



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

March 22, 2013

NOTICE OF INTENT TO SUSPEND LICENSES

Phalen Pounds, Owner  
Kenjoy's  
705 – 3<sup>rd</sup> Street East  
St. Paul, MN 55106

RE: Food Vehicle and Catering licenses held by Kenjoy's Catering, LLC d/b/a Kenjoy's for the City of Saint Paul  
License ID #20110004167

Dear Phalen Pounds:

The Department of Safety and Inspections (DSI) has recommended suspension of the Food Vehicle and Catering licenses held by Kenjoy's Catering, LLC d/b/a Kenjoy's for the premises located at 705 – 3<sup>rd</sup> Street East in Saint Paul. The basis for the recommendation is as follows:

**On February 7, 2013, you were sent a letter and RENEWAL INVOICE from the Department of Safety and Inspections (DSI) stating your Food Vehicle and Catering licenses expired as of October 9, 2012. You currently owe \$992.00 in delinquent license and late fees.**

**You were also asked to submit the following information along with the license fee payment: 1) current vehicle information (year, make model and license plate number) of vehicle transporting food and 2) a completed Certificate of Compliance Minnesota Workers' Compensation Law form.**

**You were given until February 28, 2013, to pay the license and late fees and submit the requested information. As of today's date, neither has been received.**

In addition to the suspension of your Food Vehicle and Catering licenses, per Saint Paul Legislative Code §310.05 (m) (2), the licensing office will also recommend a \$500.00 matrix penalty for failure to submit the required information in order to maintain your license.

At this time, you have three options on how to proceed:

1. You can pay the delinquent license and late fees and submit the requested information. If this is your choice, you should send the payment and information directly to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, April 1, 2013**. A self-addressed envelope is enclosed for your convenience. Payment of the delinquent license and late fees and submission of the requested information 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. I will need to receive your letter by **Monday, April 1, 2013**. The matter will then be scheduled before the City Council for a public hearing to determine whether to suspend your licenses and impose the \$500.00 matrix penalty. You will have an opportunity to appear before the Council and make a statement on your own behalf.
3. If you no longer wish to do business in the City of Saint Paul, you will need to send a written statement to that effect to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, April 1, 2013**. Information should be directed to the attention of Christine Rozek.

**If you have not contacted me by Monday, April 1, 2013, I will assume that you do not contest the suspension of your licenses and imposition of the \$500.00 matrix penalty. 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,



Daphne Lundstrom  
Assistant City Attorney

cc: Christine Rozek, Deputy Director of DSI  
Phalen Pounds, 7656 Lee Avenue North, Brooklyn Park, MN 55443

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 22<sup>nd</sup> day of March she served the attached **NOTICE OF INTENT TO SUSPEND LICENSES** and a correct copy thereof in an envelope addressed as follows:

Phalen Pounds, Owner  
Kenjoy's  
705 - 3<sup>rd</sup> Street East  
St. Paul, MN 55106

Phalen Pounds  
7656 Lee Avenue North  
Brooklyn Park, MN 55443

(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 22<sup>nd</sup> day of March, 2013

Rita M. Bossard  
Notary Public

