

**LOS ANGELES FIRE
DEPARTMENT
FIRE PREVENTION BUREAU**



**2011 NONCOMPLIANCE FEE
WRITTEN APPEALS
REPORT, PROPOSED DECISIONS
AND RECOMMENDATIONS**

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**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: JUNG RAN KIM, for Bok Haeng Cho
DBA: MBC Distribution

MAILING ADDRESS: 3400 W. 6th St. #400
Los Angeles, CA 90020

SITE ADDRESS: 3400 W. 6th St.

INVOICE NUMBER: IN120000005

SUBSTANCE OF PROTEST

Appellant stated they are in compliance as of September 16, 2011. A Regulation Number 4 test on the Emergency Lighting shows it was certified on September 16, 2011. Elevators were certified on September 22, 2011.

DEPARTMENT INFORMATION

- First Inspection conducted on July 7, 2011. Notice of violation (#41787) was issued with a compliance due date of August 19, 2011.
- August 25, 2011, a re-inspection was conducted and found noncompliance.
- August 26, 2011, request for legal action packet forwarded to the Legal Liaison Unit.
- Full compliance on September 22, 2011.
- Invoice dated January 12, 2012 with a due date of February 11, 2012, for the amount of \$1,120.00 for Administrative fees related to noncompliance.

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the non-compliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to comply forthwith with the conditions as noted.

When re-inspection occurred on August 25, 2011 the Appellant was found to be in noncompliance.

According to the Appellant, correction was made on or by September 16, 2011.

The date of the non-compliance invoice was January 12, 2012, with a due date of February 11 in the amount of \$1,120.00.

The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$1,120.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: NOURIEL KOHAN

MAILING ADDRESS: 5401 Wilshire Blvd.
Los Angeles, CA 90036-4203

SITE ADDRESS: 5401 Wilshire Blvd.

INVOICE NUMBER: IN120000012

SUBSTANCE OF PROTEST

Appellant stated that he is often out of town and defers all issues, related to the building, to the trust attorney. He further stated that he tried his best to make the necessary corrections after the inspector offered an extension on the due date.

Appellant stated that the systems were tested in February 2011, received an estimate for repairs in April and completed repairs in June. He added that the process was drawn out due to "deferment of decision" to the trust attorney.

Appellant stated that the inspector stated to him that there would be no late fees.

Appellant stated that he is not in a position to pay due to the tough economy and request reconsideration of the fees.

DEPARTMENT INFORMATION

- First Inspection conducted on January 6, 2011. Notice of violation #40233 was issued to Mr. Nouriel Kohan, with a compliance due date of February 14, 2011.
- Re-inspection was conducted on June 8, 2011. Found non-compliant due to Regulation #4 testing not completed.
- Packet forwarded on December 1, 2011, to Legal Liaison Unit due to noncompliance.
- Compliant on June 24, 2011.
- Invoice dated January 18, 2012, with a due date of February 17, 2012, for the amount of \$960.00

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the non-compliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to remedy the conditions in this two-story building where no fire protection system was found to be in evidence.

When re-inspection occurred on June 8, 2011, the property was found to be in noncompliance.

According to the Appellant, his trust attorney handled decision-making pertinent to matters concerning this property. With his out-of-town travel schedule, and deferring decision-making to the trust attorney, this caused the delays in completing compliance. Appellant claimed that all the necessary and needed building corrections were made by June 17, 2011.

The date of the non-compliance invoice was January 18, 2012, with a due date of February 17, 2012, in the amount of \$960.00.

The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$960.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: TELOKJAN SINGH GILL

MAILING ADDRESS: 253 Rocky Point Rd
Palos Verdes Estates, CA 90274

SITE ADDRESS: 838 S. Grand Avenue

INVOICE NUMBER: LN120000001

SUBSTANCE OF PROTEST

Appellant stated that as soon as he received the paperwork, he immediately contacted David Ravo, representative of Ravo Media, a licensed advertising company. All advertising and signs are handled by Ravo Media.

The appellant requested that Ravo Media comply with the order. Appellant claims that the sign was removed by Ravo Media on August 3, 2011 and no further super-graphic signs were replaced. Stillwell Hotel did not receive any monetary benefits from the sign placement and for this reason is appealing the imposition of an administrative fee. Appellant stated all issues, including any penalties incurred, should be directed to Ravo Media.

