

Yes No Does the city or county that issues your liquor license allow the sale of alcoholic beverages until 2 AM?

City Clerk/County Auditor Signature Date 10/18/2016
(I certify that the city or county of St Paul approves the sale of alcoholic beverages until 2AM)

Licensee Signature Date
(I certify that I have answered the above questions truthfully and correctly)

Licensee Minnesota Tax ID Number (Required):

Licensee: Prior to submitting this application to the Alcohol & Gambling Enforcement Division you must have this form signed by your local city or county licensing official

Minnesota Department of Public Safety
Alcohol and Gambling Enforcement Division (AGED)
444 Cedar Street, Suite 133, St. Paul, MN 55101-5133
Telephone 651-201-7500 Fax 651-297-5259 TTY 651-282-6555
www.dps.state.mn.us



Renewal Application for Optional Liquor 2AM

License Type:

Expires On: 07/08/2015

ID Number: 41731

DBA

Renewal Period 07/08/2016 to 07/08/2017

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DBA Doubletree By Hilton Saint Paul
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St Paul, MN 55101

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\$200 2 AM license fee - Did not sell alcoholic beverages for a full 12 months prior to this application

Yes No Does the city or county that issues your liquor license allow the sale of alcoholic beverages until 2 AM?

City Clerk/County Auditor Signature

[Handwritten signature]

Date 10/18/2016

I certify that the city or county of St Paul approves the sale of alcoholic beverages until 2 AM)

Licensee Signature

Date

I certify that I have answered the above questions truthfully and correctly)

Licensee Minnesota Tax ID Number (Required):

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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 15th day of December she served the attached **NOTICE OF INTENT TO SUSPEND LICENSE** and a correct copy thereof in an envelope addressed as follows:

Corp Commission of the Mille Lacs Band
700 Grand Avenue
Onamia, MN 56359

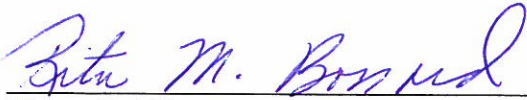
Paul Bengtson, Director
CapitolRiver Council District 17
US Bank Center
101 East 5th Street, Suite 240
St. Paul, MN 55101

(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 15th day of December, 2016



Notary Public

