



1 NGC 21-02

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4 **STATE OF NEVADA**

5 **BEFORE THE NEVADA GAMING COMMISSION**

6 NEVADA GAMING CONTROL BOARD,

7 Complainant,

8 vs.

9 LV STATION MANAGEMENT, INC, dba
10 COUNTRY CLUB AUTO SPA; and ALI
POURDASTAN,

11 Respondents.

COMPLAINT

12
13 The State of Nevada, on relation of its NEVADA GAMING CONTROL BOARD
14 (BOARD), Complainant herein, by and through its counsel, AARON D. FORD, Attorney
15 General, and EDWARD L. MAGAW, Senior Deputy Attorney General, hereby files this
16 Complaint before the Nevada Gaming Commission (NGC or Commission) for disciplinary
17 action against LV STATION MANAGEMENT INC, dba COUNTRY CLUB AUTO SPA
18 (CCAS), and ALI POURDASTAN (POURDASTAN), Respondents herein, pursuant to
19 Nevada Revised Statute (NRS) 463.310(2), and alleges as follows:

20 **JURISDICTION**

21 1. Complainant, BOARD, is an administrative agency of the State of Nevada duly
22 organized and existing under and by virtue of chapter 463 of NRS and is charged with the
23 administration and enforcement of the gaming laws of this State as set forth in Title 41 of
24 NRS (Nevada Gaming Control Act) and the regulations of the Commission.

25 2. Respondent CCAS, located at 9260 South Eastern Avenue, Las Vegas, Nevada
26 89123-3276, currently holds a restricted gaming license, and, as such, is charged with the
27 responsibility of complying with all applicable provisions of the Nevada Gaming Control
28 Act and the regulations of the Commission.

1 RELEVANT LAW

2 10. The Nevada Legislature set forth the importance of the gaming industry to the
3 State of Nevada and its responsibility to the State's inhabitants in NRS 463.0129(1), which
4 reads in relevant part as:

5 (a) The gaming industry is vitally important to the economy
6 of the State and the general welfare of the inhabitants.

7 (b) The continued growth and success of gaming is
8 dependent upon public confidence and trust . . . that
9 establishments which hold restricted and nonrestricted licenses
10 where gaming is conducted and where gambling devices are
11 operated do not unduly impact the quality of life enjoyed by
12 residents of the surrounding neighborhoods

13 (c) Public confidence and trust can only be maintained by
14 strict regulation of all persons, locations, practices, associations
15 and activities related to the operation of licensed gaming
16 establishments

17 (d) All establishments where gaming is conducted and where
18 gaming devices are operated . . . must therefore be licensed,
19 controlled and assisted to protect the public health, safety,
20 morals, good order and general welfare of the inhabitants of the
21 State, to foster the stability and success of gaming and to
22 preserve the competitive economy and policies of free
23 competition of the State of Nevada.

24 NRS 463.0129(1)(a)-(d).

25 11. To ensure proper oversight and control over the gaming industry, the Nevada
26 Legislature has granted the Commission "full and absolute power and authority to limit,
27 condition, restrict, revoke or suspend any license . . . or fine any person licensed . . . for any
28 cause deemed reasonable by the Commission." NRS 463.1405 (4).

12. The BOARD is authorized to observe the conduct of licensees to ensure that
gaming operations are not being operated in an unsuitable manner or by an unqualified or
unsuitable person. NRS 463.1405(1) and Nev. Gaming Comm'n Reg. 5.040.

13. A person must not receive a license unless the Commission is satisfied that
the applicant is a (1) "person of good character, honesty and integrity;" (2) "whose prior
activities, . . . reputation, habits and associations do not pose a threat to the public interest
of this State or to the effective regulation and control of gaming . . . or create or enhance

1 the dangers of unsuitable . . . or illegal practices, methods ;” and (3) is in “all other respects
2 qualified to be licensed . . . consistently with the declared policy of the State.” NRS
3 463.170(2).

4 14. Each licensee bears the continuing obligation to continue to meet such
5 standards and qualifications, and failure to do so constitutes grounds for disciplinary
6 action. NRS 463.170(8) and Nev. Gaming Comm’n Reg. 5.040.

7 15. The burden of proving a licensee’s qualifications to continue to hold a license
8 rests at all times on the licensee. Nev. Gaming Comm’n Reg. 5.040.

