

Moermond, Marcia (CI-StPaul)

From: Vang, Mai (CI-StPaul)
Sent: Thursday, August 07, 2014 8:02 AM
To: Moermond, Marcia (CI-StPaul)
Subject: FW: 559 McKnight Rd S

From: Ferdinand Peters [<mailto:ferdpeters@ferdlaw.com>]

Sent: Wednesday, August 06, 2014 4:40 PM

To: Vang, Mai (CI-StPaul); Ben Shaw

Subject: RE: 559 McKnight Rd S

Dear Ms. Vang:

Your message is not accurate which is causing Mr. Shaw and me much concern. Let us focus on the third paragraph of your message below. Nothing Mr. Shaw told you when he met you or talked to you over the phone could have possibly led to the "issuance of the Condemnation and Vacate Order" as you state SINCE that order is dated July 28, 2014, and Mr. Shaw did not meet with you or talk to you until July 31, 2014. Secondly, a citizen has a right to appeal the July 28th Order for up to 10 days after it is issued, no matter what you are saying now, which is totally different from what you told Mr. Shaw an hour beforehand today.

Also, it is not possible for one Order to replace and supplant a previous Correction Order-----
--unless it states so in the subsequent Order-----and Mr. Ed Smith DID NOT DO THAT. He has been working long enough to know how to do it right. Period.

I am disappointed by the lack of clarity in the information we have been provided with regard to this matter.

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Subject to all notices at <http://www.ferdlaw.com>

From: Vang, Mai (CI-StPaul) <mai.vang@ci.stpaul.mn.us>

Sent: Wednesday, August 6, 2014 12:11 PM

To: Ferdinand Peters; Ben Shaw

Subject: 559 McKnight Rd S

Hello Mr. Peters and Mr. Shaw,

You contacted our office requesting the Condemnation and Order to Vacate Order be removed from the Agenda for next Tuesday. Instead, you only want to discuss the Correction Notice appeal. You indicated that

if there is a need for an appeal of the Condemnation, you would like to do that separately since the 10-day deadline has not passed.

Mr. Shaw and I had a phone conversation this morning requesting about this and I told him about our phone conversation last week. I also made him aware of the Condemnation and Vacate Order which was mailed by first class to Mr. Anderson. I told Mr. Shaw that the Condemnation and Vacate Order is related to the water shut off which is also in the Correction Notice.

You indicated the Condemnation and Vacate Order was not yet received by your client, but that the Correction Notice gave a very fast vacate date which he did not meet, which led to the issuance of the Condemnation and Vacate Order. This Order supersedes and supplants the Correction Order. It was an error on my part that these two Orders can be appealed separately. The Legislative Hearing Officer will not consider these orders separately. They cannot be given the lack of water is an emergency situation. Additionally, there shall be no occupancy while the matter is under appeal because this is an emergency concern.

Mai Vang



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