

OFFICE OF THE CITY ATTORNEY

Sara Grewing, City Attorney



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

July 16, 2013

NOTICE OF INTENT TO SUSPEND LICENSE

Gregory Olson
Mounds Park Lounge, Inc.
1067 Hudson Road
St. Paul, MN 55106-6107

RE: Entertainment B, Gambling Location, Liquor On Sale – 100 Seats or Less, and Liquor On Sale – Sunday licenses held by Mounds Park Lounge, Inc. d/b/a Mounds Park Lounge for the premises located at 1067 Hudson Road in Saint Paul
License ID #: 20100005268

Dear Mr. Olson:

The Department of Safety and Inspections will recommend suspension of the Entertainment B, Gambling Location, Liquor On Sale – 100 Seats or Less, and Liquor On Sale – Sunday licenses held by Mounds Park Lounge, Inc. d/b/a Mounds Park Lounge for the premises located at 1067 Hudson Road in Saint Paul. This recommendation is based on the following information:

The Entertainment B, Gambling Location, Liquor On Sale – 100 Seats or Less, and Liquor On Sale – Sunday licenses held by Mounds Park Lounge, Inc. expired without payment for renewal on April 30, 2013. On May 23, 2013, a Department of Safety and Inspections (DSI) Inspector hand delivered an invoice to you for delinquent 2nd half license fees. On June 6, 2013, a Department of Safety and Inspections (DSI) Inspector left a message for you requesting payment of the delinquent license and late fees.

As of today's date, DSI has not received a response from you or payment of the \$4,884.00 in delinquent 2nd half license and late fees.

Mounds Park Lounge, Inc.

July 16, 2013

Page 2

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

1. You can pay the \$4,884.00 in delinquent license and late fees. If this is your choice, send the payment directly to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Tuesday, July 30, 2013**. A self-addressed envelope is enclosed for your convenience. Payment of all delinquent license and late fees will be considered a waiver of the hearing to which you are entitled.
2. If you wish to admit the facts but contest the penalty, you may request a public hearing before the Saint Paul City Council. To request a hearing, you must send me a letter with a statement admitting to the facts and requesting a public hearing no later than **Tuesday, July 30, 2013**. The matter will then be scheduled before the City Council for a public hearing to determine whether to suspend your licenses. 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, you may request a hearing before an Administrative Law Judge (ALJ). To request an evidentiary hearing before an ALJ, you must send me a letter disputing the facts and requesting an administrative hearing by **Tuesday, July 30, 2013**. As part of the evidentiary hearing, both parties will have an opportunity to present witnesses, cross-examine the other party's witnesses, and present evidence to an ALJ who will issue a report making findings of fact and recommendations to the City Council. After receipt of the ALJ's report, a public hearing will be scheduled before the City Council. At that time, the City Council will decide whether to adopt, modify, or reject the ALJ's report and recommendation and impose any adverse action it deems appropriate and supported by the evidence.

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).

If you have not contacted me or DSI staff by Tuesday, July 30, 2013, I will assume that you do not contest the suspension of your licenses. 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

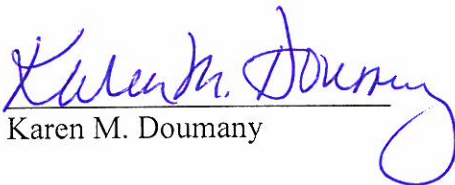
cc: Christine Rozek, Deputy Director of DSI

STATE OF MINNESOTA }
 }
COUNTY OF RAMSEY } ss.


AFFIDAVIT OF SERVICE BY U.S. MAIL

Karen M. Doumany, being first duly sworn, deposes and says that on the 16th day of July, 2013, at the City of Saint Paul, county and state aforementioned, she served the attached **NOTICE OF INTENT TO SUSPEND LICENSE** by depositing in the United States mail at said City of Saint Paul, a true and correct copy thereof, properly enveloped, with first class postage prepaid, and addressed to the following individual:

Gregory Olson
Mounds Park Lounge, Inc.
1067 Hudson Road
Saint Paul, MN 55106-6107


Karen M. Doumany

Subscribed and sworn to before me this
16th day of July, 2013.


Notary Public