9 16. Nevada Gaming Commission Regulation 5.010(1) states that it is “the policy
10 of the Commission and the Board to require that all establishments wherein gaming is
11 conducted in this state be operated in a manner suitable to protect the public health, safety,
12 morals, good order and general welfare of the inhabitants of the State of Nevada.”

13 17. Nevada Gaming Commission Regulation 5.010(2) states that responsibility
14 “for the employment and maintenance of suitable methods of operation rests with the
15 licensee, and willful or persistent use or toleration of methods of operation deemed
16 unsuitable will constitute grounds for license revocation or other disciplinary action.”

17 18. Nevada Gaming Commission Regulation 5.011 states, in relevant part, as
18 follows:

19 1. The Board and the Commission deem any activity on the
20 part of a licensee, registrant, or person found suitable by the
21 Commission, or an agent or employee thereof, that is inimical to
22 the public health, safety, morals, good order, or general welfare
23 of the people of the State of Nevada, or that would reflect or tend
24 to reflect discredit upon the State of Nevada or the gaming
25 industry, to be an unsuitable method of operation and shall be
26 grounds for disciplinary action by the Board and the Commission
27 in accordance with the Nevada Gaming Control Act and the
28 regulations of the Commission. The following acts or omissions,
without limitation, may be determined to be unsuitable methods
of operation:

(a) Failure to exercise discretion and sound judgment to
prevent incidents which might reflect on the repute of the State
of Nevada and act as a detriment to the development of the
industry.

....

1 (h) Failure to comply with or make provision for compliance
2 with all federal, state, or local laws and regulations and with all
3 conditions and limitations approved by the Commission relating
4 to the operations of a licensed gaming establishment or other
5 gaming business

6

7 (k) Failure to conduct gaming operations in accordance with
8 proper standards of custom, decorum, and decency, or permit a
9 type of conduct in a gaming establishment that reflects or tends
10 to reflect on the repute of the State of Nevada and act as a
11 detriment to the gaming industry.

12

13 2. The Commission, in the exercise of its sound discretion,
14 may make its own determination as to whether or not a licensed
15 gaming establishment or other gaming business has failed to
16 comply with a law or regulation described in paragraph (h) of
17 subsection 1, but any such determination shall make use of
18 established precedents when interpreting the applicable statute.
19 Nothing in this section affects the right of a licensee to judicial
20 review.

21 Nev. Gaming Comm'n Reg. 5.011(1)(a), (h), and (k), and (2).

22 19. Nevada Gaming Commission Regulation 5.030 provides as follows:

23 Violation of any provision of the Nevada Gaming Control Act or
24 of these regulations by a licensee, the licensee's agent or
25 employee shall be deemed contrary to the public health, safety,
26 morals, good order and general welfare of the inhabitants of the
27 State of Nevada and grounds for suspension or revocation of a
28 license. Acceptance of a state gaming license or renewal thereof
by a licensee constitutes an agreement on the part of the licensee
to be bound by all of the regulations of the Commission as the
same now are or may hereafter be amended or promulgated. It
is the responsibility of the licensee to keep informed of the
content of all such regulations, and ignorance thereof will not
excuse violations.

29 Nev. Gaming Comm'n Reg. 5.030.

30 20. Nevada Revised Statute 463.310 states in relevant part as follows:

31 1. The Board shall make appropriate investigations:

32 (a) To determine whether there has been any violation of this
33 chapter or chapter 462, 464, 465 or 466 of NRS or any regulations
34 adopted thereunder.

35 (b) To determine any facts, conditions, practices or matters
36 which it may deem necessary or proper to aid in the enforcement
37 of any such law or regulation.

38

1 2. If, after any investigation the Board is satisfied that
2 (a) A license, registration, finding of suitability, preliminary
3 finding of suitability, pari-mutuel license or prior approval by the
4 Commission of any transaction for which the approval was
5 required or permitted under the provisions of this chapter or
6 chapter 462, 464 or 466 of NRS should be limited, conditioned,
7 suspended or revoked; or
8 (b) A person or entity which is licensed, registered, found
9 suitable pursuant to this chapter or chapter 464 of NRS or which
10 previously obtained approval for any act or transaction for which
11 Commission approval was required or permitted under the
12 provisions of this chapter or chapter 464 of NRS should be fined,
13 the Board shall initiate a hearing before the Commission by
14 filing a complaint with the Commission in accordance with NRS
15 463.312 and transmit therewith a summary of evidence in its
16 possession bearing on the matter and the transcript of testimony
17 at any investigative hearing conducted by or on behalf of the
18 Board.

