



**NOTC**

**LEW BRANDON, JR., ESQ.**

Nevada Bar No. 5880

**JUSTIN W. SMERBER, ESQ.**

Nevada Bar No. 10761

**BRANDON | SMERBER LAW FIRM**

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Attorneys for Defendant,

CAESARS ENTERTAINMENT CORPORATION,

RIO PROPERTIES, LLC and JOHN CARLISLE

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

PHILLIP SEMPER, and individual;  
COREY JOHNSON, an individual;  
ASHLEY MEDLOCK, an individual;  
CORY BASS, an individual;  
MICHAEL GREEN, an individual,  
DEMARLO RILEY, an individual;  
BREANNA NELLUMS, an individual;  
CLINTON REECE, an individual;  
ANOTONIO WILLIAMS, an  
individual; CARLOS BASS, an  
individual; DEMETREUS BEARD, an  
individual,

Plaintiffs,

-vs-

LAS VEGAS METROPOLITAN  
POLICE DEPARTMENT, in its official  
capacity; SHERIFF JOSEPH  
LOMBARDO, individually and in his  
official capacity as Sheriff of the Las  
Vegas Metropolitan Police Department;  
ANDREW BAUMAN, individually and  
in his capacity as a Las Vegas  
Metropolitan Police Department  
Officer, MATTHEW KRAVETZ,  
individually and in his capacity as a Las  
Vegas Metropolitan Police Department

CASE NO.: A-20-819732-C  
DEPT NO.: 13

**NOTICE OF FILING NOTICE OF  
REMOVAL**

1 Officer, SUPREET KAUR, individually  
2 and in his capacity as a Las Vegas  
3 Metropolitan Police Department  
4 Officer, DAVID JEONG, individually  
5 and in his capacity as a Las Vegas  
6 Metropolitan Police Department  
7 Officer, THERON YOUNG,  
8 individually and in his capacity as a Las  
9 Vegas Metropolitan Police Department  
10 Officer, CAESARS  
11 ENTERTAINMENT CORPORATION  
12 D/B/A RIO ALL SUITES HOTEL;  
13 RIO PROPERTIES, LLC; JOHN  
14 CARLISLE, individually and in his  
15 capacity as an employee of the Rio  
16 Hotel & Casino; DOE LVMPD GANG  
17 TASK FORCE OFFICERS 1-10; DOE  
18 LVMPD OFFICERS 1-10; DOE  
19 LVMPD SUPERVISORS 1-5; DOE  
20 RIO EMPLOYEES 1-10,

21  
22 Defendants.

23  
24 **NOTICE OF FILING NOTICE OF REMOVAL**

25 TO: THE CLERK OF THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF  
26 NEVADA; and

27 TO: NICOLE C. LEVY, ESQ., Attorney for Plaintiff:

28 PLEASE TAKE NOTICE that on October 8<sup>th</sup>, 2020, Defendants, CAESARS  
ENTERTAINMENT CORPORATION (hereinafter "CAESARS"), RIO PROPERTIES, LLC  
(hereinafter "RIO) and JOHN CARLISLE (hereinafter "CARLISLE"), filed a Notice of Removal  
of Action to the United States District Court for the District of Nevada. A true and correct copy  
of said Notice of Removal, including all exhibits, is attached hereto and incorporated herein by  
reference and is served and filed herewith as Exhibit "A."

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Pursuant to 28 U.S.C. § 1446(d), the filing of the attached Notice of Removal with the Court effects the removal of this action.

The above-captioned Court may not proceed further unless and until the case is remanded.

DATED this 8<sup>th</sup> day of October, 2020.

**BRANDON | SMERBER LAW FIRM**

/s/ Justin W. Smerber, Esq.

**LEW BRANDON, JR., ESQ.**

Nevada Bar No. 5880

**JUSTIN W. SMERBER, ESQ.**

Nevada Bar No. 10761

139 East Warm Springs Road

Las Vegas, Nevada 89119

Attorneys for Defendant,

CAESARS ENTERTAINMENT CORPORATION,

RIO PROPERTIES, LLC, and

JOHN CARLISLE

**CERTIFICATE OF SERVICE**

Pursuant to FRCP 5(b), I hereby certify that on the 8<sup>th</sup> day of October, 2020, I served a true and correct copy of the foregoing **NOTICE OF FILING NOTICE OF REMOVAL** via the Court's electronic filing and service systems to all parties on the current service list, as follows:

