



Legislation Details (With Text)

File #: RES 10-1106 **Version:** 1
Type: Resolution **Status:** Passed
In control: City Council
Final action: 11/17/2010

Title: Approving the attached resolution to authorize Andre Haustein's request to proceed in forma pauperis for his appeal of his dangerous dog determination to the Minnesota Court of Appeals.

Sponsors: Pat Harris

Indexes:

Code sections:

Attachments: 1. Haustein Affidavit.pdf

Date	Ver.	Action By	Action	Result
11/18/2010	1	Mayor's Office	Signed	
11/17/2010	1	City Council	Adopted	Pass

Approving the attached resolution to authorize Andre Haustein's request to proceed *in forma pauperis* for his appeal of his dangerous dog determination to the Minnesota Court of Appeals.

WHEREAS, Andre Haustein has petitioned for a writ of certiorari to appeal a determination by the Department of Safety and Inspections that his dog is a dangerous animal to the Minnesota Court of Appeals; and

WHEREAS, Mr. Haustein has filed a motion to proceed *in forma pauperis* during the course of that appeal; and

WHEREAS, Minn. Stat. § 563.01, subd. 3 states that upon a finding that the appeal is not of a frivolous nature, a litigant shall be allowed to proceed *in forma pauperis* if he files an affidavit substantially compliant with the language of the statute and which is found not to be untrue; and

WHEREAS, Mr. Haustein has submitted to the Department of Safety and Inspections an affidavit for proceeding *in forma pauperis* that meets the requirements of Minn. Stat. § 563.01; and

WHEREAS, such affidavit at this time is not found by the Saint Paul City Council to be untrue, nor is the appeal frivolous; now, therefore, be it

RESOLVED, that the Saint Paul City Council authorizes Mr. Hausteins request to proceed *in forma pauperis* for his appeal of his dangerous dog determination to the Minnesota Court of Appeals.