19 NRS 463.310(1)(a) and (b), and (2).

20 21. In response to a Complaint brought by the Board, NRS 463.310(4) provides in
21 relevant part that the Commission may:

22 (a) Limit, condition, suspend or revoke the license of any
23 licensed gaming establishment or the individual license of any
24 licensee without affecting the license of the establishment;

25

26 (d) Fine each person or entity or both, which is licensed,
27 registered, found suitable . . . pursuant to this chapter or chapter
28 464 of NRS . . . :

29

30 (2) . . . not more than \$100,000 for each separate violation
31 of the provisions of this chapter or chapter 464 or 465 of NRS or
32 of the regulations of the Commission which is the subject of an
33 initial complaint and not more than \$250,000 for each separate
34 violation of the provisions of this chapter or chapter 464 or 465
35 of NRS or of the regulations of the Commission which is the
36 subject of any subsequent complaint.

37 NRS 463.310(4)(a) and (d)(2).

38 22. The phrase "licensed gaming establishment" is defined under NRS 463.0169
39 as "any premises licensed pursuant to the provisions of this chapter wherein or whereon
40 gaming is done."

41 . . .

1 23. Pursuant to NGC Regulation 1.145, the term “premises” means “land together
2 with all buildings, improvements and personal property located thereon.”

3 24. Pursuant to NGC Regulation 3.010, a place or location may be deemed
4 unsuitable for the conduct of gaming operation, if, among other things, the premises lack
5 adequate supervision or surveillance or is difficult to police. Nev. Gaming Comm’n Reg.
6 3.010(4) and (5).

7 25. Clark County Code 8.20.465, provides as follows:

8 **8.20.465 - Duties of licensee.**

9 It is the affirmative duty of each holder of an alcoholic
10 liquor license to strictly enforce all the provisions of this code and
11 state statutes in the licensed establishment, and without
12 limiting the generality of the foregoing, each holder of a liquor
13 license must:

14 (a) Maintain and conduct all activities upon the premises
15 in a decent, orderly and respectful manner and shall not
16 knowingly permit within or upon the licensed premises any lewd
17 activity, nudity, or topless activity (except in those limited
18 circumstances which are enumerated in Section 8.20.570),
19 disorder, disturbances, or other activities which endanger the
20 health or safety of the patrons or disrupt the peace or order of
21 the neighborhood;

22 (b) Except for live entertainment venues properly licensed
23 for the sale of alcohol, public facility clubs, and showrooms
24 operated by resort hotel licensees, refuse admittance to all
25 minors to any room of the licensed premises wherein alcoholic
26 liquor is sold for on-premises consumption, unless it is in a
27 restaurant, category 2 restaurant, or supper club that are not
28 operated in conjunction with an adult entertainment cabaret;
and

(c) Maintain adequate security to ensure compliance with
requirements of subsections (a) and (b) of this section and remain
qualified to hold a liquor license as provided in Section 8.20.010.

For the purpose of this section, "premises" means all
portions of the building in which the licensee is located and over
which it has control and that area of the parking lot over which
the licensee has ownership or contractual parking privileges. For
the purposes of this section and Section 8.20.570, use of the word
"premises" for liquor licenses that also offer "transient lodging"
(as that term is defined in CCC Chapter 4.08) shall not include
private rooms designed and used for sleeping purposes.

Clark County Code 8.20.465.

26 26. Clark County Code 8.20.055 provides:

27 **8.20.055 - Alcohol education cards.**

28 It is unlawful for liquor licensees to employ any person to
sell or serve alcoholic beverages, participate directly in the

1 control of liquor service or distribution, or perform the duties of
2 a security guard at their business without those persons having
3 in their possession a valid alcohol education card issued by an
alcoholic beverage awareness program certified under NRS 369.
This provision does not apply to import-wholesaler or club liquor
licensees.

4 Clark County Code 8.20.055.

5 27. Clark County Code 8.24.090 provides:

6 **8.24.090 - Employer records.**

7 The employers of employees required to hold identification
8 work cards shall keep an up-to-date master list of all such
9 employees disclosing name and identification numbers at the
licensed location. Said list shall be available at all times for the
inspection by licensing officials and officers of Las Vegas
Metropolitan Police Department.

10 Clark County Code 8.24.090.

11 **BACKGROUND**

12 28. CCAS is a convenience store licensed to operate five slot machines. In addition
13 to the convenience store, CCAS's business operation includes a gas station and car wash.
14 Prior to its temporary closure described herein, CCAS had contracted with Century
15 Gaming Technology, a licensed slot route operator, to provide and maintain the slot
16 machines offered on its premises.