DEPARTMENT INFORMATION

- First Inspection conducted on August 3, 2009. Notice of violation (#35898) was issued to Mr. Telokjan Gill, with a compliance due date of August 10, 2019.
- Re-inspection was conducted on August 14, 2009. Found non-compliant.
- Packet forwarded on August 24, 2009, to Legal Liaison Unit due to noncompliance.
- August 15, 2011, City Attorney declined to file case.
- Invoice dated January 12, 2012, with a due date of February 11, 2012, for the amount of \$1,280.00 for administrative fees.

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the non-compliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to either remove the super graphic sign, or make it flameproof.

According to the Appellant, the media company was contacted to comply with the order to either make the super graphic sign flame-retardant, or remove it in its entirety. Appellant did not provide any indication as to whether the sign was made flameproof, or removed; claiming only that a correction was made on August 3, 2011. However, when re-inspection occurred on August 14, 2009 the Appellant was found to be in noncompliance.

The date of the non-compliance invoice was January 12, 2012, with a due date of April 29, 2011 in the amount of \$1,280.00. The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$1,280.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: JOHN KASHANI

MAILING ADDRESS: 8121 Van Nuys Bl. Suite 300
Panorama City, CA 91402

SITE ADDRESS: 8121 Van Nuys Blvd.

INVOICE NUMBER: LN120000013

SUBSTANCE OF PROTEST

Appellant states that "price" is high. Appellant did not add any additional information to be considered in regards to this appeal.

DEPARTMENT INFORMATION

- November 2, 2011, Request for legal action forwarded to the Legal Liaison Unit due to non-compliance by Inspector King, Rickey.
- November 15, 2011, Inspector Garza assigned to case, began gathering information and researching property in order to gain compliance.
- December 14, 2011, hearing conducted with a hearing officer, attended by Mr. Joseph Kashani and Inspector Garza.
- Invoice dated March 22, 2012, with a due date of April 21, 2012, for the amount of \$1,092.00 for administrative fees related to noncompliance with Fire Code violations at 8121 Van Nuys Bl.

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the noncompliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to correct the violations apparent upon inspection.

The Appellant submitted no information on appeal.

When inspection occurred on the property it was found to be in noncompliance.

The date of the noncompliance invoice was March 22, 2012, with a due date of April 21, 2012, in the amount of \$2,028.00.

The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$2,028.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: WAYMOND YONG for Elly Nesis Company, Inc.,
and Edward Escobar

MAILING ADDRESS: 226 S. Glasgow Avenue

SITE ADDRESS: 5011 N Kenmore Avenue

INVOICE NUMBER: LN120000016

SUBSTANCE OF PROTEST

Appellant stated that they overlooked the stairwell signs, but complied with the items that were cited on the notice of violation.

Appellant does not believe they should be subject to a penalty charge because they are "to enormous for them to absorb". Appellant requested that the amount be reduced and sincerely apologizes.

DEPARTMENT INFORMATION

- First Inspection conducted on September 14, 2011. Notice of violation (#006004788) was issued to Mr. Edward Escobar, with a compliance due date of October 24, 2011. In addition, a second notice of violation was issued for required test of the Fire protection Systems with a compliance due date of October 14, 2011.
- Re-inspection was conducted on November 30, 2011. Found non-compliant due to stairwell signs and Regulation # 4 testing not completed.
- Packet forwarded on December 1, 2011, to Legal Liaison Unit due to Noncompliance.
- Invoice dated April 4, 2012, with a due date of May 4, 2012, for the amount of \$1,404.00
- Compliant on March 27, 2012.

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the non-compliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to maintain and repair emergency lighting systems in the stairwells, and provide stairwell numbering signs.

According to the Appellant, all of the items were addressed except for the stairwell signage, which the Appellant admits to having been "overlooked." When re-inspection occurred on November 30, 2011 the Appellant was found to be in noncompliance.

The date of the non-compliance invoice was April 4, 2012, with a due date of May 4, 2012 in the amount of \$1,404.00. The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$1,404.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: ERIC KOH, for
Lawrence and Daeuk Han

MAILING ADDRESS: 3435 Wilshire Bl. #2820
Los Angeles, CA 90010

SITE ADDRESS: 4150 W. Marathon Bl.

INVOICE NUMBER: NC120000003

SUBSTANCE OF PROTEST

Appellant stated that they misplaced their copy of the notice of violation due to a personnel change. They corrected the violation once they received a second notice and was verified by Inspector Jaramillo.

Appellant is appealing the fees based on completing the corrections in good faith and requesting assistance due to financial struggles with the project.

