

NOV 14 2014

NEVADA GAMING COMMISSION
CARSON CITY, NEVADA

1 **NGC 14-06**

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STATE OF NEVADA

4

BEFORE THE NEVADA GAMING COMMISSION

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STATE GAMING CONTROL BOARD,)

6

Complainant,)

7

vs.)

**STIPULATION FOR SETTLEMENT
AND ORDER**

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GITA INCORPORATED, dba)

9

QUICK STOP FOOD MART; and)

9

BHARAT VASANT PATEL, an individual)

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Respondents.)

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The State of Nevada, on relation of its GAMING CONTROL BOARD (BOARD), Complainant herein, filed and served a Complaint in NGC Case No. 14-06, against GITA INCORPORATED, dba QUICK STOP FOOD MART, and BHARAT VASANT PATEL, RESPONDENTS herein, alleging certain violations of the Nevada Gaming Control Act and Regulations of the Nevada Gaming Commission.

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IT IS HEREBY STIPULATED AND AGREED to by the BOARD and the RESPONDENTS that the Complaint, NGC Case No. 14-06, filed against the RESPONDENTS in the above-entitled case shall be settled on the following terms and conditions:

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1. The RESPONDENTS do not admit nor deny that the factual allegations set forth in the Complaint, NGC Case No. 14-06, are true and correct. However, RESPONDENTS admit and acknowledge that the Nevada Gaming Commission could determine from the allegations set forth in the Complaint, NGC Case No. 14.06, that violations of the Nevada Gaming Control Act and/or the Nevada Gaming Commission Regulations occurred.

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2. The RESPONDENTS fully understand and voluntarily waive the right to a public hearing on the charges and allegations set forth in the Complaint, the right to present and cross-examine witnesses, the right to a written decision on the merits of the Complaint, which must contain findings of fact and a determination of the issues presented, and the right to obtain judicial review of the Nevada Gaming Commission's decision.

Attorney General's Office
Gaming Division
555 E. Washington Ave., Ste. 3900
Las Vegas, Nevada 89101

1 3. The RESPONDENTS and the BOARD agree to the following:

2 a. RESPONDENT GITA INCORPORATED's restricted gaming license issued by
3 the Nevada Gaming Commission to conduct gaming at QUICK STOP FOOD MART, located
4 at 2083 East Fremont Street, Las Vegas, Nevada, is revoked; and

5 b. RESPONDENT BHARAT VASANT PATEL's license issued by the Nevada
6 Gaming Commission relating to his positions as officer, director, and 60% shareholder of
7 RESPONDENT GITA INCORPORATED, dba QUICK STOP FOOD MART, is revoked.

8 4. In consideration for the execution of this Settlement Agreement, the
9 RESPONDENTS, for themselves, their heirs, executors, administrators, successors, and
10 assigns, hereby release and forever discharge the State of Nevada, the Nevada Gaming
11 Commission, the Nevada Gaming Control Board, the Nevada Attorney General and each of
12 their members, agents, and employees in their individual and representative capacities, from
13 any and all manner of actions, causes of action, suits, debts, judgments, executions, claims,
14 and demands whatsoever known or unknown, in law and equity, that the RESPONDENTS
15 ever had, now have, may have, or claim to have against any and all of the persons or entities
16 named in this paragraph arising out of, or by reason of, the investigation of the allegations in
17 the Complaint, this disciplinary action, NGC Case No. 14-06, or any other matter relating
18 thereto.

19 5. In consideration for the execution of this Settlement Agreement, the
20 RESPONDENTS hereby indemnify and hold harmless the State of Nevada, the Nevada
21 Gaming Commission, the State Gaming Control Board, the Nevada Attorney General, and
22 each of their members, agents, and employees in their individual and representative
23 capacities against any and all claims, suits and actions, brought against the persons named in
24 this paragraph by reason of the investigation of the allegations in the Complaint, filed in this
25 disciplinary action, NGC Case No. 14-06, and all other matters relating thereto, and against
26 any and all expenses, damages, charges and costs, including court costs and attorney fees,
27 which may be sustained by the persons and entities named in this paragraph as a result of
28 said claims, suits and actions.

1 6. The RESPONDENTS enter into this Stipulation for Settlement freely and
2 voluntarily, and with the assistance of legal counsel. The RESPONDENTS acknowledge that
3 this Stipulated Settlement is not the product of force, threats, or any other form of coercion or
4 duress, but is the product of discussions between legal counsel for the RESPONDENTS and
5 the attorney for the BOARD.