**NICOLE C. LEVY, ESQ.**

Nevada Bar No: 15061

**AMERICAN CIVIL LIBERTIES UNION OF NEVADA**

501 South Rancho Dr., Suite B-11

Las Vegas, NV 89106

Tel./Fax. (702) 830-9205 / (702) 366-1331

levy@aclunv.org

Attorneys for Plaintiffs

/s/ Angelina Martinez

An Employee of BRANDON | SMERBER LAW FIRM

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**EXHIBIT “A”**

**EXHIBIT “A”**

139 E. WARM SPRINGS RD.  
LAS VEGAS, NEVADA 89119  
T. 702.380.0007 | F. 702.380.2964

**BRANDON | SMERBER**  
**LAW FIRM**

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Nevada Bar No. 5880

2 **JUSTIN W. SMERBER, ESQ.**

Nevada Bar No. 10761

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Attorneys for Defendant,

8 CAESARS ENTERTAINMENT CORPORATION,

9 RIO PROPERTIES, LLC and JOHN CARLISLE

10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

12 PHILLIP SEMPER, and individual;  
13 COREY JOHNSON, an individual;  
14 ASHLEY MEDLOCK, an individual;  
15 CORY BASS, an individual;  
16 MICHAEL GREEN, an individual,  
17 DEMARLO RILEY, an individual;  
18 BREANNA NELLUMS, an individual;  
19 CLINTON REECE, an individual;  
20 ANOTONIO WILLIAMS, an  
21 individual; CARLOS BASS, an  
22 individual; DEMETREUS BEARD, an  
23 individual,

24 Plaintiffs,

25 -vs-

26 LAS VEGAS METROPOLITAN  
27 POLICE DEPARTMENT, in its official  
28 capacity; SHERIFF JOSEPH  
LOMBARDO, individually and in his  
official capacity as Sheriff of the Las  
Vegas Metropolitan Police Department;  
ANDREW BAUMAN, individually and  
in his capacity as a Las Vegas  
Metropolitan Police Department  
Officer, MATTHEW KRAVETZ,  
individually and in his capacity as a Las  
Vegas Metropolitan Police Department  
Officer, SUPREET KAUR, individually

CASE NO.:

**DEFENDANTS, CAESARS**  
**ENTERTAINMENT**  
**CORPORATION,**  
**RIO PROPERTIES, LLC AND**  
**JOHN CARLISLE NOTICE OF**  
**REMOVAL**

139 E. WARM SPRINGS RD.  
LAS VEGAS, NEVADA 89119  
T: 702.380.0007 | F: 702.380.2961

**BRANDON | SMERBER**  
LAW FIRM

1 and in his capacity as a Las Vegas  
2 Metropolitan Police Department  
3 Officer, DAVID JEONG, individually  
4 and in his capacity as a Las Vegas  
5 Metropolitan Police Department  
6 Officer, THERON YOUNG,  
7 individually and in his capacity as a Las  
8 Vegas Metropolitan Police Department  
9 Officer, CAESARS  
10 ENTERTAINMENT CORPORATION  
11 D/B/A RIO ALL SUITES HOTEL;  
12 RIO PROPERTIES, LLC; JOHN  
13 CARLISLE, individually and in his  
14 capacity as an employee of the Rio  
15 Hotel & Casino; DOE LVMPD GANG  
16 TASK FORCE OFFICERS 1-10; DOE  
17 LVMPD OFFICERS 1-10; DOE  
18 LVMPD SUPERVISORS 1-5; DOE  
19 RIO EMPLOYEES 1-10,

20 Defendants.

21  
22 **DEFENDANTS, CAESARS ENTERTAINMENT CORPORATION,**  
23 **RIO PROPERTIES, LLC AND JOHN CARLISLE'S NOTICE OF REMOVAL**

24 Pursuant to 28 USC § 1441, Defendants, CAESARS ENTERTAINMENT  
25 CORPORATION (hereinafter "CAESARS"), RIO PROPERTIES, LLC (hereinafter "RIO) and  
26 JOHN CARLISLE (hereinafter "CARLISLE"), by and through their counsel, BRANDON |  
27 SMERBER LAW FIRM, hereby remove this action to this Court. In support of this action, the  
28 Defendants state as follows:

1. This action was commenced in the Eighth Judicial District Court of Clark County, State  
of Nevada. The Complaint ("Complaint") was filed in the Eighth Judicial District Court on  
August 17, 2020 under Case No. A-20-819732-C.

