



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 17, 2014

NOTICE OF INTENT TO REVOKE LICENSE

Scott B. Keller
1072 Pleasant Avenue
Saint Paul, MN 55102

RE: Taxicab Driver license held by Scott B. Keller for the City of Saint Paul
License ID #: 20120001576

Dear Mr. Keller:

The Department of Safety and Inspections will recommend revocation of the Taxicab Driver license held by Scott B. Keller the City of Saint Paul. The basis for the recommendation is based on the following information:

On February 4, 2014, you were convicted in Ramsey County District Court of Domestic Assault-Misdemeanor – Inflict or Attempt Bodily Harm (Minn. Stat. § 609.2242.1(2)). The conviction is based on an incident that occurred October 2, 2013, inside a taxicab you operated as a driver for Airport Taxi. You were placed on Probation to the Court for a term of one (1) year which is due to expire on February 4, 2015.

Saint Paul Legislative Code § 376.16(e) (4) (a) states the basis for adverse action: “Not be under sentence for have been discharged from sentence for any felony conviction within the five (5) years immediately preceding application for a license or under sentence or have been discharged from sentence for any non-traffic gross misdemeanor or non-traffic misdemeanor conviction within the three (3) years immediately preceding application for a license.”

Saint Paul Legislative Code § 310.06 (b) (6) (c) states another basis for adverse action: “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 lack of fitness or good character may be drawn.”

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

1. 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 no later than **Monday, April 28, 2014**. The matter will then be scheduled before the City Council for a public hearing to determine whether to revoke your Taxicab Driver license. You will have an opportunity to appear before the Council and make a statement on your own behalf.

2. If you dispute the facts outlined above, or wish to present evidence that the conviction is not related to your license as a taxicab driver, or that you have been rehabilitated pursuant to Minn. Stat. §364.01 et seq, you may request a hearing before an Administrative Law Judge (ALJ). I will need to receive your letter no later than **Monday, April 28, 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, April 28, 2014, I will assume that you do not contest the revocation of your Taxicab Driver license. 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,

Handwritten signature of Geoffrey Karls in cursive script.

Geoffrey Karls
Assistant City Attorney

cc: Dan Niziolek, DSI Deputy Director
Tom Ferrara, DSI

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 17th day of April she served the attached **NOTICE OF INTENT TO REVOKE LICENSE** and correct copy thereof in an envelope addressed as follows:

Scott B. Keller
1072 Pleasant Avenue
Saint Paul, MN 55102

(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 17th day of April 2014

Rita M. Bossard
Notary Public