17 **A. Key Employee Condition on Gaming License**

18 29. As part of its approval, the Commission placed the following condition on
19 CCAS's restricted gaming license:

20 A KEY EMPLOYEE APPLICATION MUST BE FILED WITHIN
21 60 DAYS OF ISSUANCE OF THE STATE GAMING LICENSE,
22 AND THEREAFTER BE REFILED WITHIN 60 DAYS OF ANY
CHANGE IN THE PERSON OCCUPYING THAT POSITION.

23 30. On March 17, 2017, in compliance with that condition, an application was filed
24 with the Board for the person occupying the position of "key employee" (Key Employee #1).

25 31. During the Board's investigation of CCAS relating to this disciplinary action,
26 it was discovered that Key Employee #1's employment with CCAS ended sometime in or
27 around December 2018.

28 ...

1 32. Thereafter, another employee of CCAS occupied the position of “key employee”
2 (Key Employee #2). However, no key employee application was ever submitted to the Board
3 for Key Employee #2 as required by the license condition cited above. Per the license
4 condition referenced above, such application was due 60-days from the date Key Employee
5 #2 began occupying the position of key employee.

6 33. In or around December 2020, Key Employee #2 was replaced by Key Employee
7 #3. However, as of the date of this Complaint, the Board has not received a key employee
8 application for Key Employee #3. Per the license condition referenced above, such
9 application was due 60-days from the date Key Employee #3 began occupying the position
10 of key employee.

11 **B. Las Vegas Metropolitan Police Department Investigation**

12 34. In March 2020, the Las Vegas Metropolitan Police Department (LVMPD)
13 received an anonymous tip that illegal narcotic related activity was occurring on CCAS’s
14 premises. Based on this information, LVMPD launched an investigation in which it
15 conducted surveillance of CCAS’s premises, and its undercover officers made multiple
16 narcotic purchases from one of CCAS’s employees (Employee #1).

17 35. On December 17, 2020, LVMPD executed a search warrant of the premises of
18 CCAS and discovered a stolen gun, illegal narcotics, and a scale. Employee #1, a convicted
19 felon, was arrested by LVMPD for possession of those items. Employee #1 admitted to the
20 arresting officers that he sold methamphetamine, an illegal substance, on the premises of
21 CCAS. On the same day, a search warrant was also executed at Employee #1’s residence
22 where additional illegal drugs and a shot gun were discovered.

23 36. During the execution of the search warrant at the business location, another
24 CCAS employee (Employee #2) was arrested for five outstanding no-bail warrants and for
25 gun and drug offenses, and a third CCAS employee (Employee #3) was discovered living in
26 the attic space of CCAS in poor sanitary conditions.

27 37. During an interview of Key Employee #2, LVMPD learned that Key
28 Employee #2 did not have an Alcohol Awareness Card and that CCAS had failed to

1 maintain an Employee List, both of which are required by the Clark County Code. Other
2 County Code violations were also noted by LVMPD.

3 38. On December 17, 2020, as a result of its investigation, LVMPD issued an
4 emergency suspension of CCAS's business and liquor licenses pursuant to Clark County
5 Code 8.08.170(c). The emergency suspension was based on the following:

- 6 a. Employee dealing drugs;
- 7 b. Employee not having alcohol awareness card (TAM card);
- 8 c. No master employee list being maintained; and
- 9 d. Employee living on premises (cited CCAS for violations of Clark County
10 Codes 8.24.090 and 8.20.465).

11 39. In its notice, LVMPD cited to Clark County Code 8.24.090 (Employee Records)
12 and 8.20.465 (Duties of Licensee) as the basis of the emergency suspension.

13 40. On or about December 21, 2020, technicians from Century Gaming
14 Technology removed the five slot machines from the premises of CCAS.

15 41. On January 19, 2021, a hearing officer for the Clark County Business License
16 Department issued a decision allowing CCAS to resume operations under its business and
17 liquor licenses for one year under the following conditions:

- 18 a. Key Employee #2 referenced above may still be employed by CCAS, but he
19 can only be involved in the operation of the car wash and cannot be
20 employed at any level of supervision above a lower-level manager.
- 21 b. All employees must have TAM Cards (alcohol awareness cards) if required
22 for their respective job duties.
- 23 c. All employees must have thorough background checks and must be drug
24 tested.
- 25 d. A new manager is to be employed as a "key employee" for the location.
- 26 e. The owner or his representative will be at the business at least two to three
27 times per week.
- 28 f. An armed guard is to be employed and onsite from 6:00 pm to 6:00 am.

