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**Date** May 23, 2011

**PUBLIC HEARING ON TAXICAB  
 LICENSE APPLICATION OF QUI DANG**

WHEREAS, Qui Dang, 4313 – 46<sup>th</sup> Street, filed an application for a license to drive a taxicab in the City of Des Moines and the Department of Traffic and Transportation rejected said application; and

WHEREAS, Mr. Dang requested an opportunity to address the City Council on the matter of his application; and

WHEREAS, Mr. Dang has been provided with the opportunity to address the City Council on the matter of his application for a license to drive a taxicab; and

WHEREAS, Qui Dang's conviction for Criminal Trespass in 2007 disqualifies him under Des Moines Municipal Code § 126-218(a)(2)(iii) and (b)(2) regarding qualifications for taxicab license issuance; NOW, THEREFORE,

BE IT RESOLVED (Choose one of the two alternatives):

\_\_\_\_\_ Alternative One: That Mr. Qui Dang's application for license to drive a taxicab in the City of Des Moines be and is hereby denied.

MOVED BY \_\_\_\_\_ TO DENY LICENSE.

\_\_\_\_\_ Alternative Two: That Mr. Qui Dang's application for license to drive a taxicab in the City of Des Moines be and is hereby granted.

MOVED BY \_\_\_\_\_ TO GRANT LICENSE.

FORM APPROVED:

K. Massier  
 Katharine Massier  
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

MOTION CARRIED

APPROVED

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_ Mayor

\_\_\_\_\_ City Clerk

May 2, 2011



Qui Phu Dang.  
4313 46<sup>th</sup> Street  
Des Moines, IA 50310

Re: Taxicab License Appeal

Dear Mr. Dang:

The purpose of this letter is to acknowledge receipt of timely appeal of the decision to deny issuance of a taxicab license, as presented to you in a April 25, 2011 letter from the City Traffic Engineer.

Accordingly, I have set this matter for hearing on **May 23, 2011** at 5:00 p.m. in the City Council Chambers, City Hall, 400 Robert D. Ray Drive. A copy of the portion of the City Code pertaining to the appeal process is enclosed for your information. **Failure to appear at the scheduled hearing will be deemed as a waiver of your rights to a hearing.**

Please call if you have questions or concerns in this regard.

Sincerely,

A handwritten signature in black ink that reads "Diane Rauh". The signature is fluid and cursive, with a horizontal line extending from the end.

Diane Rauh  
City Clerk

DR:kh  
Enc.

cc: Jeb Brewer – Engineering  
K. Massier – Legal  
M. West – Police  
G. Fox – T & T

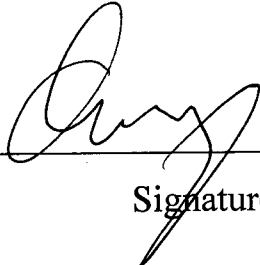
Diane Rauh  
City Clerk  
City Hall  
400 Robert D. Ray Drive  
Des Moines, IA 50309

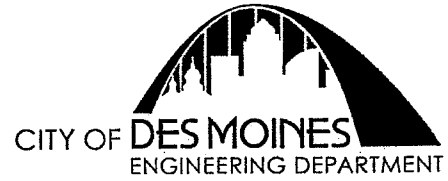
2011 APR 28 10:15

FILED  
2011 APR 28 AM 11:20  
CITY CLERK  
DES MOINES, IA

I request a hearing before the City Council to appeal the decision of the City Traffic Engineer to deny my Taxicab License application, as outlined in Section 126-218 of the Municipal Code. I understand I must provide a letter from the Taxicab Company stating that they will allow me to drive for them and will provide dispatch service to me.

Name QUI PHU DANG  
Address 4313 46<sup>th</sup> ST  
Phone 975 2661  
Date 4/26/11

  
\_\_\_\_\_  
Signature



April 25, 2011

Mr. Qui Dang  
4313 46<sup>th</sup> Street  
Des Moines, IA 50310

RE: Taxi Driver's License

Dear Mr. Dang:

Please be advised that based upon a recommendation of the Des Moines Police Department, I have denied your application for a Taxi Driver's License. This denial is based on your criminal record, which does not meet the requirements for obtaining a Taxi Driver's License.

According to the Police Department records, the following activity occurred:

Criminal Record:

- 7/08/2007      Arrested for Criminal Trespass
- 7/17/2007      Pled guilty to Criminal Trespass and paid fine

This record does not meet the requirements for good moral character as required by the City of Des Moines Municipal Code. Therefore, your application for a Taxi Driver's License is denied under Municipal Code Section 126-218 (a-2, iii) (b-2). A copy of the code section is enclosed for your information.

