



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 4, 2015

NOTICE OF INTENT TO REVOKE LICENSES

Dan Greenberg, President
7th Street Tavern
2401 7th Street West
St. Paul, MN 55116-2839

RE: Liquor On Sale-181-290 Seats, Liquor On Sale-Sunday, Liquor On Sale-2AM Closing, Gambling Location and Patio Service licenses held by Dag, Inc. d/b/a 7th Street Tavern for the premises located at 2401 7th Street West in Saint Paul
License ID # 19980003106

Dear Mr. Greenberg:

The Department of Safety and Inspections (DSI) has recommended revocation of the Liquor On Sale-181-290 Seats, Liquor On Sale-Sunday, Liquor On Sale – 2AM Closing, Gambling Location and Patio Service licenses held by the Dag, Inc. d/b/a 7th Street Tavern for the premises located at 2401 7th Street West in Saint Paul. The basis for the recommendation is as follows:

According to Department of Safety and Inspection (DSI) records, your Liquor On Sale-181-290 Seats, Liquor On Sale-Sunday, Liquor On Sale – 2AM Closing, Gambling Location and Patio Service licenses expired on August 28, 2015. As of today's date, DSI has not received any license fee payments. Also, your Liquor Liability insurance expired on August 28, 2015, and DSI has not received a current certificate of insurance with no lapse in coverage.

Additionally, news articles online indicate that your business has been closed and unoccupied as of July 31, 2015.

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

1. If it is your intention to voluntarily relinquish your licenses, you may avoid adverse action by informing the Department of Safety and Inspections of your intent to relinquish your licenses by **Monday, September 14, 2015.**

2. 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, September 14, 2015**, I will presume 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.
3. If you wish to admit the facts but 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 the facts and requesting a public hearing no later than **Monday, September 14, 2015**. The matter will then be scheduled before the City Council for a public hearing to determine whether to revoke all of your licenses. You will have an opportunity to appear before the Council and make a statement on your client's behalf.
4. If you disputes the facts outlined above, you may request a hearing before an Administrative Law Judge (ALJ). I will need to receive your letter no later than **Monday, September 14, 2015**. 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, September 14, 2015, I will assume that you do not contest the revocation 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: Dan Niziolek, DSI Deputy Director
Dan Greenberg, 4553 Majestic Oaks Place, Eagan, MN 55123
Patty Partridge, Community Organizer, Highland District Council, 1978 Ford Parkway
St. Paul, MN 55116-1922
Sibley Plaza Limited Partners, LP, 2227 University Avenue West, St. Paul, MN 55114-1625

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 4th day of September she served the attached **NOTICE OF INTENT TO REVOKE LICENSES** and correct copy thereof in an envelope addressed as follows:

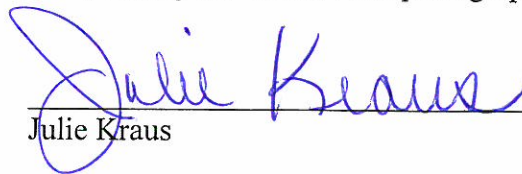
Dan Greenberg, President
7th Street Tavern
2401 7th Street West
St. Paul, MN 55116-2839

Dan Greenberg
4553 Majestic Oaks Place
Eagan, MN 55123

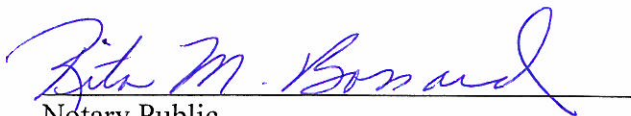
Patty Partridge, Community Organizer
Highland District Council
1978 Ford Parkway
St. Paul, MN 55116-1922

Sibley Plaza Limited Partners, LP
2227 University Avenue West
St. Paul, MN 55114-1625

(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 4th day of September, 2015


Notary Public