- 1 g. Non-essential employees, or any non-employees, shall not have access to
- 2 the office on premises.
- 3 h. A key employee must be onsite at all times the business is open to the
- 4 public.
- 5 i. If available, LVMPD blue lights are to be installed and operated for three
- 6 months (if LVMPD can make that possible).
- 7 j. Any incidents are to be reported to Clark County Business License within
- 8 24-hours of the incident.
- 9 k. An accurate master list of employees is to be maintained at all times.
- 10 l. Any violation of the above conditions gives Clark County Business license
- 11 the authority to automatically revoke CCAS's business and liquor licenses.
- 12 m. There is to be a 6-month administrative review of CCAS.

13 42. Prior to being allowed to re-open, CCAS was required to comply with the
14 following:

- 15 a. Submit a key employee application to the Clark County Business License
- 16 Department.
- 17 b. Submit an updated employee list to the Clark County Business License
- 18 Department.
- 19 c. Provide copies of all employee TAM cards to the Clark County Business
- 20 License Department.
- 21 d. Have security on premises from 6 pm to 6 am.

22 43. Sometime after the emergency suspension was issued, CCAS applied for, and
23 was granted permission from the Board to temporarily cease gaming operations pursuant
24 to NGC regulation 9.010(2). That regulation allows a licensee to cease gaming operations
25 for up to one calendar quarter without having its gaming license deemed surrendered.

26 44. While CCAS's business operations have resumed, as of the date of this
27 Complaint, it has not resumed its gaming operations. It did, however, operate gaming for
28 one day on or before March 31, 2021, to preserve its license under NGC regulation 9.010(2).

COUNT I
VIOLATION OF NRS 463.170(8) AND/OR
NGC REGULATIONS 5.011(1)(a) AND/OR (k)

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2
3 45. The BOARD realleges and incorporates the above paragraphs by reference as
4 though set forth in full herein.

5 46. CCAS and/or POURDASTAN failed to exercise a proper level of control over
6 the business operations and employees resulting in dangerous conditions to exist that put
7 the health and safety of the public and patrons at risk.

8 47. CCAS's and/or POURDASTAN's lack of control and proper oversight of the
9 business operation, allowed an employee to sell and use illegal narcotics on the business
10 premises while on duty.

11 48. CCAS and/or POURDASTAN knew, or should have known, of the dangerous
12 conditions their business operation created, and failed to take adequate measures to
13 prevent them.

14 49. The conditions and incidents described herein and the failure to take
15 reasonable measures to ensure the safety and security of the public and CCAS's patrons
16 constitute failures on the part of CCAS and/or POURDASTAN to continue to meet the
17 applicable standards and qualifications necessary to hold a gaming license in violation of
18 NRS 463.170(8).

19 50. CCAS's and/or POURDASTAN's failure to prevent and/or take the necessary
20 steps to prevent the above-described conditions and incidents from occurring, either in
21 whole or in part, constitutes a failure to exercise discretion and sound judgment to prevent
22 incidents which might reflect on the repute of the State of Nevada and act as a detriment
23 to the development of the gaming industry in violation of NGC Regulation 5.011(1)(a).

24 51. CCAS's and/or POURDASTAN's failure to prevent and/or take the necessary
25 steps to prevent the above-described conditions and incidents from occurring, constitutes a
26 failure to conduct gaming operations in accordance with proper standards of custom,
27 decorum, and/or decency, and/or reflects or tends to reflect on the repute of the State of

28 . . .

1 Nevada and acts as a detriment to the gaming industry in violation of NGC Regulation
2 5.011(1)(k).

3 52. The failure to comply with NRS 463.170(8) and/or NGC Regulation 5.011(1)(a)
4 and/or (k) is an unsuitable method of operation and provides grounds for disciplinary action
5 against CCAS and/or POURDASTAN. See Nev. Gaming Comm'n Reg. 5.010(2) and 5.030.

6 **COUNT II**
7 **VIOLATION OF NRS 463.170(8) AND/OR**
8 **NGC REGULATION 5.011(1)(a), (h) AND/OR 5.011(k)**

9 53. The BOARD realleges and incorporates the above paragraphs by reference as
10 though set forth in full herein.

