



1 NGC Case No. 23-09

2
3 **STATE OF NEVADA**
4 **BEFORE THE NEVADA GAMING COMMISSION**

5
6 In the Matter of the Exclusion of:)
7 NEAL AHMAD HEARNE,)
8 aka Neal Hearne and)
9 Neal Ahmed Hearne,)
10 From Licensed Gaming Establishments)
11 In the State of Nevada.)

AMENDED FINAL ORDER OF EXCLUSION

12 On January 10, 2024, the Nevada Gaming Control Board (Board) entered its Order
13 nominating NEAL AHMAD HEARNE as a candidate to the List of Excluded Persons
14 pursuant to Nevada Revised Statutes (NRS) 463.151 through 463.155 and Nevada Gaming
15 Commission Regulation 28. After being personally served the Notice of Candidacy and
16 Order of Nomination to List of Excluded Persons on January 23, 2024, NEAL AHMAD
17 HEARNE failed to request a hearing before the Nevada Gaming Commission (Commission)
18 pursuant to NRS 463.153(1). The Board filed a Bill of Particulars on February 28, 2024.
19 This matter came before the Commission on April 18, 2024. JOHN S. MICHELA, Senior
20 Deputy Attorney General, appeared on behalf of the Board.

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

FINDINGS OF FACT

24 1. Pursuant to NRS 463.151(3)(a), NEAL AHMAD HEARNE has been convicted of
25 crimes that are felonies in this state. Specifically:

26 a) On or about January 10, 2018, NEAL AHMAD HEARNE was convicted in
27 Nevada of Attempted Theft in violation of NRS 193.330 and 205.0835, a Category D Felony.
28 The facts giving rise to this conviction occurred in a licensed gaming establishment.

1 b) On or about June 27, 2018, NEAL AHMAD HEARNE was convicted in
2 Nevada of Grand Larceny in violation of NRS 205.220 and 205.222, a Category B Felony.
3 The facts giving rise to this conviction occurred in a licensed gaming establishment.

4 2. Pursuant to NRS 463.151(3)(a), NEAL AHMAD HEARNE has been convicted of
5 crimes involving moral turpitude. Specifically:

6 a) On or about January 10, 2018, NEAL AHMAD HEARNE was convicted in
7 Nevada of Attempted Theft in violation of NRS 193.330 and 205.0835, a Category D Felony.
8 The facts giving rise to this conviction occurred in a licensed gaming establishment.

9 b) On or about June 27, 2018, NEAL AHMAD HEARNE was convicted in
10 Nevada of Grand Larceny in violation of NRS 205.220 and 205.222, a Category B Felony.
11 The facts giving rise to this conviction occurred in a licensed gaming establishment.

12 3. Pursuant to NRS 463.151(3)(d), NEAL AHMAD HEARNE has been excluded from
13 an establishment which conducts gaming by the written order of a governmental agency.
14 Specifically:

15 a) On or about January 10, 2018, Eighth Judicial District Court of Nevada,
16 Judge Stefany A. Miley, ordered as a probation condition NEAL AHMAD HEARNE “[n]ot
17 enter any gaming establishment for the purpose of gambling.”

18 b) On or about June 27, 2018, Eighth Judicial District Court of Nevada, Judge
19 Stefany A. Miley, ordered as a probation condition NEAL AHMAD HEARNE “[n]ot enter
20 any gaming establishment for the purpose of gambling.” Judge Miley further ordered,
21 “[s]tay out of the Strip Corridor unless employed therein (map provided in open court).”

22 4. NEAL AHMAD HEARNE continues to have contacts with the State of Nevada
23 and poses a threat to the interests of the State of Nevada and to licensed gaming as
24 demonstrated by the fact that NEAL AHMAD HEARNE has been convicted of two felonies
25 for stealing gaming chips coupled with the fact that the State agreed not to pursue thirteen
26 additional cases concerning the theft of gaming chips by NEAL AHMAD HEARNE as part
27 of the plea agreements for those two felonies.

28 5. The race, color, creed, national origin or ancestry, sex, sexual orientation, or

1 gender identity or expression of NEAL AHMAD HEARNE is not and has not been
2 considered for placing his name on the List of Excluded Persons.

3 **CONCLUSIONS OF LAW**

4 6. The Commission has jurisdiction in this matter pursuant to NRS 463.153(1).

5 7. The procedural requirements of the Nevada Gaming Control Act and Nev.
6 Gaming Comm'n Reg. 28 have been satisfied.

7 8. The sole issue before the Commission is whether at least one of the criteria set
8 forth in NRS 463.151(3) to place NEAL AHMAD HEARNE on the List of Excluded Persons
9 has been met.

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

15 10. The Nevada Legislature has provided that the Board may nominate, and the
16 Commission may so include a person on the List of Excluded Persons by reason of the fact
17 that such person has been the subject of a "[w]ritten order of a governmental agency which
18 authorizes the exclusion or ejection of the person from an establishment at which gaming,
19 or pari-mutuel wagering is conducted." NRS 463.151(3)(d).

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

23 12. Given the preceding findings of fact, the criteria of NRS 463.151(3)(a), that
24 NEAL AHMAD HEARNE has been convicted of a crime which is a felony under the laws
25 of this state, is met. The criteria of NRS 463.151(3)(a), that NEAL AHMAD HEARNE has
26 been convicted of crimes involving moral turpitude, is met. The criteria of NRS
27 463.151(3)(d), that NEAL AHMAD HEARNE has been the subject of a written order of a
28 governmental agency excluding him from an establishment at which gaming is conducted,

1 is met. Each of these, standing on its own, is sufficient to place NEAL AHMAD HEARNE
2 on the list of persons to be excluded or ejected from any licensed gaming establishment in
3 the State of Nevada which conducts pari-mutuel wagering or operates any race book, sports
4 pool, or games, other than slot machines only.

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

7 Accordingly, the Commission finds and concludes that NEAL AHMAD HEARNE is
8 a person whose presence in licensed gaming establishments would pose a threat to the
9 interests of this state or to licensed gaming, or both. Based on the foregoing, and good
10 cause appearing:

11 IT IS HEREBY ORDERED that NEAL AHMAD HEARNE be, and hereby is placed
12 on the list of persons to be excluded or ejected from any licensed gaming establishment in
13 the State of Nevada which conducts pari-mutuel wagering or operates any race book, sports
14 pool, or games, other than slot machines only.

15 DATED this 24th day of April 2024.

16 NEVADA GAMING COMMISSION

17
18
19 
20 HON. JENNIFER P. TOGLIATTI, Chair

21
22 Submitted by:

23 AARON D. FORD
24 Attorney General

25 By:


26 JOHN S. MICHELA
27 Senior Deputy Attorney General
28 Gaming Division
5420 Kietzke Lane, Suite 202
Reno, Nevada 89511
Telephone: (775) 687-2118