2. CAESARS was served with process on September 21, 2020.

3. RIO was served with process on September 23, 2020.

4. CARLISLE was served with process on September 21, 2020.

1           5. This Notice of Removal is filed within thirty (30) days after receipt by the removing  
2 Defendants of the Complaint, in compliance with 28 U.S.C. § 1446(b) and per this Court's  
3 decision in *Coleman v. Assurant, Inc.*, 463 F.Supp.2d 1164 (D. Nev. 2006) (providing thirty (30)  
4 days for removal after notice and/or service of each defendant). Pursuant to §1446(a), a copy of  
5 the following are attached hereto as Exhibit A: (1) Complaint; (2) Summonses to the CAESARS,  
6 RIO and CARLISLE; and (3) Notice by the removing Defendants of Removal of Action. On  
7 information and belief, no other pleadings have been served and no orders have been entered.  
8

9           6. Removal is appropriate pursuant to 28 U.S.C. § 1441 (b) as this Court has original  
10 jurisdiction over this action pursuant to 28 U.S.C. § 1331 (granting District Courts original  
11 jurisdiction over claims “arising under the Constitution, laws or treaties of the United States”).  
12 Plaintiffs’ Complaint asserts a claim for an alleged violations of title VI of the Civil Rights Act  
13 of 1964, 28 C.F.R. §§ 42.101 et seq. and 42 U.S.C. § 1983 ; alleged violations of the Fourteenth  
14 Amendment to the Constitution of the United States under 42 U.S.C. § 1983 (Right to Equal  
15 Protection of the Laws); alleged violations of the Fourth and Fourteenth Amendment to the  
16 Constitution of the United States under 42 U.S.C. § 1983 (Search and Seizure); and Civil  
17 Conspiracy to Violate Civil Rights under 42 U.S.C. § 1983. The Complaint also alleges state  
18 law claims for Civil Conspiracy, Intentional Infliction of Emotional Distress, Negligent Infliction  
19 of Emotional Distress, False Imprisonment, Negligent Hiring, Training Supervision and  
20 Retention. As to the non-federal claims, 28 U.S.C. § 1441(c) provides grounds for removal.  
21

22           7. Pursuant to 28 U.S.C. § 1446(a), the state court in which this action was commenced is  
23 within this Court’s Jurisdiction.  
24

25           8. Pursuant to 28 U.S.C. § 1446(d), the removing Defendants file this Notice of Removal  
26 within thirty (30) days of receipt of the Plaintiffs’ Complaint in the state court action.  
27  
28

10. Pursuant to § 1446(d), the removing Defendants certify that a copy of this Notice of Removal will be served promptly on Plaintiffs and filed with the Clerk of the Eighth Judicial District Court, Clark County, Nevada.

**BRANDON | SMERBER LAW FIRM**

**LEW BRANDON, JR., ESQ.**

**JUSTIN W. SMERBER, ESQ.**

139 East Warm Springs Road

Las Vegas, Nevada 89119

Attorneys for Defendant,

**CAESARS ENTERTAINMENT CORPORATION,**

RIO PROPERTIES, LLC, and

JOHN CARLISLE



**CERTIFICATE OF SERVICE**

Pursuant to FRCP 5(b), I hereby certify that on the 8<sup>th</sup> day of October, 2020, I served a true and correct copy of the foregoing **DEFENDANTS, CAESARS ENTERTAINMENT CORPORATION, RIO PROPERTIES, LLC AND JOHN CARLISLE'S NOTICE OF REMOVAL** via the Court's electronic filing and service systems to all parties on the current service list, as follows:

**NICOLE C. LEVY, ESQ.**  
Nevada Bar No: 15061  
**AMERICAN CIVIL LIBERTIES UNION OF NEVADA**  
501 South Rancho Dr., Suite B-11  
Las Vegas, NV 89106  
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Attorneys for Plaintiffs

/s/ Angelina Martinez

An Employee of BRANDON | SMERBER LAW FIRM

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**EXHIBIT “A”**

**EXHIBIT “A”**

Electronically Filed  
9/15/2020 8:11 PM  
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CLERK OF THE COURT