11 54. During its investigation, LVMPD discovered that Employee #1 possessed and
12 sold illegal narcotics on the premises of CCAS, and was in possession of a stolen firearm,
13 which he could not otherwise lawfully possess due to a prior felony conviction.

14 55. Under Clark County Code 8.20.465, CCAS and/or POURDASTAN were
15 required, among other things, to maintain and conduct all activities on the premises of
16 CCAS in a manner that does not endanger the health or safety of the patrons or disrupt
17 the peace or order of the neighborhood in which CCAS is located. Further, CCAS and/or
18 POURDASTAN were required to maintain adequate security over the premises to ensure
19 compliance with other provisions of Clark County Code 8.20.465.

20 56. By not properly supervising and controlling CCAS's business operation and
21 premises, CCAS and/or POURDASTAN violated Clark County Code 8.20.465.

22 57. Compliance with all applicable local and state laws and ordinances is the
23 responsibility of CCAS and/or POURDASTAN.

24 58. Failure to comply with Clark County Code 8.020.465, as set forth herein,
25 constitutes a failure by CCAS and/or POURDASTAN to continue to meet the applicable
26 standards and qualifications necessary to hold a gaming license in violation of NRS
27 463.170(8).

28 59. Failure to comply with Clark County Code 8.020.465, as set forth herein,
constitutes a failure by CCAS and/or POURDASTAN to exercise discretion and/or sound

1 judgment to prevent incidents which might reflect on the repute of the State of Nevada and
2 act as a detriment to the development of the industry in violation of NGC Regulation
3 5.011(1)(a).

4 60. Failure to comply with Clark County Code 8.020.465, as described herein,
5 constitutes a failure by CCAS and/or POURDASTAN to comply with or make provisions
6 for compliance with all federal, state, and local laws and regulations pertaining to the
7 operation of a licensed gaming establishment in violation of NGC Regulation 5.011(1)(h).

8 61. Failure to comply with Clark County Code 8.020.465, as described herein,
9 constitutes a failure by CCAS and/or POURDASTAN to conduct gaming operations in
10 accordance with proper standards of custom, decorum, and/or decency, and/or reflects or
11 tends to reflect on the repute of the State of Nevada and act as a detriment to the gaming
12 industry in violation of NGC Regulation 5.011(1)(k).

13 62. The failure to comply with NRS 463.170 and/or NGC Regulation 5.011(1)(a),
14 5.011(1)(h), and/or 5.011(1)(k) is an unsuitable method of operation and provides grounds
15 for disciplinary action against CCAS and/or POURDASTAN. See Nev. Gaming Comm'n
16 Reg. 5.010(2) and 5.030.

17 **COUNT III**
18 **VIOLATION OF NRS 463.170(8) AND/OR**
NGC REGULATION 5.011(1)(a), (h) AND/OR 5.011(k)

19 63. The BOARD realleges and incorporates the above paragraphs by reference as
20 though set forth in full herein.

21 64. During its investigation, LVMPD discovered that Key Employee #2 had not
22 obtained a TAM card. Because Key Employee #2 was permitted to sell liquor on the
23 premises of CCAS, he was required to obtain and possess a TAM card.

24 65. By allowing Key Employee #2 to sell alcoholic beverages to CCAS patrons
25 without a TAM card, CCAS and/or POURDASTAN violated Clark County Code 8.20.055.

26 66. Compliance with all applicable local and state laws and ordinances is the
27 responsibility of CCAS and/or POURDASTAN.

28 ...

1 67. Failure to comply with Clark County Code 8.020.055, as set forth herein,
2 constitutes a failure by CCAS and/or POURDASTAN to continue to meet the applicable
3 standards and qualifications necessary to hold a gaming license in violation of NRS
4 463.170(8).

5 68. Failure to comply with Clark County Code 8.020.055, as set forth herein,
6 constitutes a failure by CCAS and/or POURDASTAN to exercise discretion and/or sound
7 judgment to prevent incidents which might reflect on the repute of the State of Nevada and
8 act as a detriment to the development of the industry in violation of NGC Regulation
9 5.011(1)(a).

10 69. Failure to comply with Clark County Code 8.020.055, as described herein,
11 constitutes a failure by CCAS and/or POURDASTAN to comply with or make provisions
12 for compliance with all federal, state, and local laws and regulations pertaining to the
13 operation of a licensed gaming establishment in violation of NGC Regulation 5.011(1)(h).

