

OFFICE OF THE CITY ATTORNEY

Lyndsey M. Olson, City Attorney



CITY OF SAINT PAUL

Mayor Melvin Carter

Civil Division
400 City Hall and Court House
15 West Kellogg Boulevard
Saint Paul, Minnesota 55102

Telephone: 651 266-8710
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March 9, 2018

NOTICE OF INTENT TO DENY LICENSE

Kevin P. Klein
1002 Winslow Avenue
West St. Paul, MN 55118

RE: Massage Practitioner license application submitted by Kevin P. Klein for the premises located at 1053 Grand Avenue in Saint Paul
License ID #: 20170003835

Dear Applicant:

The Department of Safety and Inspections will recommend denial of the Massage Practitioner license application submitted by Kevin P. Klein for the premises located at 1053 Grand Avenue in Saint Paul. The recommendation is based on the following information:

On February 1, 2018, you were sent a letter from the Department of Safety and Inspections (DSI) stating that the Massage Practitioner license application you submitted on 9/22/2017 is still pending. In order to continue processing your application you were asked to complete the following actions by February 28, 2018:

Submit one of the following:

- **Proof of the ability to have been licensed as a Massage Practitioner in Saint Paul based on successful completion of national certification exams as previously stipulated in Saint Paul Ordinance**
- OR;**
- **Proof of successful completion of a postsecondary course of study that includes 500 contact hours at an accredited or license school**

As of today's date, DSI has not received the required education information listed above in order to continue the application process.

At this time, you have four (4) options on how to proceed:

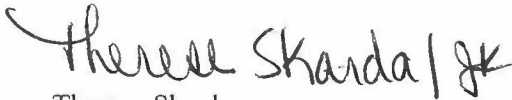
1. If I have not heard from you by **Monday, March 19, 2018**, I will presume that you have chosen not to contest the proposed adverse action, and the matter will be placed on the next available City Council Agenda for approval of the proposed remedy.

2. Submit the required education information listed above directly to the Department of Safety and Inspections (DSI) located at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, March 19, 2018**. A self-addressed envelope is enclosed for your convenience. Submission of the information listed above will be considered a waiver of the hearing to which you are entitled.
3. 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, March 19, 2018**. The matter will then be scheduled before the City Council to determine whether to deny your Massage Practitioner license. You will have an opportunity to appear before the City Council and make a statement on your own behalf.
4. You can withdraw your Massage Practitioner license application. Please complete and return the attached REQUEST TO WITHDRAW REQUEST FOR REFUND form to the Department of Safety and Inspections (DSI), located at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, March 19, 2018**.

If you have not contacted me by Monday, March 19, 2018, I will assume that you do not contest the denial of your Massage Practitioner 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 four (4) options, please contact my Legal Assistant, Julie Kraus at (651) 266-8776.

Sincerely,



Therese Skarda
Assistant City Attorney

Cc: Kevin P. Klein, Hush Therapeutic Massage, 1053 Grand Avenue, Ste. #113, St. Paul, MN 55105
Allison Penner-Hurst, Hush Therapeutic Massage, 1053 Grand Avenue, Ste. #113, St. Paul, MN 55105

Attachment: REQUEST TO WITHDRAW REQUEST FOR REFUND

