



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 13, 2015

NOTICE OF INTENT TO SUSPEND LICENSES

Ker Vang
MC Auto Repair & Tire Service
1202 Dale Street North
Saint Paul, MN 55117

RE: Second Hand Dealer-Motor Vehicle Parts and Auto Repair Garage licenses held by Ker Vang d/b/a MC Auto Repair & Tire Service for the premises located at 1202 Dale Street North in Saint Paul
License ID #20040000115

Dear Mr. Vang:

The Department of Safety and Inspections (DSI) has recommended suspension of the Second Hand Dealer-Motor Vehicle Parts and Auto Repair Garage licenses held by Ker Vang d/b/a MC Auto Repair & Tire Service for the premises located at 1202 Dale Street North in Saint Paul. The basis for the recommendation is as follows:

On January 2, 2015, you were sent a letter and RENEWAL INVOICE from the Department of Safety and Inspections (DSI) stating your Second Hand Dealer-Motor Vehicle Parts and Auto Repair Garage licenses expired as of December 1, 2014 and you owed delinquent license and late fees. You were also notified that Alarm Permit (Renew) fee was delinquent.

You were also asked to submit a \$5,000.00 Surety Bond and a completed Certificate of Compliance Minnesota Workers' Compensation Law form along with your license fee payment. You were given until January 23, 2015, 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 Second Hand Dealer-Motor Vehicle Parts and Auto Repair Garage 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 four (4) options to proceed:

1. If you do not contest the imposition of the proposed adverse action, you may do nothing. If I have not heard from you by **Monday, February 23, 2015**, I will presume that you have chosen not to contest the proposed adverse action, and the matter will be placed on the City Council Agenda for approval of the proposed remedy.

2. You can pay the delinquent license and late fees and submit the required information. If this is your choice, you should contact the Department of Safety and Inspections (DSI) to determine the total amount due. You may then send in the payment and information directly to DSI at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, February 23, 2015**. A self-addressed envelope is enclosed for your convenience. Payment of the delinquent license and late fees and submission of the required information will be considered to be a waiver of the hearing to which you are entitled.
3. 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, February 23, 2015**. The matter will then be scheduled before the City Council for a public hearing to determine whether to suspend your Second Hand Dealer-Motor Vehicle Parts and Auto Repair Garage 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.
4. 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 23, 2015**. Information should be directed to the attention of Dan Niziolek.

If you have not contacted me or DSI by Monday, February 23, 2015, I will assume that you do not contest the suspension of your Second Hand Dealer-Motor Vehicle Parts and Auto Repair Garage 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,


Geoffrey Karls
Assistant City Attorney

Cc: Dan Niziolek, DSI Deputy Director
Ker Vang, 1541 Barclay Street, Saint Paul, MN 55106

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 13th day of February she served the attached **NOTICE OF INTENT TO SUSPEND LICENSES** and correct copy thereof in an envelope addressed as follows:

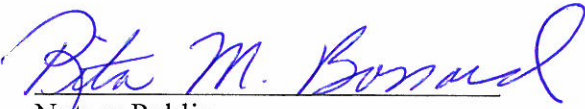
Ker Vang
MC Auto Repair & Tire Service
1202 Dale Street North
Saint Paul, MN 55117

Ker Vang
1541 Barclay Street
Saint Paul, MN 55106

(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 13th day of February, 2015


Notary Public