14 70. Failure to comply with Clark County Code 8.020.055, as described herein,
15 constitutes a failure by CCAS and/or POURDASTAN to conduct gaming operations in
16 accordance with proper standards of custom, decorum, and/or decency, and/or reflects or
17 tends to reflect on the repute of the State of Nevada and act as a detriment to the gaming
18 industry in violation of NGC Regulation 5.011(1)(k).

19 71. The failure to comply with NRS 463.170 and/or NGC Regulation 5.011(1)(a),
20 5.011(1)(h), and/or 5.011(1)(k) is an unsuitable method of operation and provides grounds
21 for disciplinary action against CCAS and/or POURDASTAN. See Nev. Gaming Comm'n
22 Reg. 5.010(2) and 5.030.

23 **COUNT IV**
24 **VIOLATION OF NRS 463.170(8) AND/OR**
NGC REGULATION 5.011(1)(a), (h) AND/OR 5.011(k)

25 72. The BOARD realleges and incorporates the above paragraphs by reference as
26 though set forth in full herein.

27 73. During its investigation, LVMPD discovered that a master list of CCAS
28 employees was not maintained by CCAS as required by Clark County Code 8.24.090.

1 74. Compliance with all applicable local and state laws and ordinances is the
2 responsibility of CCAS and/or POURDASTAN.

3 75. Failure to comply with Clark County Code 8.24.090, as set forth herein,
4 constitutes a failure by CCAS and/or POURDASTAN to continue to meet the applicable
5 standards and qualifications necessary to hold a gaming license in violation of NRS
6 463.170(8).

7 76. Failure to comply with Clark County Code 8.24.090, as set forth herein,
8 constitutes a failure by CCAS and/or POURDASTAN to exercise discretion and/or sound
9 judgment to prevent incidents which might reflect on the repute of the State of Nevada and
10 act as a detriment to the development of the industry in violation of NGC Regulation
11 5.011(1)(a).

12 77. Failure to comply with Clark County Code 8.24.090, as described herein,
13 constitutes a failure by CCAS and/or POURDASTAN to comply with or make provisions
14 for compliance with all federal, state, and local laws and regulations pertaining to the
15 operation of a licensed gaming establishment in violation of NGC Regulation 5.011(1)(h).

16 78. Failure to comply with Clark County Code 8.24.090, as described herein,
17 constitutes a failure by CCAS and/or POURDASTAN to conduct gaming operations in
18 accordance with proper standards of custom, decorum, and/or decency, and/or reflects or
19 tends to reflect on the repute of the State of Nevada and act as a detriment to the gaming
20 industry in violation of NGC Regulation 5.011(1)(k).

21 79. The failure to comply with NRS 463.170 and/or NGC Regulation 5.011(1)(a),
22 5.011(1)(h), and/or 5.011(1)(k) is an unsuitable method of operation and provides grounds
23 for disciplinary action against CCAS and/or POURDASTAN. See Nev. Gaming Comm'n
24 Reg. 5.010(2) and 5.030.

25 **COUNT V**
26 **VIOLATION OF NRS 463.170(8) AND/OR**
NGC REGULATION 5.011(1)(a), (h) AND/OR 5.011(k)

27 80. The BOARD realleges and incorporates the above paragraphs by reference as
28 though set forth in full herein.

1 81. The restricted gaming license for CCAS contains the following condition:

2 A KEY EMPLOYEE APPLICATION MUST BE FILED WITHIN
3 60 DAYS OF ISSUANCE OF THE STATE GAMING LICENSE,
4 AND THEREAFTER BE REFILED WITHIN 60 DAYS OF ANY
5 CHANGE IN THE PERSON OCCUPYING THAT POSITION.

6 82. As described herein, CCAS failed to submit a key employee application for
7 Key Employee #2 as required under the above license condition.

8 83. Compliance with the above license condition is the responsibility of CCAS
9 and/or POURDASTAN.

10 84. Failure to comply with the above referenced license condition, as described
11 herein, constitutes a failure by CCAS and/or POURDASTAN to continue to meet the
12 applicable standards and qualifications necessary to hold a gaming license in violation of
13 NRS 463.170(8).

14 85. Failure to comply with the above referenced license condition, as described
15 herein, constitutes a failure by CCAS and/or POURDASTAN to exercise discretion and/or
16 sound judgment to prevent incidents which might reflect on the repute of the State of
17 Nevada and act as a detriment to the development of the industry in violation of NGC
18 Regulation 5.011(1)(a).