DEPARTMENT INFORMATION

- First Inspection conducted on September 1, 2011. Notice of violation (#6004746) was issued to Daeuk Esther Han, with a compliance due date of October 14, 2011.
- Re-inspection was conducted on October 13, 2011. Found non-compliant.
- Legal Packet forwarded on October 18, 2011, to Legal Liaison Unit due to Noncompliance.
- Compliant on December 14, 2012.
- Invoice dated January 12, 2012, with a due date of February 12, 2012, for the amount of \$1,092.00.

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the non-compliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to correct the noted conditions.

According to the Appellant, remedies were made once Mr. Yoo was assigned to the operation side of their business, who oversaw the necessary repairs being made.

When re-inspection occurred on October 13, 2011 the property was found to be in noncompliance.

The date of the non-compliance invoice was January 12, 2012, with a due date of February 12, 2012 in the amount of \$1,092.00.

The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$1,092.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: JOHN KASHANI

MAILING ADDRESS: 8121 Van Nuys Bl. Suite 300
Panorama City, CA 91402

SITE ADDRESS: 8121 Van Nuys Blvd.

INVOICE NUMBER: VN120000018

SUBSTANCE OF PROTEST

Appellant stated that "price" is high. Appellant did not add any additional information to be considered in regards to this appeal.

DEPARTMENT INFORMATION

- First Inspection conducted on May 26, 2011. Notice of violation #41329 was issued to Mr. Joseph Kashani, with a compliance due date of June 25, 2011.
- June 22, 2011, Mr. John Kashani requested an extension to comply and was granted by inspector.
- Re-inspection was conducted on September 13, 2011. Found non-compliant.
- October 3, 2011, second re-inspection was conducted and found non-compliant.
- November 2, 2011, issued violation notice (#42614) to repair defects found on and retest system.
- Packet forwarded on November 2, 2011, to Legal Liaison Unit due to Noncompliance.
- Invoice dated March 22, 2012, with a due date of April 21, 2012, for the amount of \$1,092.00

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the non-compliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to correct the violations apparent upon inspection.

The Appellant submitted no information on appeal.

When inspection occurred on the property it was found to be in noncompliance.

The date of the non-compliance invoice was March 22, 2012 with a due date of April 21, 2012 in the amount of \$1,092.00.

The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$1,092.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: JOHANNA SCHOR
DBA: SUBUD California at Los Angeles

MAILING ADDRESS: 5828 Wilshire Blvd.
Los Angeles, CA 90036

SITE ADDRESS: 5828 Wilshire Blvd.

INVOICE NUMBER: IN120000007

SUBSTANCE OF PROTEST

Appellant stated that the corrections were made prior to May 26, 2011, as reported to her by the previous building manager. Appellant did not provide invoices or dates when corrections were made.

DEPARTMENT INFORMATION

- First Inspection conducted on December 8, 2010. Notice of violation #40031 was issued. Compliance due date January 11, 2011.
- Re-inspection was conducted on March 15, 2011. Found non-compliant due to Regulation #4 testing not completed. Shortly after this date, inspector received test results for Class II Standpipe System was complete and certified. The Fire escape and Emergency lighting had not been complied with.
- The inspector communicated with the responsible party, Ms. Miryam Sarnat, through e-mail between March 21, 2011, and May 31, 2011, with no compliance met.
- Packet forwarded on May 26, 2011, to Legal Liaison Unit due to Noncompliance.
- Invoice dated January 18, 2012, with a due date of February 17, 2012, for the amount of \$1, 440.00

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the non-compliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to make corrections after an annual exterior inspection revealed violations. Internal access to the property was not possible after repeated separate attempts. Email communication took place between the months of March to May 2011 between the Department Inspector and the Appellant.

According to the Appellant, corrections were made prior to May 26, 2011, and this was what was reported to her by the prior building manager. When re-inspection occurred on May 26, 2011 the property was found to be in noncompliance.

The date of the non-compliance invoice was January 18, 2012, with a due date of February 17, 2012 in the amount of \$1,440.00. The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$1,440.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: BHAGWAN KHUSHALANI

MAILING ADDRESS: 1018 S. Wall St.
Los Angeles, CA 90015

SITE ADDRESS: 3656 E. Noakes St.

INVOICE NUMBER: IN120000031

SUBSTANCE OF PROTEST

Appellant stated that an initial test was conducted on August 2, 2011, and repairs and retest of the system(s) was completed on January 2, 2012. In addition, appellant states that the extinguisher and exit door was completed on February 8, 2012.