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Attorneys for Plaintiffs

EIGHTH JUDICIAL DISTRICT COURT

CLARK COUNTY, NEVADA

PHILLIP SEMPER, an individual; COREY  
JOHNSON, an individual; ASHLEY  
MEDLOCK, an individual; CORY BASS, an  
individual; MICHAEL GREEN, an  
individual; DEMARLO RILEY, an  
individual; BREANNA NELLUMS, an  
individual; CLINTON REECE, an individual;  
ANTONIO WILLIAMS, an individual;  
LONICIA BOWIE, an individual; CARLOS  
BASS, an individual; and DEMETREUS  
BEARD, an individual,

Plaintiff(s),

CASE NO. A-20-819732-C

DEPT. NO. 13

**FIRST AMENDED COMPLAINT  
FOR DECLARATORY RELIEF,  
INJUNCTIVE RELIEF, AND  
DAMAGES PURSUANT TO 42 U.S.C.  
§ 1983 AND NEVADA STATE LAW**

(Trial By Jury Demanded)

1 -vs-

2 LAS VEGAS METROPOLITAN POLICE  
3 DEPARTMENT, in its official capacity;  
4 SHERIFF JOSEPH LOMBARDO,  
5 individually and in his official capacity as  
6 Sheriff of the Las Vegas Metropolitan  
7 Police Department; ANDREW BAUMAN,  
8 individually and in his capacity as a Las  
9 Vegas Metropolitan Police Department  
10 Officer; MATTHEW KRAVETZ,  
11 individually and in his capacity as a Las  
12 Vegas Metropolitan Police Department  
13 Officer; SUPREET KAUR, individually  
14 and in his capacity as a Las Vegas  
15 Metropolitan Police Department Officer;  
16 DAVID JEONG, individually and in his  
17 capacity as a Las Vegas Metropolitan Police  
18 Department Officer; THERON YOUNG,  
19 individually and in his capacity as a Las  
20 Vegas Metropolitan Police Department  
21 Officer; CAESARS ENTERTAINMENT  
22 CORPORATION D/B/A RIO  
23 ALL-SUITES HOTEL; RIO  
24 PROPERTIES, LLC; JOHN CARLISLE,  
25 individually and in his capacity as an  
26 employee of the Rio Hotel & Casino; DOE  
27 LVMPD GANG TASK FORCE OFFICERS  
1-10; DOE LVMPD OFFICERS 1-10; DOE  
LVMPD SUPERVISORS 1-5; DOE RIO  
EMPLOYEES 1-10,

Defendant(s).

COMES NOW Plaintiffs, PHILLIP SEMPER, COREY JOHNSON, ASHLEY MEDLOCK, CORY BASS, MICHAEL GREEN, DEMARLO RILEY, BREANNA NELLUMS, CLINTON REECE, ANTONIO WILLIAMS, LONICIA BOWIE, CARLOS BASS and DEMETREUS BEARD by and through the undersigned attorneys, and for their causes of action against each of the defendants, allege as follows:

**I.**

**JURISDICTION AND VENUE**

1. This Court has jurisdiction over this matter pursuant to Nev. Const. art. VI, § 6, as this Court has original jurisdiction in all cases not assigned to the justices' courts.

2. Venue is proper in the Eighth Judicial District Court, Clark County, Nevada because the events giving rise to these claims occurred in Clark County, Nevada.

**II.**

**PARTIES**

**A. PLAINTIFFS**

3. Plaintiff PHILLIP SEMPER ("SEMPER") is and was at all times relevant to this Complaint a citizen of the United States of America and a resident of Clark County in the State of Nevada.

4. Plaintiff COREY JOHNSON ("JOHNSON") is and was at all times relevant to this Complaint a citizen of the United States of America and a resident of Clark County in the State of Nevada.

5. Plaintiff ASHLEY MEDLOCK ("MEDLOCK") is and was at all times relevant to this Complaint a citizen of the United States of America and a resident of Clark County in the State of Nevada.

6. Plaintiff CORY BASS ("CORY BASS") is and was at all times relevant to this Complaint a citizen of the United States of America and a resident of Clark County in the State of Nevada.

7. Plaintiff MICHAEL GREEN ("GREEN") is and was at all times relevant to this Complaint a citizen of the United States of America and a resident of Clark County in the State of Nevada.

8. Plaintiff DEMARLO RILEY ("RILEY") is and was at all times relevant to this Complaint

1 a citizen of the United States of America and a resident of Clark County in the State of Nevada.

2 9. Plaintiff BREANNA NELLUMS ("NELLUMS") is and was at all times relevant to this  
3 Complaint a citizen of the United States of America and a resident of Clark County in the State of  
4 Nevada.