19 86. Failure to comply with the above referenced license condition, as described
20 herein, constitutes a failure by CCAS and/or POURDASTAN to comply with or make
21 provisions for compliance with all federal, state, and local laws and regulations pertaining
22 to the operation of a licensed gaming establishment in violation of NGC Regulation
23 5.011(1)(h).

24 87. Failure to comply with the above referenced license condition, as described
25 herein, constitutes a failure by CCAS and/or POURDASTAN to conduct gaming operations
26 in accordance with proper standards of custom, decorum, and/or decency, and/or reflects or
27 tends to reflect on the repute of the State of Nevada and act as a detriment to the gaming
28 industry in violation of NGC Regulation 5.011(1)(k).

...

1 88. The failure to comply with NRS 463.170 and/or NGC Regulation 5.011(1)(a),
2 5.011(1)(h), and/or 5.011(1)(k) is an unsuitable method of operation and provides grounds
3 for disciplinary action against CCAS and/or POURDASTAN. See Nev. Gaming Comm'n
4 Reg. 5.010(2) and 5.030.

5 **COUNT VI**
6 **VIOLATION OF NRS 463.170(8) AND/OR**
7 **NGC REGULATION 5.011(1)(a), (h) AND/OR 5.011(k)**

8 89. The BOARD realleges and incorporates the above paragraphs by reference as
9 though set forth in full herein.

10 90. The restricted gaming license for CCAS contains the following condition:

11 A KEY EMPLOYEE APPLICATION MUST BE FILED WITHIN
12 60 DAYS OF ISSUANCE OF THE STATE GAMING LICENSE,
13 AND THEREAFTER BE REFILED WITHIN 60 DAYS OF ANY
14 CHANGE IN THE PERSON OCCUPYING THAT POSITION.

15 91. As described herein, CCAS failed to submit a key employee application for
16 Key Employee #3 as required under the above license condition.

17 92. Compliance with the above license condition is the responsibility of CCAS
18 and/or POURDASTAN.

19 93. Failure to comply with the above referenced license condition, as described
20 herein, constitutes a failure by CCAS and/or POURDASTAN to continue to meet the
21 applicable standards and qualifications necessary to hold a gaming license in violation of
22 NRS 463.170(8).

23 94. Failure to comply with the above referenced license condition, as described
24 herein, constitutes a failure by CCAS and/or POURDASTAN to exercise discretion and/or
25 sound judgment to prevent incidents which might reflect on the repute of the State of
26 Nevada and act as a detriment to the development of the industry in violation of NGC
27 Regulation 5.011(1)(a).

28 95. Failure to comply with the above referenced license condition, as described
herein, constitutes a failure by CCAS and/or POURDASTAN to comply with or make
provisions for compliance with all federal, state, and local laws and regulations pertaining

1 to the operation of a licensed gaming establishment in violation of NGC Regulation
2 5.011(1)(h).

3 96. Failure to comply with the above referenced license condition, as described
4 herein, constitutes a failure by CCAS and/or POURDASTAN to conduct gaming operations
5 in accordance with proper standards of custom, decorum, and/or decency, and/or reflects or
6 tends to reflect on the repute of the State of Nevada and act as a detriment to the gaming
7 industry in violation of NGC Regulation 5.011(1)(k).

8 97. The failure to comply with NRS 463.170 and/or NGC Regulation 5.011(1)(a),
9 5.011(1)(h), and/or 5.011(1)(k) is an unsuitable method of operation and provides grounds
10 for disciplinary action against CCAS and/or POURDASTAN. See Nev. Gaming Comm'n
11 Reg. 5.010(2) and 5.030.

12 **PRAYER FOR RELIEF**

13 WHEREFORE, based upon the allegations contained herein, which constitute
14 reasonable cause for disciplinary action against CCAS and/or POURDASTAN, pursuant to
15 NRS 463.310 and/or NGC Regulations 5.010, 5.011, and/or 5.030, the Board prays for the
16 relief as follows:

17 1. That the Commission serve a copy of this Complaint on CCAS and/or
18 POURDASTAN pursuant to NRS 463.312(2);

19 2. That the Commission fine CCAS and/or POURDASTAN a monetary sum
20 pursuant to the parameters defined at NRS 463.310(4) for each separate violation of the
21 provisions of the Nevada Gaming Control Act or the Regulations of the Commission;

22 3. That the Commission take action against CCAS's and/or POURDASTAN's
23 licenses pursuant to the parameters defined in NRS 463.310(4); and

24 ...

25 ...

26 ...

27 ...

28 ...

