



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 28, 2017

NOTICE OF INTENT TO REVOKE LICENSE

Steven Joseph Asmussen
996 Pondview Court
Vadnais Heights, MN 55127

RE: Taxicab Driver license held by Steven Joseph Asmussen for the City of Saint Paul
License ID #: 20040004155

Dear Licensee:

The Department of Safety and Inspections will recommend revocation of the Taxicab Driver license held by Steven Joseph Asmussen for the City of Saint Paul. The recommendation is based on the following information:

On August 21, 2017, the Department of Safety and Inspections (DSI) received a completed Renewal Invoice form with a \$45.00 license renewal fee payment. During a routine check of your driving record as part of the renewal process, DSI discovered your driver's license had been suspended for thirty (30) days from May 23, 2017 to June 22, 2017 due to four (4) moving violations within twelve (12) months. Your driver's license was again suspended for another thirty (30) days from June 15, 2017 to July 14, 2017 due to five (5) moving violations within 24 months.

Saint Paul Legislative Code Section 376 provides that adverse action may be taken against your license based on any one or more of the following grounds:

Section 376.15 (e) (4) (c) ".....For renewal: No more than four (4) moving violations within the last three years and no more than three (3) moving violations within the last year. A moving violation means, for this subsection, a violation of a traffic regulation but does not include a parking violation, vehicle equipment violation, or warning citation."

Section 376.15 (k) (1) "Any person holding a taxicab driver's license whose Minnesota or Wisconsin driver's license is suspended, canceled or revoked for any reason must immediately surrender his or her taxicab driver's license to the department of safety and inspections...."

Section 376.15 (k) (2) "Any licensed taxicab driver whose Minnesota or Wisconsin driver's license has been revoked and who has been issued a limited license authorizing the operation of a taxicab must immediately notify the department of safety and inspections of the same. At that time, the licensee must furnish to the license inspector a copy of the limited license and a written statement containing a schedule of the days and hours of each day during which he or she will be driving a taxicab during the term of the limited license. No deviation from the schedule will be permitted. In addition, the licensee must personally furnish to the license inspector copies of all trip sheets for all shifts worked during the term of the limited license.

Per Saint Paul Legislative Code § 376.15 (k) (5), the licensing office will recommend revocation of your Taxicab Driver 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, October 9, 2017**. I will presume that you have chosen not to contest the proposed adverse action, and the matter will be placed on the next available 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 no later than **Monday, October 9, 2017**. The matter will then be scheduled before the City Council to determine whether to revoke your Taxicab Driver 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, October 9, 2017**. 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).

If you have not contacted me by Monday, October 9, 2017, I will assume that you do not contest the revocation of your Taxicab Driver license. In that case, the matter will be placed on the next available City Council Consent Agenda for approval of the recommended penalty.

If you have questions about these three (3) options, please feel free to contact Julie Kraus, my Legal Assistant at (651) 266-8776.

Sincerely,



Therese Skarda
Assistant City Attorney

cc: Ross Haddow, DSI Inspector

STATE OF MINNESOTA)
) ss.


AFFIDAVIT OF SERVICE BY U.S. MAIL

COUNTY OF RAMSEY)

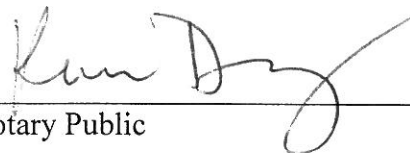
Julie Kraus, being first duly sworn, deposes and says that on the 28th day of September she served the attached **NOTICE OF INTENT TO REVOKE LICENSE** and a correct copy thereof in an envelope addressed as follows:

Steven Joseph Asmussen
996 Pondview Court
Vadnais Heights, MN 55127

(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 28th day of September, 2017



Notary Public

