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JAN 13 2025

OCCUPATIONAL SAFETY  
AND HEALTH REVIEW BOARD

**State of Minnesota**

**Conciliation Court**

County of: Hennepin

Judicial District: \_\_\_\_\_

Court File Number: \_\_\_\_\_

Case Type: Conciliation

Baba's Food Company LLC

Plaintiff (first, middle, last)

vs.

Minnesota Dept of Labor & Industry

Defendant (first, middle, last)

☐ Check box if there are more than two plaintiffs or more than two defendants. list the other parties on the *Additional Litigants Form*, CCT702.

My name is Khalid Jamal Ansari , CEO of Baba's Food Company LLC , and I am the

☒ Plaintiff ☐ Defendant in this case, which was called for hearing on the following date:

Feb, 2nd 2025 . I did not attend the hearing for the following reasons:

After reading the MNOSHA inspection report for inspection number 318212834 with OSHA Id U3093 I understood the Date of Abatement, which is Decemebr 9th as the day we must Submit our contest. I filed the Contest by email on December 9th, 2024. Our company took This very seriously and corrected all The violations almost immediately and much sooner than the Due date. This was a simple error in the date and we appologize for this.

I believe this is a just cause or defense, and I ask the court to vacate the conciliation order and judgment entered in this case less than 21 days ago, and to grant a new trial pursuant to Conciliation Court Rule 520(a).

I declare under penalty of perjury that everything that I have stated in this document is true and correct. Minn. Stat. § 358.116.

Dated: 01/08/2025

Hennepin, MN

County and State where signed

Signature

Name: Baba's Food Company LLC

Address: 2220 lyndale avenue south

City/State/Zip: minneapoils, MN ,55405

Phone: 6513572000

E-mail: [khalid@lovebabas.com](mailto:khalid@lovebabas.com)

STATE OF MINNESOTA

DEPARTMENT OF LABOR  
AND INDUSTRY

Nicole Blissenbach, Commissioner,  
Minnesota Department of Labor and Industry,

Complainant,

**FINAL ORDER DETERMINING  
LATE AND INCOMPLETE FILING**

v.

Baba's Food Company L. L. C.,

Inspection No. 318212834

Respondent.

To: Baba's Food Company L. L. C.

On November 14, 2024, the Occupational Safety and Health Division, on behalf of Nicole Blissenbach, Commissioner, Minnesota Department of Labor and Industry, issued a Citation and Notification of Penalty (Citation) in this inspection. (Exhibit A). The certified mail return receipt indicates that Baba's Food Company L. L. C. (Respondent)<sup>1</sup> received the Citation on November 16, 2024. (Exhibit B). On December 9, 2024, the Department of Labor and Industry received a copy of the Notice of Contest and Service to Affected Employees (Notice of Contest) form December 9, 2024 via email, stating Respondent was contesting the Citation. (Exhibit C). The certification of posting and service section (section 3) of the Notice of Contest filled out by the Respondent listed an impossible date,<sup>2</sup> and the Notice of Contest was incomplete.

Minnesota Statutes § 182.661, subdivisions 1 & 3b, and Minnesota Rules, part 5210.0007, require that a notice of contest and certification of service be filed on a form provided by the commissioner and postmarked, faxed, emailed, or hand-delivered within twenty (20) calendar days from the date the Citation was received. This requirement is clearly stated on both the Citation and the Notice of Contest form that were received by the employer on November 16, 2024. Respondent did not properly file a completed Notice of Contest within the 20-day time period, so the Notice of Contest was late and incomplete. As a result, the Citation is final.

Dated: January 2, 2025

**/s/ Paul R. Enger**

PAUL ENGER

Attorney Reg. No. 0400060

Department of Labor and Industry

Office of General Counsel

443 Lafayette Road N.

St. Paul, Minnesota 55155

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<sup>1</sup> The Citation refers to the Respondent as "Babas Food Company LLC". The Respondent's correct name, including punctuation, is Baba's Food Company L. L. C., as captioned above.

<sup>2</sup> The Respondent submitted a posting date of November 15, 2024. The Citation and Notification of Penalty was served and signed for on November 16, 2024 according to the Certified Mail Receipt (Exhibit B).

Babai Food Company LLC  
2220 Lynde Ave South  
Mpls, MN 55405

MINNEAPOLIS MN 553  
10 JAN 2025 PM 4 L



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OCCUPATIONAL SAFETY  
AND HEALTH REVIEW BOARD

Peggy Charpentier  
Executive Secretary, OSH Review Board  
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55155-430155

