



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

January 23, 2013

NOTICE OF INTENT TO SUSPEND LICENSE

Emma M. Lopez-Morales
Border Tacos
2320 Sumac Circle
Woodbury, MN 55125

RE: Mobile Food Vehicle license held by Emma M. Lopez-Morales d/b/a Border Tacos for the City of Saint Paul
License ID #20070004671

Dear Ms. Lopes-Morales:

The Department of Safety and Inspections (DSI) has recommended suspension the Mobile Food Vehicle license held by Emma M. Lopez-Morales d/b/a Border Tacos for the City of Saint Paul. The basis for the recommendation is as follows:

On March 6, 2012, you were sent a letter and RENEWAL INVOICE from the Department of Safety and Inspection stating your Mobile Food Vehicle license had expired on November 4, 2011. You currently owe \$364.00 in delinquent license and late fees.

You were also asked to call Oren Larson (651) 266-9140 to scheduled and inspection of your Mobile Food Vehicle and submit the following information: 1) current menu of ALL food items to be served from the licensed vehicle; 2) current letter of permission signed by the owner of your commissary allowing use of the facility as a commissary and state location of commissary; 3) The invoice sent to you and payment of license and late fees by check or money order only; 4) state location of food sales (w/site plan); 5) state location of vehicle storage (w/site plan); 6) list detailed vehicle information (VIN, license plate #, year, make and model and 7) a completed Certificate of Compliance Minnesota Workers' Compensation Law form.

You were given until March 20, 2012 to pay the delinquent license and late fees and submit the required information. As of today's date, neither has been received.

In addition to the suspension of your Mobile Food Vehicle license, 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 requested information in order to maintain your license.

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

1. You can submit payment of the delinquent license and late fees, schedule the vehicle inspection and submit the requested information. If this is your choice you should send the information and payment directly to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, February 4, 2013**. A self-addressed envelope is enclosed for your convenience. Payment of the delinquent license and late fees, a passing vehicle inspection and submission of the required 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 no later than **Monday, February 4, 2013**. The matter will then be scheduled before the City Council for a public hearing to determine whether to suspend your license 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, February 4, 2013**. A self-addressed envelope is enclosed for your convenience.

If you have not contacted me by Monday, February 4, 2013, I will assume that you do not contest the suspension of your license 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
Emma M. Lopez-Morales, P.O. Box 203, Forest Lake, MN 55025

AFFIDAVIT OF SERVICE BY U.S. MAIL

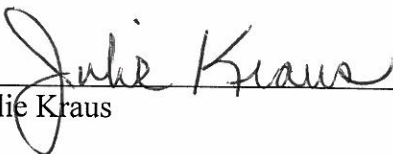
COUNTY OF RAMSEY)

Julie Kraus, being first duly sworn, deposes and says that on the 23rd day of January she served the attached **NOTICE OF INTENT TO SUSPEND LICENSE** and correct copy thereof in an envelope addressed as follows:

Emma M. Lopez-Morales
Border Tacos
2320 Sumac Circle
Woodbury, MN 55125

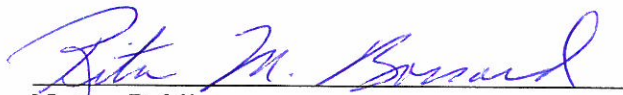
Emma M. Lopez-Morales
P.O. Box 203
Forest Lake, MN 55025

(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 23rd day of January, 2013



Notary Public