6 7. The RESPONDENTS affirmatively represents that if the RESPONDENTS, this
7 Stipulation for Settlement and Order, and/or any amounts distributed under this Stipulation for
8 Settlement and Order are subject to, or will become subject to, the jurisdiction of any
9 bankruptcy court, the bankruptcy court's approval is not necessary for this Stipulation for
10 Settlement and Order to become effective, or that the bankruptcy court has already approved
11 this Stipulation for Settlement and Order.

12 8. The RESPONDENTS and the BOARD acknowledge that this Settlement is made
13 to avoid litigation and economize resources. The parties agree and understand that this
14 Stipulation for Settlement and Order is intended to operate as full and final settlement of the
15 Complaint filed against the RESPONDENTS in the above-entitled disciplinary case, NGC
16 Case No. 14-06.

17 9. The RESPONDENTS and the BOARD recognize and agree that the Nevada
18 Gaming Commission has the sole and absolute discretion to determine whether to accept this
19 Stipulated Settlement Agreement. The RESPONDENTS and the BOARD hereby waive any
20 right they may have to challenge the impartiality of the Nevada Gaming Commission to hear
21 the above-entitled case on the matters embraced in the Complaint if the Nevada Gaming
22 Commission determines not to accept this Stipulated Settlement Agreement. If the Nevada
23 Gaming Commission does not accept the Stipulation for Settlement and Order, it shall be
24 withdrawn as null and void and the RESPONDENTS' admissions, if any, that certain violations
25 of the Nevada Gaming Control Act and the Regulations of the Nevada Gaming Commission
26 occurred shall be withdrawn.

27 10. The RESPONDENTS and the BOARD agree and understand that this Settlement
28 Agreement is intended to operate as full and final settlement of the Complaint filed in NGC

1 Case No. 14-06. The parties further agree and understand that any oral representations are
2 superseded by this Settlement Agreement and that only those terms memorialized in writing
3 herein shall be effective.

4 11. The RESPONDENTS agree and understand that although this Settlement, if
5 approved by the Nevada Gaming Commission, will settle the Complaint filed in NGC Case No.
6 14-06 that the allegations contained in the Complaint filed in NGC Case No. 14-06 and the
7 terms of this Settlement Agreement may be considered by the BOARD and/or the Nevada
8 Gaming Commission, with regards to any and all applications by the RESPONDENTS that are
9 currently pending before the BOARD or the Nevada Gaming Commission, or that are filed in
10 the future with the BOARD.

11 12. The RESPONDENTS and the BOARD shall each bear their own costs incurred in
12 this disciplinary action, NGC Case No. 14-06.

13 13. The RESPONDENTS fully understand and voluntarily waive the 21-day and the
14 5-day notice requirements found under NRS 241.033 and 241.034, including the content
15 requirements of such notices, in relation to any hearing before the Nevada Gaming
16 Commission on this Settlement Agreement that may be held.

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1 14. This stipulated Settlement Agreement shall become effective immediately upon
2 approval by the Nevada Gaming Commission.

3 DATED this 7th day of November 2014

DATED this 19th day of November 2014

4 GITA INCORPORATED, dba
5 QUICK STOP FOOD MART; and
6 BHARAT VASANT PATEL


STATE GAMING CONTROL BOARD

6 By: 
7 BHARAT VASANT PATEL
8 Officer and Director


A.G. BURNETT, Chairman


SHAWN R. REID, Member

9 THE FLETCHER FIRM, P.C.


TERRY JOHNSON, Member

10 By: 
11 MAYSOUN FLETCHER, ESQ
12 5510 South Fort Apache Road
13 Las Vegas, Nevada 89148

14 Attorney for Respondents

15 Submitted by:

16 CATHERINE CORTEZ MASTO
17 Attorney General

18 By: 
19 EDWARD L. MAGAW
20 Deputy Attorney General
21 Gaming Division

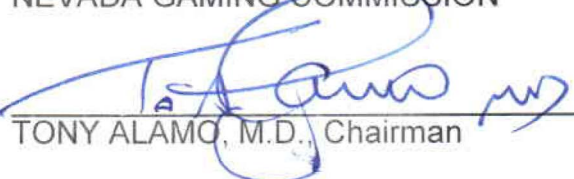
22 Attorneys for State Gaming Control Board

23 **ORDER**

24 IT IS SO ORDERED in NGC Case No. 14-06.

25 DATED this _____ day of November 2014.

26 NEVADA GAMING COMMISSION


27 TONY ALAMO, M.D., Chairman