DEPARTMENT INFORMATION

- First Inspection conducted on November 17, 2011. Notice of violation #42705 was issued to Bhagwan Khushalani with a correction due date of December 18, 2012.
- Re-Inspection conducted on December 22, 2011. Found in non-compliance.
- 2nd re-inspection conducted on January 4, 2012. Found in non-compliance.
- January 11, 2012, request for legal action packet forwarded to the Legal Liaison Unit.
- Compliant on March 3, 2012.
- Invoice dated April 4, 2012, with a due date of May 4, 2012, for the amount of \$3,432.00, for non-compliance fees and administrative fees.

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the noncompliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to retest and repair the emergency exit to the warehouse and mount the fire extinguisher (which was out of date -- its last service took place in September 2009).

According to the Appellant, a retest and repair was completed on January 2, 2012, with the fire extinguisher being brought current and the exit door repaired. According to the Appellant, repairs were begun on August 2, 2011, continuing through February 8, 2012.

However, when re-inspection occurred on January 4, 2012 the Appellant was found to be in noncompliance.

The date of the non-compliance invoice was April 4, 2012, with a due date of May 4, 2012 in the amount of \$3,432.00.

The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$3,432.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2010

NAME: MIKE CLIATT, for VONS

MAILING ADDRESS: 618 Michillinda Ave.
Arcadia, CA 91007

SITE ADDRESS: 20440 Devonshire St.

INVOICE NUMBER: LN120000003

SUBSTANCE OF PROTEST

Appellant stated there was a communication failure from the inspection, but he did responded quickly once he received information from the corporate team.

Appellant stated that he was not aware of any noncompliance fees that have been paid in the last five years and that their goal is to expedite corrections within the notice of violation due dates.

Appellant stated he would reiterate with to all of their stores the need to communicate all inspections as soon as possible in order to make the necessary corrections within the time limits that are given.

Appellant requests that the administrative fees be forgiven.

DEPARTMENT INFORMATION

- First Inspection conducted on April 28, 2011. Systems needing testing were discussed with building representative. Inspector was provided name of person designated to handle matters involving the facility.
- Notice of violation (#41163) was issued to the building representative on May 11, 2011.
- July 1, 2011, first re-inspection was conducted and found non-compliant. Discussed need for compliance with the store manager and informed him of the noncompliance fees as well as the Legal action procedure if compliance was not met soon.
- Second re-inspection conducted on August 4, 2011, and found non-compliant. Met and discussed noncompliance with the store manager.
- August 4, 2011, Legal packet forwarded to the Legal Liaison Unit.
- Invoice dated January 12, 2012, with a due date of February 11, 2012, for the amount of \$640.00 for Administrative fees related to noncompliance.

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the non-compliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to comply forthwith with the conditions as noted.

According to the Appellant, there had been a communication error and a renewed effort in able to ensure that all stores communicate with the Fire Department Inspectors in a timely manner. For the store location in question, correction was made on or by June 7, 2011.

MIKE CLIATT
INVOICE NUMBER: LN120000003
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However, when re-inspection occurred on August 4, 2011 the Appellant was found to be in noncompliance.

The date of the non-compliance invoice was January 12, 2012, with a due date of February 11 in the amount of \$640.00.

The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$640.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: SHIH YUEH CHENG

MAILING ADDRESS: 802 Fountain Park Lane
Mountain View, CA 94043

SITE ADDRESS: 3253 W. Beverly Bl.

INVOICE NUMBER: LN120000015

SUBSTANCE OF PROTEST

Appellant stated that they first learned of this unresolved issue when they received the invoice for the noncompliance fee. Appellant stated that the business owner assured him that it was resolve at the time of the re-inspection in late November and he received no further notice that there were outstanding issues.

Appellant feels that the Department should have notified him of the Noncompliance issue before the fees accumulated to such a high level.

Appellant request that consideration be given to reduce the amount due after the first transgression, \$312, were he might have stepped in and challenged the authenticity of the business owner's statements. Appellant understands that the landlord has the ultimate responsibility and he accepts the responsibility, but wishes he had been informed earlier.

DEPARTMENT INFORMATION

- First Inspection conducted on October 21, 2011. Notice of violation #6002834 was issued to Shih Cheng, with a compliance due date of November 21, 2011.
- Re-inspection was conducted on November 30, 2011. Found non-compliant.
- Packet forwarded on December 2, 2011, to Legal Liaison Unit due to Noncompliance.
- Compliant on March 20, 2012.
- Invoice dated April 2, 2012, with a due date of May 2, 2012, for the amount of \$1,404.00.

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the noncompliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to address the noted conditions of unobstructed clearance; hanging portable fire extinguishers; removing electrical cables; and servicing the extinguisher systems.

