

January 23, 2026

CERTIFIED MAIL

Osman Sheikh Mohamed Shafie, Authorized Agent
Choice Adult Day Care LLC
4617 3rd Avenue South
Minneapolis, MN 55419

License Application Number 1127452 (Adult Day Care)

ORDER OF LICENSE DENIAL

Dear Osman Sheikh Mohamed Shafie:

The Department of Human Services (DHS) is denying your application for an adult day care license at 2123 West Broadway Avenue, Minneapolis, Minnesota. This denial is based on the inability to submit a substantially complete application. Details of our findings are provided below. Our next steps and your options are also detailed.

REASON FOR LICENSE DENIAL

1. Inability to submit a substantially complete application

You submitted an application to provide adult day care services. On June 4, 2025, DHS notified you that your application for providing adult day care services was incomplete and that you had 45 days to submit additional information. Following this notice, your application continues to be substantially incomplete in the following ways:

- response to questions in an email from DHS dated September 2, 2025, regarding the center's hours of operation, participant attendance and staffing ratios;
- background studies in NetStudy 2.0 for a controlling individual and the center director;
- Department of Health food inspection;
- city building inspection; and
- State Fire Marshal inspection.

Legal Authority: 245A.05, subdivision (a)(1).

2. Inability to demonstrate competent knowledge of applicable licensing statutes and rules

Based on communications with you during the license application process, DHS determined that you were unable to demonstrate an ability to operate an adult day care services license in compliance with Minnesota statutes and rules. Without this knowledge, you are unable to ensure the safety and well-being of vulnerable adults who would be served by the program.

Your application is being denied because you did not demonstrate competent knowledge sufficient to complete background studies and to complete the remaining parts of the application. The requirements for background studies were available to you on the DHS adult day care services licensing application webpage. The DHS website provided the application process, help with background studies, sample policies and forms, and a link to the applicable Minnesota Statutes and Rules. A DHS licensor also provided you with assistance with your application on multiple occasions, including the Notice of Incomplete Application and in emails on July 22, 2025, August 13, 2025, and September 2, 2025. Despite these resources you did not complete the application as required. Your inability to follow the laws and rules during the application process make it less likely you will be able to do so when operating a complex adult day care services program.

Legal Authority: Minnesota Statutes, sections 245A.04, subdivision 6(a)(5); and 245A.05, subdivision

3. Commissioner's evaluation of program

In determining whether a licensing action is warranted, DHS evaluated the facts, conditions, and circumstances concerning your program's operation. This includes consideration of the program's operation, the well-being of persons that served by your program, available evaluations of the program by persons receiving services, information about the qualifications of staff persons that are working in your program, and the applicant's ability to demonstrate competent knowledge of the applicable requirements of statutes and rules. DHS has determined that the denial of your license is appropriate based on the violations identified above and the program evaluation.

Your inability to submit a complete application calls into question your ability to follow the applicable laws and rules; to be able to operate a program; and to ensure the well-being of a persons served.

Regarding the qualifications of staff and the well-being of person served, you did not complete background studies on all controlling individuals as required by Minnesota Statutes, section 245C.03, subdivision 1, paragraph (a). Cleared background studies are necessary for DHS to evaluate the criminal history of individuals who will have contact with the vulnerable people in your program. The Commissioner is prohibited from issuing a license if a controlling individual does have a cleared background study. Your failure to submit required background studies calls into question your ability to fulfill this ongoing duty.

Regarding the programs operation, well-being of persons served, and ability to follow applicable laws and rules, your inability to obtain the Department of Health food inspection, city building inspection, and State Fire Marshal inspection directly relate to the well-being of persons served and your ability to follow applicable laws and rules.

DHS has determined that the denial of the adult day care services license application is appropriate based on your failure to comply with laws and rules, lack of competent knowledge of applicable licensing statutes and rules, and the Commissioner's evaluation of the program.

Legal Authority: Minnesota Statutes, section 245A.04, subdivision 6.

Due to the serious and chronic nature of these violations, which impact the health and safety of persons served in your care, your license to provide adult day care services is denied.

YOUR RIGHT TO APPEAL

You have the right to appeal the denial. Your request must be in writing and clearly state that you are requesting a contested case hearing for this matter. Your request must be made before the deadlines provided below. If you do not meet this deadline, you lose your right to an administrative appeal. The timeline to appeal began when you received this order.

If you are mailing your request, it must be sent by certified mail and postmarked within 20 calendar days from when you received this order. Please send it to:

Commissioner, Department of Human Services
Office of Inspector General
Legal Counsel's Office
Attention: Licensing Legal Unit
PO Box 64953
St. Paul, MN 55164-0953

If your request is being personally delivered, it must be received by DHS within 20 calendar days from when you received this order. Please bring it to:

Commissioner, Department of Human Services
Office of Inspector General
Legal Counsel's Office
Attention: Licensing Legal Unit
444 Lafayette Road North
St. Paul, MN 55155

Upon DHS' receipt of your timely appeal, your case would be scheduled for a contested case hearing in front of an Administrative Law Judge. Following this hearing, the Commissioner of DHS will issue a final order. If you do not appeal or if the order is affirmed by the Commissioner following a hearing, DHS is prohibited from issuing you and the controlling individuals a license for two years.

Legal representation at the contested case hearing:

You do not need a lawyer to appeal. However, a lawyer can help you with your appeal. The state or county will not get you a lawyer and will not pay for a lawyer. If you cannot afford a lawyer, you may be able to get free legal advice or help with your appeal. To find out if free help is available, contact: Volunteer Lawyers Network at 612-752-6677; Central Minnesota Legal Services at 612-332-8151; Southern Minnesota Legal Services at 651-222-4731; or go to www.lawhelpmn.org to find a local legal services program that may be able to help you.

You can also find information on contested cases from the Office of Administrative Hearings website at <https://mn.gov/oah/self-help>. Click on Administrative Law Overview, then click on Administrative Law Contested Case Hearing Guide for a list of frequently asked questions.

Legal authority for this licensing action

- This action is taken under Minnesota Statutes, section 245A.05, subdivision (a), which describes under which conditions DHS may revoke a license.
- License holders have a right to appeal licensing actions and request a contested case hearing, under Minnesota Statutes, chapter 14 and Minnesota Rules, parts 1400.8505 to 1400.8612.
- Under Minnesota Statutes, section 245A.04, subdivision 7, paragraph (d), clause (2), the commissioner shall not issue or reissue a license if the applicant, license holder, or controlling individual has been denied a license under this chapter within the past two years.

Questions

If you have any further questions regarding this matter, you may contact Brittany Raddatz, Supervisor, at 651-431-6591.

Sincerely,

A handwritten signature in black ink on a light-colored background. The signature appears to read "Christala Culhane" in a cursive script.

Christala Culhane, Unit Manager
Licensing Division
Office of Inspector General