

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE DEPARTMENT OF HEALTH

In the Matter of the Disqualification of
Hmong Jaofa Grocery Store

PREHEARING ORDER

A prehearing conference was held on April 11, 2006, before Administrative Law Judge Richard C. Luis at the Office of Administrative Hearings, 100 Washington Avenue South, Suite 1700, Minneapolis, MN 55401. Jennifer Beens Harper, Assistant Attorney General, 445 Minnesota Street, Suite 1200, St. Paul, MN 55101, appeared on behalf of the Department of Health. Su Yang, Attorney at Law, 5637 Brooklyn Boulevard, Suite 200G, Brooklyn Center, MN 55429, appeared on behalf of Hmong Jaofa Grocery Store.

IT IS HEREBY ORDERED:

1. This matter is scheduled for hearing before Administrative Law Judge Beverly Jones Heydinger on **July 18 and 19, 2006**, commencing at **9:30 a.m.** at the Office of Administrative Hearings, 100 Washington Avenue South, Suite 1700, Minneapolis, MN 55401.

2. The parties shall exchange proposed written exhibits and witness lists, and file an index of exhibits and a copy of the witness list with this office by **July 11, 2006**. To the extent possible, the parties shall enter into prehearing stipulations regarding the facts involved in the hearing and foundation for anticipated exhibits. Any party objecting to foundation for any written exhibit shall notify the offering party and judge in writing at least two working days prior to the hearing or the foundation objection is waived.

3. The Office of Administrative Hearings will arrange for a court reporter and a Hmong language interpreter.

4. The Protective Order issued on March 24, 2006 shall remain in effect. Portions of the hearing will be closed in order to protect the identity of the undercover investigators.¹

5. Requests for subpoenas for the attendance of witnesses or the production of documents shall be made in writing to the administrative law judge pursuant to Minn. R. 1400.7000. A copy of the subpoena request shall be served

¹ Minn. Stat. § 14.60, subd. 2 (2004).

on the other parties. A subpoena request form is available at www.oah.state.mn.us.

6. This case may be appropriate for mediation. The parties are encouraged to consider requesting the Chief Administrative Law Judge to assign a mediator so that mediation can be scheduled promptly.

Dated this 20th day of June 2006.

/s/ Beverly Jones Heydinger
BEVERLY JONES HEYDINGER
Administrative Law Judge