



1 NGC Case No. 19-03

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4 **STATE OF NEVADA**

5 **BEFORE THE NEVADA GAMING COMMISSION**

6 NEVADA GAMING CONTROL BOARD,

7 Complainant,

8 vs.

9 STEPHEN ALAN WYNN,

10 Respondent.

NOTICE OF RECUSAL

11
12 **TO:** NEVADA GAMING CONTROL BOARD, Complainant, and its attorneys
13 First Assistant Attorney General Craig A. Newby, Senior Deputy Attorney
14 General Michael P. Somps, and Senior Deputy Attorney General Edward L.
Magaw;

15 **TO:** STEPHEN ALAN WYNN, Respondent, and his attorneys Donald J. Campbell,
Esq. and J. Colby Williams, Esq.; and

16 **TO:** NEVADA GAMING COMMISSIONERS, Vice Chair Steven B. Cohen,
17 Commissioner Rosa Solis-Rainey, Commissioner Ogonna Brown, and
Commissioner Brian Krolicki

18 The above-referenced disciplinary proceeding has been pending before the Nevada
19 Gaming Commission (“Commission”) since the filing of a Complaint against Respondent by
20 the Nevada Gaming Control Board on October 14, 2019. On September 29, 2022, the
21 undersigned Chair of the Commission signed a Stipulated Discovery Plan and Scheduling
22 Order (“Scheduling Order”) to be followed by the parties prior to an evidentiary hearing on
23 the merits of the Complaint. During the pendency of these proceedings, this Chair has not
24 had cause or occasion to rule on any further motions or discovery matters and has, likewise,
25 not made any rulings in this case.

26 However, subsequent to the filing of the Scheduling Order, the undersigned Chair,
27 while employed as a private mediator, inadvertently became aware of certain confidential
28 information pertaining to a civil lawsuit filed against Respondent potentially relevant to

1 the Board Complaint filed herein. As the Nevada Mediation Rules require confidentiality
2 of proceedings and adherence to the privilege of the parties to refuse to permit disclosure
3 of information and communications made during the proceedings, the Chair recognized the
4 conflict between her public duty and her commitment in a private capacity to the interests
5 of others. Accordingly, on January 9, 2023, the Chair met with counsel for the parties to
6 advise of the conflict and direct any further procedural matter to the attention of the Vice-
7 Chair of the Commission. As a follow-up to that meeting, and pursuant to NRS
8 281A.420(1)(c), NRS 281A.420(3)(c), NRS 463.312 to 463.3145, and Nevada Gaming
9 Commission Regulations 7.010 to 7.240, it is determined that this written Notice of Recusal
10 should be filed with the Nevada Gaming Commission and provided to the parties herein,
11 and that the undersigned has ceased to participate as a finder of fact or decision maker in
12 the above-referenced case.

13 Any further motions or other matters relevant hereto should henceforth be directed
14 to the Commission's Vice-Chair.


15 Dated this 15th day of February 2023.

16 NEVADA GAMING COMMISSION

17 
18 HON. JENNIFER P. TOGLIATTI (RET.), Chair

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20 Submitted by:

21 AARON D. FORD
22 Attorney General

23 By: 
24 Darlene B. Caruso (Bar No. 5866)
25 Chief Deputy Attorney General
26 555 E. Washington Ave., Suite 3900
27 Las Vegas, Nevada 89101
28

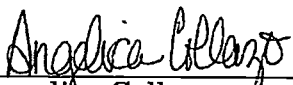
1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I am an employee of the Office of the Attorney General, State of
3 Nevada, and that on the 15th day of February 2023, I mailed a true and correct copy of the
4 **NOTICE OF RECUSAL** via the United States Mail, first-class postage prepaid envelope,
5 at Las Vegas, Nevada, to the following interested parties:

6 Craig A. Newby, First Assistant Attorney General
7 Michael P. Somps, Senior Deputy Attorney General
8 Edward L. Magaw, Senior Deputy Attorney General
9 555 E. Washington Ave., Suite 3900
10 Las Vegas, Nevada 89101
11 *Attorneys for Nevada Gaming Control Board*

12 Donald J. Campbell, Esq.
13 J. Colby Williams, Esq.
14 Campbell & Williams
15 700 S. Seventh Street
16 Las Vegas, Nevada 89101
17 *Attorneys for Respondent Stephen A. Wynn*

18 Steven B. Cohen, Vice Chair
19 Rosa Solis-Rainey, Commissioner
20 Ogonna Brown, Commissioner
21 Hon. Brian Krolicki (Ret.), Commissioner
22 1919 College Parkway
23 Carson City, Nevada 89706
24 *Nevada Gaming Commissioners*

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Angelica Collazo, an employee of
the office of the Nevada Attorney General