



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

July 10, 2013

NOTICE OF INTENT TO REVOKE LICENSES

Jamal Aden
Jamal & Saed Co. d/b/a St. Paul Grocery Store
712 W. University Avenue
Saint Paul, MN 55104

Jamal Aden
Jamal & Saed Co. d/b/a St. Paul Grocery Store
733 Central Avenue W
Saint Paul, MN 55104

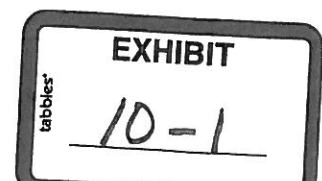
Jamal Aden
631 W. University Avenue
Saint Paul, MN 55104

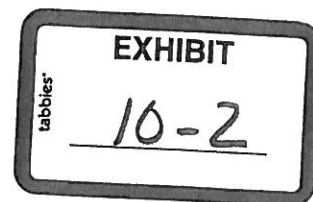
RE: All licenses held by Jamal Aden, Jamal & Saed Co. d/b/a St. Paul Grocery Store for the premises located at 712 W. University Avenue and 631 W. University Avenue in St. Paul License ID # 20110002678 and 20100004052

The Department of Safety and Inspections (DSI) has recommended revocation of all licenses held by Jamal & Saed Co. d/b/a St. Paul Grocery Store for the premises located at 712 W. University Avenue and 631 W. University Avenue in Saint Paul. The basis for the recommendation is as follows:

Licensee operates two locations of the St. Paul Grocery Store at 712 W. University Avenue and 631 W. University Avenue in Saint Paul. These locations are known as St. Paul Grocery I and II respectively.

Licensee purchased and allowed the purchase of stolen retail items. On June 6, 2013, a confidential reliable informant sold retail items to the St. Paul Grocery Store at 712 W. University Avenue. The confidential reliable informant told the St. Paul Grocery Store that the items were stolen. The operators at 712 W. University Avenue took the stolen items from the confidential reliable informant and instructed the confidential reliable informant to go to the 631 W. University Avenue location for payment. The confidential reliable informant went to 631 W University Avenue and was paid for the items that he delivered to 712 W. University Avenue.





Licensee sold and allowed the sale of scheduled synthetic marijuana.

Licensee exchanged and allowed the exchange of food stamp benefits for cash.

Licensee sold and allowed the sale of single cigarettes in violation of Saint Paul Legislative Code § 324.07 (a).

The St. Paul Grocery Store has operated in a manner that is disruptive to the community and negatively impacts quality of life. The locations have repeatedly remained open past posted hours of operation and into early morning hours. Employees have been observed smoking inside the stores. St. Paul Grocery exchanged needed food benefits for cash, sold synthetic chemicals, and sold single cigarettes. Individuals known to be affiliated with gangs have been observed loitering at both locations. Shots were fired in the parking lot adjoining the 712 W. University Avenue location on September 11, 2012, and December 15, 2012.

Both St. Paul Grocery Store locations were inspected for compliance with fire and building codes on June 6, 2013. The location at 631 W. University was found to have many violations, including an illegal living and gathering room in the basement, and was condemned. The location at 712 was also found to have many building code violations.

Accordingly, Saint Paul Legislative Code Section 310 provides that adverse action may be taken against your licenses based on any one or more of the following grounds:

Section 310.06 (b) (6) (a): *"the license or applicant (or any person whose conduct may by law be imputed to the licensee of applicant) has violated, or performed any act which is a violation of, any of the provision of these chapters or of any statute, ordinance or regulation reasonably related to the licensed activity, regardless of whether criminal charges have or have not been brought in connection therewith..."*

Section 310.06 (b) (6) (c): *"the licensee or applicant (or any person whose conduct may by law be imputed to the licensee or applicant) has engaged in or permitted a pattern or practice of conduct of failure to comply with laws reasonably related to the licensed activity or from which an inference of lacc of fitness or good character may be drawn."*

Section 310.06 (b) (6) (8): *"the licensed business, or the way in which such business is operated, maintains or permits conditions that unreasonably annoy, injure or endanger the safety, health, morals, comfort or repose of any considerable number of members of the public."*

Due to the seriousness and extent of these offenses, which are considered directly related to the license activity at your establishment, the licensing office will recommend revocation of your licenses according to Saint Paul Legislative Code § 310.05 (m) (5).

At this time, you have two (2) options on how to proceed:

1. 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 **Wednesday, July 24, 2013**. 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 own behalf.

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2. If you dispute that the above facts that constitute a violation of your license condition, you can request a hearing before an Administrative Law Judge. At that hearing both you and the City will be able to appear and present witnesses, evidence and cross-examine each other's witnesses. The St. Paul City Council will ultimately decide the case. If this is your choice, please advise me no later than **Wednesday, July 24, 2013**, and I will take the necessary steps to schedule the administrative hearing.

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).

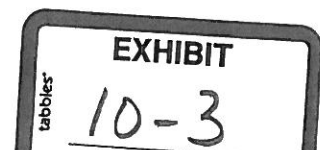
If you have questions about these options, please feel free to contact me at 266-8710.

Sincerely,



Daphne Lundstrom
Assistant City Attorney

cc: Christine Rozek, Deputy Director of DSI



STATE OF MINNESOTA }
 }
COUNTY OF RAMSEY } ss.

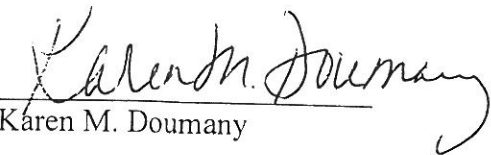
AFFIDAVIT OF SERVICE BY U.S. MAIL

Karen M. Doumany, being first duly sworn, deposes and says that on the 10th day of July, 2013, at the City of Saint Paul, county and state aforementioned, she served the attached **NOTICE OF INTENT TO REVOKE LICENSES** by depositing in the United States mail at said City of Saint Paul, a true and correct copy thereof, properly enveloped, with first class postage prepaid, and addressed to the following individuals:

Jamal Aden
Jamal & Saed Co. d/b/a St. Paul Grocery Store
712 University Avenue
Saint Paul, MN 55104

Jamal Aden
631 W. University Avenue
Saint Paul, MN 55104

Jamal Aden
Jamal & Saed Co., d/b/a St. Paul Grocery Store
733 Central Avenue West
Saint Paul, MN 55104


Karen M. Doumany

Subscribed and sworn to before me this
10th day of July, 2013.


Notary Public