According to the Appellant, he relied on the assertions made by the restaurant owner that the issues had been addressed and remedied, and felt that there needed to have been some further communication by the Department that could have alerted him to the fact that the fees were accumulating and that the property was still not in compliance.

SHIH YUEH CHENG
INVOICE NUMBER: LN120000015
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When re-inspection occurred on November 30, 2011 the property was found to be in noncompliance.

The date of the noncompliance invoice was April 2, 2012, with a due date of May 2, 2012 in the amount of \$1,404.00.

The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$1,404.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: BRANDON YOO, for
William Kang

MAILING ADDRESS: 3435 Wilshire Bl. #2820
Los Angeles, CA 90010

SITE ADDRESS: 4150 W. Marathon Bl.

INVOICE NUMBER: NC110000162

SUBSTANCE OF PROTEST

Appellant stated that the fees are too high and requested that the fees be adjusted.

DEPARTMENT INFORMATION

- First Inspection conducted on March 4, 2011. Notice of violation to test the Fire Protective Signaling System (Fire Alarm) was issued with a compliance due date of April 7, 2011.
- Re-inspection was conducted on April 26, 2011. Found non-compliant.
- Legal Packet forwarded on April 26, 2011, to Legal Liaison Unit due to Noncompliance.
- Compliant on June 16, 2011.
- Invoice dated June 23, 2012, with a due date of July 23, 2011, for the amount of \$960.00.

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the non-compliance fee. The Fire Department's record shows that the Appellant was afforded due process, and was notified that the Fire Protection Systems needed to be tested by the due date of April 7, 2011.

When re-inspection occurred on April 26, 2011, the property was found to be in noncompliance.

According to the Appellant, the fees for non-compliance are too high.

The date of the non-compliance invoice was June 23, 2012, with a due date of July 23, 2012 in the amount of \$960.00.

The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$960.00.

**2011 FPB NON-COMPLIANCE INSPECTION FEE
WRITTEN APPEALS**

HEARING DATE: May 18, 2012

NAME: SAEED HAKIMIAN

MAILING ADDRESS: 2935 W. Beverly Bl.
Los Angeles, CA 90057

SITE ADDRESS: 2935 W. Beverly Bl.

INVOICE NUMBER: NC120000005

SUBSTANCE OF PROTEST

Appellant stated that he was given verbal direction as to the items needing correction when the inspector conducted his inspection on May 3, 2011, but was never provided a written notice of violation. The written notice of violation was sent to the building owner, Min Ja Kim, and not to the business owner, Saeed Hakimian.

Appellant stated that Inspector Gutierrez conducted a visit on June 22, 2011, and took pictures and left. He added that the issues were not corrected before Inspector Gutierrez's visit because the notice of violation was sent to the building owner and he was not provided a copy so as to know what needed to be corrected.

Appellant stated that the building owner provided him a copy on July 6, 2011, and told him that the Fire Department would conduct an inspection the following morning. He stated that he corrected one item that still needed to be corrected but no one from the Fire Department showed up to inspect.

Appellant believes that it was poor communication in this case because he was the third party when he should have been the second party. He explained that he was not given proper information regarding the violations that needed correction, the written notice with the violation information was sent to the property owner, and the property owner did not provide it to him until July 6, 2011.

DEPARTMENT INFORMATION

- First Inspection conducted on January 13, 2011. Notice of violation (#6004571) was mailed to Min Kim, with a compliance due date of March 12, 2011.
- Re-inspection was conducted on May 3, 2011. Found non-compliant.
- Packet forwarded on May 10, 2011, to Legal Liaison Unit due to noncompliance.
- Compliant on June 22, 2011.
- Invoice dated January 17, 2012, with a due date of February 16, 2012, for the amount of \$640.00

PROPOSED DECISION AND RECOMMENDATION

Impose and require the property owner to pay the non-compliance fee. The Fire Department's record shows that the Appellant was afforded due process, and given the option to correct the noticed conditions.

SAEED HAKIMIAN

INVOICE NO.:

NC120000005

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According to Mr. Hakimian, there was contradictory information provided to him from the two visiting Department Inspectors, and that a letter had been handed to the landlord with regard to the conditions that needed to be remedied, which he claims he was unaware of. Appellant did claim that the problems that he was aware of, he corrected, and the landlord's son photographed the results.

When re-inspection occurred on May 3, 2011 the property was found to be in noncompliance.

The date of the non-compliance invoice was January 17, 2012, with a due date of February 16, 2012 in the amount of \$640.00.

The evidence from the Appellant and the Fire Department have been fully reviewed and considered in the making of this decision, and the assessment has been found to be correct.

Therefore, the total amount due is \$640.00.