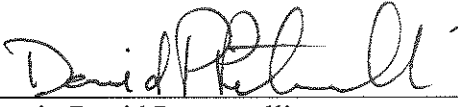


NOTICE OF APPLICATION FOR ADMINISTRATIVE INSPECTION WARRANT

TO: Su Lan Chau
105 Falmouth Street
Portland, Maine 04103

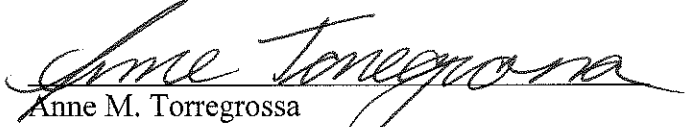
This is to notify you as the owner of the structure at 112 Woodford Street in Portland, Maine, that on December 12, 2016 at 10:00 am, the City of Portland Fire Prevention Bureau intends to present an application for an Administrative Inspection Warrant to inspect the structure at 112 Woodford Street. This application shall be made before the Maine District Court at 205 Newbury Street in Portland, Maine. You have the right to be present to state your opposition, if any, to the issuance of the warrant.

Dated:
6 December 2016



Captain David Petrucci
City of Portland Fire Prevention Bureau

This notice was sent by certified and regular mail to Su Lan Chau at 105 Falmouth Street, Portland, Maine 04103, on December 6, 2016.



Anne M. Torregrossa
Attorney for the City of Portland


APPLICATION FOR ADMINISTRATIVE INSPECTION WARRANT

I, Captain David Petruccelli, being duly sworn, state the following:

1. I am the captain in charge of the City of Portland Fire Prevention Bureau ("FPB").
2. In connection with that position, I am responsible for enforcing various state and local fire prevention laws and ordinances.
3. Also in connection with that position, I carry out and oversee probable cause and general area inspections within the City.
4. I am authorized to carry out such inspections pursuant to the City of Portland Code of Ordinances § 10-3(n) and 25 M.R.S. § 2392.
5. The City of Portland conducts routine, general area inspections of all rental properties in the City.
6. The City of Portland has probable cause to believe that violations of state and local fire prevention laws and ordinances exist in rental properties in Portland, due to the high incidence of violations found in such inspections.
7. Specifically, the City of Portland has probable cause to believe that violations of state and local fire prevention laws and ordinances exist at 112 Woodford Street (the "Premises") because the Premises has a history of failed inspections, including, most recently, a failed partial inspection on October 18, 2016, one on September 3, 2015, and one on May 11, 2015.
8. Although the City of Portland has attempted to conduct a complete inspection multiple times, it has not been permitted full access to the Premises for its inspections. On November 2, 2016, I sent a letter requesting that the owner of the Premises contact me to arrange a full inspection. There was no response to that letter, and no inspection has been scheduled. On November 2, 2016, I attempted to contact the owner at two different phone numbers that she had provided to the City. The answer for one number stated that the person was not accepting calls, and the answer for the second number said that the mail box was not set up.
9. I have given the owner, Sulan Chau, written notice at least 24 hours in advance of presenting this application by delivering a copy by certified and regular mail.
10. For all of these reasons, I request that this Court issue an administrative inspection warrant pursuant to M.R. Civ. P. 80E.

Dated:

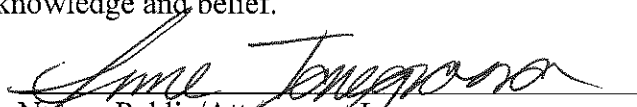
6 December 2016



Captain David Petruccelli
City of Portland Fire Prevention Bureau

STATE OF MAINE
COUNTY OF CUMBERLAND

Personally appeared the above-named Captain David Petruccelli, and made oath that the foregoing statements are true to the best of his knowledge and belief.


~~Notary Public/Attorney at Law~~
#4374

ADMINISTRATIVE INSPECTION WARRANT

STATE OF MAINE
CUMBERLAND, ss

DISTRICT COURT
PORTLAND, MAINE

TO: Su Lan Chau
105 Falmouth Street
Portland, Maine 04103

Captain David Petruccelli of the City of Portland Fire Prevention Bureau, has submitted an Application for Administrative Inspection Warrant swearing that he has authority to enter the structure located at 112 Woodford Street, Portland, Maine (the "Structure") for purposes of inspecting the premises for hazards pursuant to the City of Portland Code of Ordinances ("Portland Code") § 10-3(n) and 25 M.R.S. § 2392; that the inspection is being conducted as part of a general area inspection of rental properties in the City of Portland; that probable cause exists that there are violations of state and local fire safety laws and ordinances in rental properties in the area due to the high incidence of violations found in such inspections; and that there exists probable cause that such violations are present at the Structure, because the Premises has a history of failed inspections. Captain Petruccelli has also sworn that a representative of the owner of the Structure has refused to allow the City of Portland to inspect, despite requests. Having considered the Application, and the property owner having been given an opportunity to state her opposition, I find probable cause exists to believe that there are violations of the Portland Code at the Structure.

YOU ARE HEREBY COMMANDED to allow inspection of the Structure by Captain Petruccelli and/or his designee, when he serves this warrant and makes inspection during the daytime for the purpose of inspecting violations at the Structure and to ensure compliance with Portland Code.

Dated:

Judge, District Court