



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

February 27, 2014

NOTICE OF INTENT TO REVOKE LICENSES

John McKusick, Officer
Town Taxi & Transportation
5010 Hillsboro Avenue North
New Hope, MN 55428

RE: Taxicab Vehicle licenses for Cab #2540 and Cab #2544 held by Cabs R Us, LLC d/b/a Town Taxi & Transportation for the City of Saint Paul
License ID #20080003079
License ID #20080002734

Dear Mr. McKusick:

The Department of Safety and Inspections (DSI) has recommended revocation of the Taxicab Vehicle licenses for Cab #2540 and Cab #2544 held by Cabs R Us, LLC d/b/a Town Taxi & Transportation for the City of Saint Paul. The basis for the recommendation is as follows:

On February 10, 2014, the Department of Safety and Inspection (DSI) received notices from the Minnesota Department of Revenue stating that you had an overdue tax liability for Cab #2540 and Cab #2544. According to Minn. Stat. § 270C.72, Subd. 1, your licenses must be revoked until your tax delinquency is resolved and DSI receives a Clearance Certificate from the Department of Revenue.

At this time, you have three (3) options how to proceed:

1. You can submit payment of the overdue tax liability for Cab #2540 and Cab #2544. If this is your choice you should send the payment directly to the Minnesota Department of Revenue no later than **Monday, March 10, 2014**. Payment of the overdue tax liability will be considered to be a waiver of the hearing to which you are entitled.
2. 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. We will need to receive your letter by **Monday, March 10, 2014**. The matter will then be scheduled before the City Council for a public hearing to determine whether to revoke your licenses. You will have an opportunity to appear before the Council and make a statement on your own behalf.

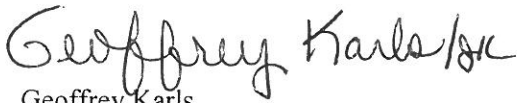
3. If you dispute the facts outlined above, you may request a hearing before an Administrative Law Judge (ALJ). I will need to receive your letter no later than **Monday, March 10, 2014**. At that hearing both you and the City will appear and present witnesses, evidence and cross-examine each other's 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, March 10, 2014, 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: Kristina Schweinler, Senior DSI Inspector
John McCusick, 3561 Cohansey Street, Shoreview, MN 55126

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 27th day of February she served the attached **NOTICE OF INTENT TO REVOKE LICENSES** and correct copy thereof in an envelope addressed as follows:

John McKusick, Officer
Town Taxi & Transportation
5010 Hillsboro Avenue North
New Hope, MN 55428

John McCusick
3561 Cohansey Street
Shoreview, MN 55126

(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
Julie Kraus

Subscribed and sworn to before me
this 27th day of February 2014

Rita M. Bossard
Notary Public