5 10. Plaintiff CLINTON REECE ("REECE") is and was at all times relevant to this Complaint  
6 a citizen of the United States of America and a resident of Clark County in the State of Nevada.

7 11. Plaintiff ANTONIO WILLIAMS ("WILLIAMS") is and was at all times relevant to this  
8 Complaint a citizen of the United States of America and a resident of Clark County in the State of  
9 Nevada.

10 12. Plaintiff LONICIA BOWIE ("BOWIE") is and was at all times relevant to this Complaint  
11 a citizen of the United States of America and a resident of Clark County in the State of Nevada.

12 13. Plaintiff CARLOS BASS ("CARLOS BASS") is and was at all times relevant to this  
13 Complaint a citizen of the United States of America and a resident of Clark County in the State of  
14 Nevada.

15 14. Plaintiff DEMETREUS BEARD ("BEARD") is and was at all times relevant to this  
16 Complaint a citizen of the United States of America and a resident of Clark County in the State of  
17 Nevada.

18 **B. DEFENDANTS**

19 15. All defendants named herein, upon information and belief, are and were at all times  
20 relevant hereto citizens of the United States and citizens and residents of the State of Nevada.

21 16. Defendant LAS VEGAS METROPOLITAN POLICE DEPARTMENT ("LVMPD") is a  
22 legal entity for the purposes of 42 U.S.C. § 1983. Defendant LVMPD is responsible for the hiring,  
23 control, and supervision of all its police officers and agents, as well as for the implementation and  
24 maintenance of official and unofficial policies and practices pertaining to the day-to-day  
25 functioning of its officers and agents. LVMPD is and was at all times relevant hereto the employer  
26 of Defendants ANDREW BAUMAN, MATTHEW KRAVETZ, SUPREET KAUR, DAVID  
27 JEONG, THERON YOUNG, DOE LVMPD GANG TASK FORCE OFFICERS 1-10, DOE

1 LVMPD OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5.

2 17. Defendant SHERIFF JOSEPH LOMBARDO ("LOMBARDO") is the Sheriff of the Las  
3 Vegas Metropolitan Police Department. He is sued in his individual capacity as to Plaintiffs'  
4 claims arising under 28 U.S.C. § 1983 and is sued in his individual capacity and as an officer or  
5 employee of the State of Nevada or any of its agencies or political subdivisions as to Plaintiffs'  
6 state law claims.

7 18. Defendant ANDREW BAUMAN ("BAUMAN") was at all times relevant hereto a law  
8 enforcement officer with LVMPD, P# 9982. He is sued in his individual capacity as to Plaintiffs'  
9 claims arising under 28 U.S.C. § 1983 and is sued in his individual capacity and as an officer or  
10 employee of the State of Nevada or any of its agencies or political subdivisions as to Plaintiffs'  
11 state law claims.

12 19. Defendant MATTHEW KRAVETZ ("KRAVETZ") was at all times relevant hereto a law  
13 enforcement officer with LVMPD, P# 15346. He is sued in his individual capacity as to Plaintiffs'  
14 claims arising under 28 U.S.C. § 1983 and is sued in his individual capacity and as an officer or  
15 employee of the State of Nevada or any of its agencies or political subdivisions as to Plaintiffs'  
16 state law claims.

17 20. Defendant SUPREET KAUR ("KAUR") was at all times relevant hereto a law  
18 enforcement officer with LVMPD, P# 16227. He is sued in his individual capacity as to Plaintiffs'  
19 claims arising under 28 U.S.C. § 1983 and is sued in his individual capacity and as an officer or  
20 employee of the State of Nevada or any of its agencies or political subdivisions as to Plaintiffs'  
21 state law claims.

22 21. Defendant DAVID JEONG ("JEONG") was at all times relevant hereto a law enforcement  
23 officer with LVMPD, P# 14997. He is sued in his individual capacity as to Plaintiffs' claims arising  
24 under 28 U.S.C. § 1983 and is sued in his individual capacity and as an officer or employee of the  
25 State of Nevada or any of its agencies or political subdivisions as to Plaintiffs' state law claims.

26 22. Defendant THERON YOUNG ("YOUNG") was at all times relevant hereto a law  
27 enforcement officer with LVMPD, P# 15103. He is sued in his individual capacity as to Plaintiffs'

1 claims arising under 28 U.S.C. § 1983 and is sued in his individual capacity and as an officer or  
2 employee of the State of Nevada or any of its agencies or political subdivisions as to Plaintiffs'  
3 state law claims.