If you desire to appeal this matter, you may request a hearing before the Des Moines City Council by filing a written appeal with the City Clerk within ten (10) days of receiving this letter. If you do appeal this matter, your background information will be provided to the City Council and you must appear at the designated hearing for your appeal to be considered. You must also provide a letter from the Taxi Company that they will allow you to drive for them.

Sincerely,

Gary L. Fox  
City Traffic Engineer

GLF/jag  
Enclosure

- cc: Jeb Brewer, City Engineer
- Katharine Massier, Legal Dept.
- Michael West, Police Dept.
- Diane Rauh, City Clerk ✓

**City of Des Moines, Iowa  
Office of  
Des Moines Police Department  
Community Outreach and Protective Services Section  
Traffic Unit**

**To:** Gary Fox  
Traffic and Transportation

**Date:** 25April2011

**From:** Michael West  
Senior Police Officer  
Traffic Unit


**Subject:** Taxicab License  
Qui Dang

The applicant has a valid Iowa Class "C" driver's license, which **does not meet** the requirements to operate a taxicab.

A review of Mr. Dang's Iowa/Local criminal history record reflects that with-in five (5) years preceding this application the following activity occurred.

- 07/08/2007 Arrested for Criminal Trespass.
- 07/17/2007 Plead guilty to Criminal Trespass and paid fine.

This application is being denied under City of Des Moines Ordinance 126-218 (a-2,iii) and 19-135 (a-1).

  
\_\_\_\_\_  
Michael West 4810

53

4-20-11



CITY OF DES MOINES

# CITY OF DES MOINES

## APPLICATION FOR LICENSE TO DRIVE A TAXICAB/LIMO/SINE

Name DANG Qui Phu  
(Last) (First) (Middle)

Address 4313 46<sup>th</sup>  
Des Moines IA 50310 9752661  
(City, State & Zip Code) (Phone Number)

Birth Date: 02-01-71 DL # [REDACTED] SS# [REDACTED] Class: C Exp. Date: 02-01-13

Weight: 130 Height: 53 Color of Hair: black Color of Eyes: brown

Have you ever been licensed as a City of Des Moines Taxi/Limo Driver? no When? \_\_\_\_\_

Years of experience driving an automobile. 21 years Taxi/Limo: \_\_\_\_\_

Have you ever had your driver's license suspended/revoked? no If so, when? \_\_\_\_\_

Give reason(s) for suspension/revocation. \_\_\_\_\_

List all convictions for traffic violations for which your license was suspended/revoked during the last five (5) years.

none

List all convictions for criminal offenses other than traffic offenses during the last ten (10) years.

NONE

### EMPLOYMENT RECORD:

EMPLOYMENT RECORD:			EDUCATION RECORD:	
From	To	Employer's Name and Address	School	Circle Highest Grade Completed
1993	2010	Ryko MFG		
			Elementary	1 2 3 4 5 6 7 8
			High School	9 10 11 12
			College	1 2 3 4 5 6
			Trade School Other	1 2 3 4

### HEALTH RECORD:

List any physical impairments or disability that would affect your ability to drive. \_\_\_\_\_

none

List any current medications or medical conditions for the past five (5) years which might affect your ability to drive:

None

City of Des Moines  
Traffic and Transportation

APPLICATION FOR LICENSE TO DRIVE A TAXICAB/LIMOUSINE IN THE CITY OF DES MOINES

Page 2

REFERENCES (persons known by you for at least one year):

- 1. Name Ly Nguyen Phone No. 7788723  
Address 1969 France Ave Des Moines IA 50314
- 2. Name Minh Nguyen Phone No. \_\_\_\_\_  
Address 3941 30th St DSM IA 50310
- 3. Name \_\_\_\_\_ Phone No. \_\_\_\_\_  
Address \_\_\_\_\_

I hereby agree that if a license to drive a Taxicab/Limousine is issued to me that I will conform with all ordinances, rules and regulations governing Taxicab/Limousines and their drivers of the City of Des Moines.

I hereby swear that I am the individual making the foregoing application for a Taxicab/Limousine License and that the answers to the foregoing questions and other statements contained herein are true to the best of my knowledge and belief.

