

1 NGC Case No. 18-02

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STATE OF NEVADA

5

BEFORE THE NEVADA GAMING COMMISSION

6

In the Matter of the Exclusion of:)

7

JEFFREY DOUGLAS MARTIN,)

8

From Licensed Gaming Establishments)
In the State of Nevada.)

FINAL ORDER OF EXCLUSION

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On September 6, 2018, the Nevada Gaming Control Board (Board) entered its Order nominating JEFFREY DOUGLAS MARTIN as a candidate to the List of Excluded Persons pursuant to Nevada Revised Statutes (NRS) 463.151 through 463.155 and Nevada Gaming Commission Regulation 28. After being personally served the Notice of Candidacy and Order of Nomination to List of Excluded Persons on September 11, 2018, JEFFREY DOUGLAS MARTIN requested a hearing before the Nevada Gaming Commission (Commission) pursuant to NRS 463.153(1). The Board filed a Bill of Particulars on October 5, 2018. This matter came before the Commission on December 20, 2018. JOHN S. MICHELA, Senior Deputy Attorney General, appeared on behalf of the Board. JEFFREY DOUGLAS MARTIN appeared *in pro per*.

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Having reviewed and carefully considered the record together with all of the evidence presented, the Commission, believing it to be fully advised on the facts and issues before it, makes the following findings:

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FINDINGS OF FACT

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1. Pursuant to NRS 463.151(3)(a), JEFFREY DOUGLAS MARTIN has been convicted of crimes that are felonies in this state. Specifically:

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- a) On or about April 18, 2016, JEFFREY DOUGLAS MARTIN was convicted in Nevada of Theft in violation of NRS 205.0832 and 205.0835(4), a Category B Felony and was convicted of Cheating at Gambling in violation of NRS

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1 465.015, 465.083, and 465.088, a Category B Felony. JEFFREY DOUGLAS
2 MARTIN was sentenced to 100 months in prison with a minimum parole
3 eligibility of thirty-six (36) months for the Theft conviction and was sentenced to
4 seventy-two (72) months in the Nevada Department of Corrections with a
5 minimum parole eligibility of twenty-four (24) months for the Cheating at
6 Gambling Conviction. The facts giving rise to these convictions occurred in a
7 licensed gaming establishment.

8 2. Pursuant to NRS 463.151(3)(a), JEFFREY DOUGLAS MARTIN has been
9 convicted of a crime which is a violation of the gaming laws of Nevada. Specifically:

10 a) On or about April 18, 2016, JEFFREY DOUGLAS MARTIN was convicted in
11 Nevada of Cheating at Gambling in violation of NRS 465.015, 465.083, and
12 465.088, a Category B Felony. JEFFREY DOUGLAS MARTIN was
13 sentenced to seventy-two (72) months in the Nevada Department of
14 Corrections with a minimum parole eligibility of twenty-four (24) months for
15 the Cheating at Gambling Conviction. The facts giving rise to these
16 convictions occurred in a licensed gaming establishment.

17 3. Pursuant to NRS 463.151(3)(a), JEFFREY DOUGLAS MARTIN has been
18 convicted of crimes involving moral turpitude. Specifically:

19 a) On or about April 18, 2016, JEFFREY DOUGLAS MARTIN was convicted in
20 Nevada of Theft in violation of NRS 205.0832 and 205.0835(4), a Category B
21 Felony and was convicted of Cheating at Gambling in violation of NRS
22 465.015, 465.083, and 465.088, a Category B Felony. JEFFREY DOUGLAS
23 MARTIN was sentenced to 100 months in prison with a minimum parole
24 eligibility of thirty-six (36) months for the Theft conviction and was
25 sentenced to seventy-two (72) months in the Nevada Department of
26 Corrections with a minimum parole eligibility of twenty-four (24) months for
27 the Cheating at Gambling Conviction. The facts giving rise to these
28 convictions occurred in a licensed gaming establishment.

