



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

January 9, 2013

NOTICE OF INTENT TO DENY LICENSE

Jeffrey Jermayn Solinger
631 Van Buren Avenue
Saint Paul, MN 55104

RE: Taxicab Driver (Provisional) license application submitted by Jeffrey Jermayn Solinger for the City of Saint Paul
License ID #: 0093271

Dear Mr. Solinger:

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

On December 21, 2012, you submitted an application for a Taxi Driver (Provisional) license. During a required criminal history check, the Department of Safety and Inspections (DSI) discovered that on January 4, 2008, you were convicted of Felony Traffic – DWI- Operate Motor Vehicle Under Influence of Alcohol (Minn. Stat. § 169A.20.1(1) in Goodhue County. You were placed on Supervised Probation for a term of seven (7) years from January 4, 2008 through January 4, 2015. Records show you were discharged from probation August 7, 2012.

Saint Paul Legislative Code § 376.16 (e) (4) (a) requires that *“The licensee shall not be under sentence or have been discharged from sentence for any felony conviction with the five (5) years immediately preceding application for a license.....”* Therefore, you would not be eligible to apply for a Taxicab Driver (Provisional) license until August 8, 2017.

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

1. 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, January 21, 2013**. 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.

2. 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, January 21, 2013**. 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.

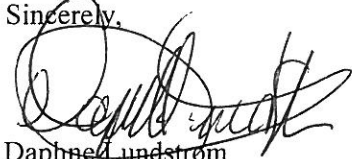
Please note: If you choose an administrative hearing, the Department of Safety and Inspections reserves the right to request that City Council impose the costs of the administrative hearing per Saint Paul Legislative Code § 310.05 (k).

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, January 21, 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 by Monday, January 21, 2013, 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,



Daphne Lundstrom
Assistant City Attorney

cc: Christine Rozek, Deputy Director of DSI
Tom Ferrara, DSI


AFFIDAVIT OF SERVICE BY U.S. MAIL

COUNTY OF RAMSEY)

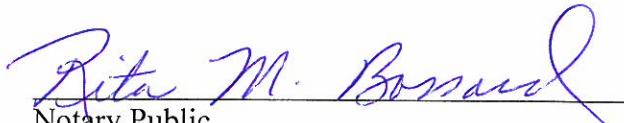
Julie Kraus, being first duly sworn, deposes and says that on the 9th day of January she served the attached **NOTICE OF INTENT TO DENY LICENSE** and correct copy thereof in an envelope addressed as follows:

Jeffry Jermayn Solinger
631 Van Buren Avenue
Saint Paul, MN 55104

(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 9th day of January, 2013


Notary Public