4/20/11 (Date) [Signature] (Applicant's Signature)

Having been duly designated by the Chief of Police of the City of Des Moines for the purpose, I hereby certify that I have examined the applicant's arrest and traffic records. After careful examination, I hereby recommend that the applicant's request for a license to drive a Taxicab/Limousine be:

APPROVED  REJECTED 4/25/11 (Date) [Signature] (Authorized Representative, Chief of Police)

Receipt Number: \_\_\_\_\_  
Date: \_\_\_\_\_  
Amount: \_\_\_\_\_  
Badge Number: \_\_\_\_\_  
Company: \_\_\_\_\_  
Owner: \_\_\_\_\_

REJECTED  
Application for License  APPROVED  
\_\_\_\_\_  
(Date) (City Traffic Engineer)



# Iowa Department of Transportation

Office of Driver Services  
PO Box 9204, Des Moines, IA 50306-9204

(Toll Free) 800-532-1121  
515-244-9124  
FAX: 515-239-1837

## Certified Abstract of Driving Record

<b>Inquiry Date:</b>	4/19/2011	<b>DL/ID #:</b>	[REDACTED] (IA)	<b>Customer #:</b>	2508265
<b>Name:</b>	Dang, Qui Phu	<b>Class:</b>	C	<b>ID Status:</b>	None
<b>Address:</b>	4313 46TH ST	<b>Audit #:</b>	5046337	<b>DL Status:</b>	VAL
		<b>Issue Date:</b>	03/01/2011	<b>CDL Status:</b>	VAL
<b>City/State:</b>	DES MOINES, IA 503103732	<b>Expiration Date:</b>	02/01/2013	<b>Restriction Supplement:</b>	CDL Instruction Permit Expires 9/1/2011
<b>Mailing Address:</b>	4313 46TH ST	<b>Endorsements:</b>	NONE		
		<b>Restrictions:</b>	Commercial Instruction Permit, Corrective Lenses		
<b>Mailing City/State:</b>	DES MOINES, IA 503103732	<b>Date of Birth:</b>	2/1/1971		
		<b>Sex:</b>	M		

## History Information

CLEAR DRIVING RECORD

**Name:** Dang, Qui Phu **DL/ID:** 215ZZ4085

Pursuant to Iowa Code §321.10, I, Kim Snook, Director of Office of Driver Services, Iowa Department of Transportation, do hereby certify that I am the custodian of the records held by the Office of Driver Services, that this is a true and accurate copy of an official record currently in the custody of said office, and that I have been authorized by the Director of the Iowa Department of Transportation to so certify.

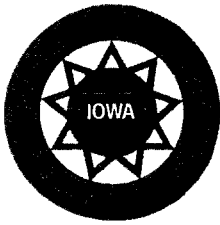
In witness whereof, I have caused my signature and the seal of the Department to be set upon this document, at Ankeny, Iowa this date:

4/19/2011

Office of Driver Services  
Iowa Department of Transportation

**Name:** Dang, Qui Phu **DL/ID:** [REDACTED]





State of Iowa  
 Division of Criminal Investigation  
 215 E 7<sup>th</sup> St  
 Des Moines IA 50319  
 Ph. 515-725-6066 Fax 515-725-6080



53

Iowa Criminal History Record Check  
 Walk-In Request

Your name	Qui DANG
Address	4313 46 ST
City/State/Zip	Des Moines IA 50310
Phone#	(515) 975-2661

Fill in all shaded areas.

Requesting an Iowa criminal history record check on:

<b>Last Name</b> <i>Apellido</i> (mandatory)	<b>First Name</b> <i>Primer Nombre</i> (mandatory)	<b>Middle Name</b> <i>Segundo Nombre</i> (recommended)
DANG	Qui	Phu
<b>Date of Birth</b> <i>Fecha Nacimiento</i> (mandatory)	<b>Gender</b> <i>Genero</i> (mandatory)	<b>Social Security Number</b> (recommended)
2/1/71	<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	[REDACTED]
<b>Waiver Signature</b> <i>Firma</i> (If the request is on yourself, please sign. If the request is on someone else, write N/A.)		
[Signature]		

DCI USE ONLY

**Results**

As of 4-18-11, a name and date of birth check revealed:

No record found

Record attached, DCI # \_\_\_\_\_

DCI initials [Signature]

**Receipt**

Number of requests 1 x \$15.00 per last name = Total amount \$ 15.00

Method of payment:  cash  money order  check # \_\_\_\_\_  MasterCard or Visa

Cardholder's name \_\_\_\_\_ Last 4 digits of MC or Visa \_\_\_\_\_

DCI initials [Signature]

Credit Card Number # \_\_\_\_\_ Exp. Date \_\_\_\_\_

**OWA**

USA  
IA

**DRIVER LICENSE**

**DANG  
QUI PHU**

**4313 46TH ST  
DES MOINES, IA 50310**

DL No. [REDACTED]  
Iss **03/01/2011** EXP **03/01/2013**

Class **C** End **NONE**  
Restrictions  
**3BJ**

Sex [REDACTED]  
Hgt [REDACTED]  
Eyes **BRO**

**DOB 02/01/1977**  
DD 750463371DQ0939M010213D