



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 9, 2018

NOTICE OF INTENT TO SUSPEND LICENSES

Tammi Vasquez, Officer  
Shadey's  
674 Dodd Road  
St. Paul, MN 55107

RE: Liquor On Sale –100 seats or less, Liquor On Sale-Sunday, Entertainment (A) and Gambling Location licenses held by Vazquez, Inc. d/b/a Shadey's for the premises located at 674 Dodd Road in Saint Paul.  
License ID #: 20130003592

Dear Licensee:

The Department of Safety and Inspections (DSI) has recommended adverse action against the Liquor On Sale –100 seats or less, Liquor On Sale-Sunday, Entertainment (A) and Gambling Location licenses held by Vazquez, Inc. d/b/a Shadey's for the premises located at 674 Dodd Road in Saint Paul. The basis for the recommendation is as follows:

**On February 6, 2018, the Department of Safety and Inspections (DSI) received a notice from your insurance agent that your liquor liability insurance was cancelled effective January 21, 2018. A DSI Inspector then hand-delivered a letter to you that same day with the instructions that there should be no sales, service or consumption of alcohol at this location until an insurance certificate with no lapse in coverage has been submitted to their office.**

**On February 7, 2018, DSI received your Certificate of Liability Insurance indicating a coverage period of February 7, 2018 to February 7, 2019. The certificate now indicates a seventeen (17) day lapse in liquor liability coverage (January 21, 2018 – February 6, 2018).**

**Saint Paul Legislative Code § 409.065 states: "No license under this chapter may be issued, maintained or renewed unless the licensee or applicant therefor complies with the insurance requirements imposed by Minn. Stat. § 340A.409. Such insurance coverage shall comply with the requirements of Minn. Stat. § 340A.409 and Chapters 7 and 8 of this Legislative Code. "**

You are required to hold current liquor liability insurance without a lapse in coverage in order to continue operating your business. Therefore, as a result of this lapse, per Saint Paul Legislative Code § 409.26 (b) (12), the licensing department will recommend a ten (10) day suspension of all your licenses.

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

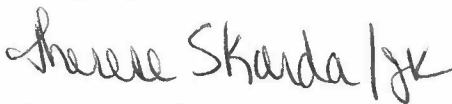
1. If you do not contest the imposition of the proposed adverse action, you may do nothing. If I have not heard from you by **Monday, February 19, 2018**, I will presume that you have chosen to contest the proposed adverse action, and the matter will be placed on the next available City Council Consent agenda for approval of the proposed remedy.
2. 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 by **Monday, February 19, 2018**. The matter will then be scheduled before the City Council to determine whether to suspend your Liquor On Sale-100 seats or less, Liquor On Sale-Sunday, Entertainment (A) and Gambling Location licenses for a period of ten (10) days. You will have an opportunity to appear before the Council and make a statement on your own behalf.
3. If you dispute the facts outlined above, you may request a hearing before an Administrative Law Judge (ALJ). You will need to send me a letter disputing the facts and requesting an administrative hearing no later than **Monday, February 19, 2018**. 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 by Monday, February 19, 2018, I will assume that you do not contest a ten (10) day suspension of your Liquor On Sale-100 seats or less, Liquor On Sale-Sunday, Entertainment (A) and Gambling Location licenses. In that case, the matter will be placed on the next available City Council Consent Agenda for approval of the recommended penalty.**

If you have questions about these options, please contact my Legal Assistant Julie Kraus at (651) 266-8776.

Sincerely,



Therese Skarda  
Assistant City Attorney

cc Tammi Vazquez, 1780-52<sup>nd</sup> Street East, Apt. 310, Inver Grove Heights, MN 55077  
Bahieh Hartshorn, Community Organizer, West Side Community Organization  
Baker Center, 209 Page Street West, St. Paul, MN 55107

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

Tammi Vasquez, Officer  
Shadey's  
674 Dodd Road  
St. Paul, MN 55107

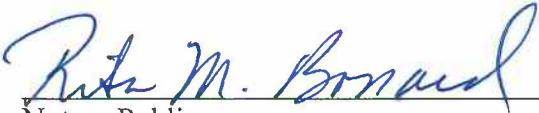
Tammi Vazquez  
1780-52<sup>nd</sup> Street East, Apt. 310  
Inver Grove Heights, MN 55077

Bahieh Hartshorn, Community Organizer  
West Side Community Organization  
Baker Center  
209 Page Street West  
St. Paul, MN 55107

(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 9<sup>th</sup> day of February, 2018

  
Notary Public