4 23. Defendant CAESARS ENTERTAINMENT CORPORATION D/B/A RIO ALL-  
5 SUITES HOTEL ("CAESARS") is a Nevada corporation, duly organized under the laws of  
6 the State of Nevada and authorized to conduct business in the State of Nevada. CAESARS is  
7 responsible for the hiring, control, and supervision of all its security officers and agents, as well  
8 as for the implementation and maintenance of official and unofficial policies pertaining to the day  
9 to day functioning of its security officers and agents.

10 24. Defendant RIO PROPERTIES, LLC ("RIO") is a Nevada limited liability company,  
11 duly organized under the laws of the State of Nevada and authorized to conduct business in  
12 the State of Nevada. RIO is responsible for the hiring, control, and supervision of all its security  
13 officers and agents, as well as for the implementation and maintenance of official and unofficial  
14 policies pertaining to the day to day functioning of its security officers and agents.

15 25. Defendant JOHN CARLISLE ("CARLISLE") was at all times relevant hereto an employee  
16 and security officer with RIO. He is sued in his individual capacity as to Plaintiffs' claims arising  
17 under 28 U.S.C. § 1983 and is sued in his individual capacity and as an officer or employee of the  
18 RIO as to Plaintiffs' state law claims.

19 26. Defendants DOE LVMPD GANG TASK FORCE OFFICERS 1-10, whose identities are  
20 currently unknown, were at all times relevant hereto law enforcement officers employed by  
21 LVMPD. They are sued in their individual capacities as to Plaintiffs' claims arising under 28  
22 U.S.C. § 1983 and are sued in their individual capacities and as officers or employees of the State  
23 of Nevada or any of its agencies or political subdivisions as to Plaintiffs' state law claims.

24 27. Defendants DOE LVMPD OFFICERS 1-10, whose identities are currently unknown, were  
25 at all times relevant hereto law enforcement officers employed by LVMPD. They are sued in their  
26 individual capacities as to Plaintiffs' claims arising under 28 U.S.C. § 1983 and are sued in their  
27 individual capacities and as officers or employees of the State of Nevada or any of its agencies or



1 political subdivisions as to Plaintiffs' state law claims.

2 28. Defendants DOE LVMPD SUPERVISORS 1-5, whose identities are currently unknown,  
3 were at all times relevant hereto law enforcement officers employed by LVMPD. They are sued  
4 in their individual capacities as to Plaintiffs' claims arising under 28 U.S.C. § 1983 and are sued  
5 in their individual capacities and as officers or employees of the State of Nevada or any of its  
6 agencies or political subdivisions as to Plaintiffs' state law claims.

7 29. Defendant DOE RIO EMPLOYEES 1-10 were at all times relevant hereto employees and  
8 security officers with RIO. They are sued in their individual capacity as to Plaintiffs' claims arising  
9 under 28 U.S.C. § 1983 and are sued in their individual capacity and as officers or employees of  
10 the Rio as to Plaintiffs' state law claims.

11 30. At all times relevant hereto, and in all actions described herein, defendant LVMPD officers,  
12 BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD GANG TASK FORCE  
13 OFFICERS 1-10, DOE LVMPD OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5  
14 were acting under color of their authority as law enforcement officers at the LVMPD.

15 31. That the true names and capacities, whether individual or otherwise, of the defendants  
16 herein designated as DOE LVMPD GANG TASK FORCE OFFICERS 1-10, DOE LVMPD  
17 OFFICERS 1-10, DOE LVMPD SUPERVISORS 1-5, and DOE RIO EMPLOYEES 1-10 are  
18 unknown to Plaintiffs, who therefore sue said defendants by such fictitious names. Plaintiffs allege  
19 that each named defendant herein designated as DOE is negligently, willfully, or otherwise legally  
20 responsible for the events and happenings herein referred to, and proximately cause injury and  
21 damages thereby to Plaintiffs, as herein alleged. Plaintiffs will ask leave of the court to substitute  
22 these Defendants when the true names and capacities of such defendants have been ascertained.