1 4. JEFFREY DOUGLAS MARTIN is a person whose presence in a licensed gaming
2 establishment would adversely affect public confidence that gaming is free from criminal
3 and corruptive elements. This finding is specifically based on:

- 4 a) JEFFREY DOUGLAS MARTIN's felony criminal convictions as described
5 above;
- 6 b) JEFFREY DOUGLAS MARTIN's conviction of a crime for violating gaming
7 laws as described above;
- 8 c) JEFFREY DOUGLAS MARTIN's convictions of crimes involving moral
9 turpitude as described above; and
- 10 d) JEFFREY DOUGLAS MARTIN's association with two (2) individuals who
11 are currently on the List of Excluded Persons: James Russell Cooper and
12 Anthony Grant Granito. James Russell Cooper and Anthony Grant Granito
13 were named as a co-defendants with JEFFREY DOUGLAS MARTIN in a
14 case involving Theft in violation of NRS 205.0832 and 2050835(4) and
15 Cheating at Gambling in violation of NRS 465.015, 465.083, and 465.088.

16 5. In addition to the preceding, JEFFREY DOUGLAS MARTIN continues to have
17 contacts with the State of Nevada and poses a threat to the interests of the State of
18 Nevada and to licensed gaming as demonstrated by the fact JEFFREY DOUGLAS
19 MARTIN is still under supervision by the Nevada Department of Public Safety, Division
20 of Parole and Probation, for his conviction for violating the gaming laws of Nevada.

21 6. The race, color, creed, national origin, ancestry or sex of JEFFREY DOUGLAS
22 MARTIN is not and has not been considered for placing his name on the List of Excluded
23 Persons.

24 **CONCLUSIONS OF LAW**

25 7. The Commission has jurisdiction in this matter pursuant to NRS 463.153(1).

26 8. The procedural requirements of the Nevada Gaming Control Act and Nevada
27 Gaming Commission Regulation 28 have been satisfied.

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1 9. The sole issue before the Commission is whether at least one (1) of the criteria
2 set forth in NRS 463.151(3) to place JEFFREY DOUGLAS MARTIN on the List of
3 Excluded Persons has been met.

4 10. The Nevada Legislature has provided that the Board may nominate and the
5 Commission may so include a person on the List of Excluded Persons by reason of the fact
6 that such person has a "[p]rior conviction of a crime which is a felony in this state or
7 under the laws of the United States, a crime involving moral turpitude or a violation of
8 the gaming laws of any state." NRS 463.151(3)(a).

9 11. The Commission has also determined that a finding of any one of the criteria
10 set forth in NRS 463.151(3) is sufficient to place the name of an individual on the List of
11 Excluded Persons. See Nev. Gaming Comm'n Reg. 28.010(2).

12 12. Given the preceding findings of fact, the criteria of NRS 463.151(3)(a), that
13 JEFFREY DOUGLAS MARTIN has been convicted of a crime which is a felony under the
14 laws of this state, is met. The criteria of NRS 463.151(3)(a), that JEFFREY DOUGLAS
15 MARTIN has been convicted of a crime which is a violation of the gaming laws of any
16 state, is met. The criteria of NRS 463.151(3)(a), that JEFFREY DOUGLAS MARTIN has
17 been convicted of crimes involving moral turpitude, is met. Each of these, standing on its
18 own, is sufficient to place JEFFREY DOUGLAS MARTIN on the list of persons to be
19 excluded or ejected from any licensed gaming establishment in the State of Nevada
20 which conducts pari-mutuel wagering or operates any race book, sports pool, or games,
21 other than slot machines only.

22 13. Should any of the foregoing Conclusions of Law be deemed Findings of Fact,
23 they shall be so construed.


24 Accordingly, the Commission finds and concludes that JEFFREY DOUGLAS
25 MARTIN is a person whose presence in licensed gaming establishments would pose a
26 threat to the interests of this state or to licensed gaming, or both. Based on the foregoing,
27 and good cause appearing:

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1 IT IS HEREBY ORDERED that JEFFREY DOUGLAS MARTIN be, and hereby is
2 placed, on the List of Excluded Persons or ejected from any licensed gaming
3 establishment in the State of Nevada which conducts pari-mutuel wagering or operates
4 any race book, sports pool or games, other than slot machines only.

5 DATED this 20th Day of Decemb 2018.

6 NEVADA GAMING COMMISSION

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8 
9 TONY ALAMO (M.D.) Chairman

10 Submitted by:

11 ADAM PAUL LAXALT
12 Attorney General

13 By:

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