



## Legislation Details (With Text)

**File #:** RES 19-1276 **Version:** 1  
**Type:** Resolution **Status:** Passed  
**In control:** City Council  
**Final action:** 8/7/2019  
**Title:** Authorizing Benjamin Helberg and Tara Schwerger to proceed In Forma Pauperis on their appeal of the destruction of a dangerous dog.  
**Sponsors:** Amy Brendmoen  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/9/2019	1	Mayor's Office	Signed	
8/7/2019	1	City Council	Adopted	Pass

Authorizing Benjamin Helberg and Tara Schwerger to proceed In Forma Pauperis on their appeal of the destruction of a dangerous dog.

WHEREAS, on June 17, 2019 the Department of Safety and Inspections Hearing Officer issued an Order to Destroy a dog owned by Benjamin Helberg and Tara Schwerger; and

WHEREAS, the owners filed a Writ of Certiorari to appeal the decision on July 1, 2019 and have now filed a Motion to Proceed In Forma Pauperis with Mr. Helberg's and Ms. Schwerger's affidavits filed on July 16, 2019; and

WHEREAS, Rules 109 and 115 of the Minn. Rules of Civil Appellate Procedure require that the city council grant the motion if they find that the parties are indigent and that the appeal is not frivolous; and

WHEREAS, review of the affidavits shows that the parties have submitted sufficient information to show that they are unable to pay for the costs of this appeal; now, therefore, be it

RESOLVED, that the Saint Paul City Council grants the Motion of Benjamin Helberg and Tara Schwerger to proceed in forma pauperis in the case of Benjamin Helberg and Tara Schwerger v. City of Saint Paul, DSI Animal Control, Court of Appeals # A19-1006.