



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

April 6, 2016

NOTICE OF INTENT TO SUSPEND LICENSES

Mee Lee Moua
Malina's Sports Bar and Grill
691 Dale Street North
St. Paul, MN 55103

RE: All licenses held by Mee Lee Moua d/b/a Malina's Sports Bar and Grill for the premises located at 691 Dale Street North in Saint Paul.
License ID #: 20010002326

Dear Licensee:

The Department of Safety and Inspections (DSI) has recommended adverse action against all licenses held by Mee Lee Moua d/b/a Malina's Sports Bar and Grill for the premises located at 691 Dale Street North in Saint Paul. The basis for the recommendation is as follows:

On March 22, 2016, the Department of Safety and Inspections received a notice of cancellation of liquor liability insurance (policy #00674-99358) effective February 8, 2016. On March 31, you received a letter from the Department of Safety and Inspections notifying you that you must discontinue serving all liquor until your liquor liability insurance has been reinstated or replaced and their office receives a Certificate of Insurance showing no lapse in coverage.

On April 1, 2016, you submitted a Liquor Liability Certificate of Insurance to DSI (policy #L160091) showing coverage from April 1, 2016 to June 15, 2016. However, the certificate indicated a fifty-three (53) day lapse in coverage from February 8, 2016 to March 31, 2016.

Saint Paul Legislative Code § 409.26 (b) (12), requires that you hold current liquor liability insurance without a lapse in coverage in order to continue operating your business; therefore, licensing department will recommend a ten (10) day suspension of your licenses.

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, April 18, 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.

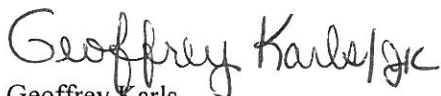
2. If you wish to admit the facts but you contest the penalty, you may have a public hearing before the Saint Paul City Council. You will need to send me a letter with a statement admitting to the facts and requesting a public hearing. I will need to receive your letter by **Monday, April 18, 2016**. The matter will then be scheduled before the City Council for a public hearing to determine whether to suspend your licenses for ten (10) days. 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). You will need to send me a letter disputing the facts and requesting an administrative hearing no later than **Monday, April 18, 2016**. 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 or DSI by Monday, April 18, 2016, I will assume that you do not contest the ten (10) day 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,


Geoffrey Karls
Assistant City Attorney

cc Eric Hudak, DSI Licensing Manager
Mee Lee Moua, 1874 East Shore Drive, Maplewood, MN 55109
Sam Buffington, Community Organizer, Frogtown Neighborhood Association, 685 Minnehaha Avenue West
St. Paul, MN 55104

STATE OF MINNESOTA)
) ss.

AFFIDAVIT OF SERVICE BY U.S. MAIL

COUNTY OF RAMSEY)

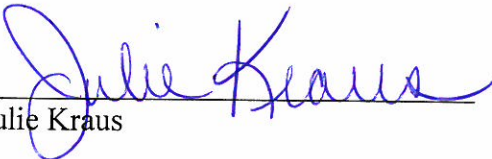
Julie Kraus, being first duly sworn, deposes and says that on the 6TH day of April she served the attached **NOTICE OF INTENT TO SUSPEND LICENSES** and a correct copy thereof in an envelope addressed as follows:

Mee Lee Moua
Malina's Sports Bar and Grill
691 Dale Street North
St. Paul, MN 55103

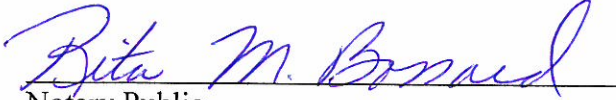
Mee Lee Moua
1874 East Shore Drive
Maplewood, MN 55109

Sam Buffington, Community Organizer
Frogtown Neighborhood Association
685 Minnehaha Avenue West
St. 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 6TH day of April, 2016


Notary Public