23 32. Plaintiffs are informed and believe and, based upon such information and belief, allege that  
24 each of the defendants herein designated as DOE LVMPD GANG TASK FORCE OFFICERS 1-  
25 10, DOE LVMPD OFFICERS 1-10, DOE LVMPD SUPERVISORS 1-5, and DOE RIO  
26 EMPLOYEES 1-10, inclusive, is, in some manner, negligently, willfully, or otherwise  
27 responsible for the events, happenings, occurrences, and injuries sustained by Plaintiffs as alleged

1 herein pursuant to NRCP 10(d) and Nurenberger Hercules-Werke GMBH v. Virotek, 107 Nev.  
2 873, 822 P.2d 1100 (1991), the identity of defendants designated as JOHN DOES 1-60 are  
3 unknown at the present time; however, it is alleged and believed these Defendants were involved  
4 in the initiation, approval, support, or execution of the wrongful acts upon which this litigation is  
5 premised.

6 **III.**

7 **GENERAL ALLEGATIONS**

8 33. On or about August 19, 2018, Plaintiffs were guests in a hotel room at the RIO, reserved  
9 by CORY BASS and CARLOS BASS.

10 34. CORY BASS and CARLOS BASS invited guests, including each Plaintiff, to the room for  
11 a birthday celebration.

12 35. Every guest that attended the birthday party was African American.

13 36. The room, room 2037, was a large suite which comfortably fits many people. There were  
14 thirty-four (34) people in the room when RIO security and LVMPD arrived.

15 37. Prior to reserving the room, CORY BASS and CARLOS BASS called the RIO to inform  
16 the RIO that they would have guests in the hotel room for the celebration.

17 38. Room 2037 has a sound system in the room by which guests can amplify music.

18 39. RIO security has a policy for addressing noise complaints. According to this policy, upon  
19 receiving a complaint, RIO security will visit the room and speak to the registered guest(s).  
20 Security will give the guest(s) a warning. If another complaint is received, RIO security will again  
21 visit the room and ask any guests who are not registered to the room to leave. If a third complaint  
22 is received, RIO security will evict everyone from the room.

23 40. RIO security alleged to have received a noise complaint regarding room 2037 at some point  
24 after 2:00 AM.

25 41. RIO security staff indicated that the noise complaint was made by another guest who was  
26 staying on the same floor as room 2037.

27 42. RIO security staff said that the guest reported hearing loud music and smelling marijuana

1 smoke coming from room 2037.

2 43. RIO security staff indicated that the guest who reported the noise complaint was not in his  
3 room at the time he contacted RIO security. The guest allegedly called security from the casino  
4 floor.

5 44. In response to the alleged noise complaint, RIO security staff, including CARLISLE, did  
6 not send a security officer to room 2037 to give the guests a first warning, as was indicated by RIO  
7 security policy.

8 45. RIO security staff did not issue any warnings to the guests about their noise level by any  
9 means. RIO staff never indicated to any guest that they would be asked to leave the premises if  
10 they did not reduce the level of noise.

11 46. RIO security staff did not contact LVMPD in relation to the noise complaint.

12 47. At approximately 2:10 a.m., LVMPD officers BAUMAN, KRAVETZ, KAUR, JEONG,  
13 and YOUNG arrived at the RIO and spoke with security staff.

14 48. BAUMAN, KRAVETZ, KAUR, JEONG, and YOUNG were operating as marked patrol  
15 units and received information from one or more DOE LVMPD GANG TASK FORCE  
16 OFFICERS 1-10 that a "gang party" was occurring at the RIO.

17 49. Upon information and belief, DOE LVMPD GANG TASK FORCE OFFICERS 1-10  
18 obtained the information about the "gang party" from ongoing investigations into individuals,  
19 including one or more Plaintiffs, as part of LVMPD's Gang Crimes Section.

20 50. Upon information and belief, investigations by the Gang Crimes Section and DOE LVMPD  
21 GANG TASK FORCE OFFICERS 1-10 include ongoing and invasive monitoring of individuals'  
22 activities, including via social media.

23 51. Upon information and belief, DOE LVMPD GANG TASK FORCE OFFICERS 1-10  
24 informed BAUMAN, KRAVETZ, KAUR, JEONG, and YOUNG that three (3) alleged gang  
25 members were at the RIO that evening: CORY BASS and two (2) other men.

26 52. Upon information and belief, BAUMAN, KRAVETZ, KAUR, JEONG, and YOUNG did  
27 not independently verify the information from DOE LVMPD GANG TASK FORCE OFFICERS

1 1-10 prior to arriving at the RIO.

2 53. Upon information and belief, none of DOE LVMPD GANG TASK FORCE OFFICERS  
3 1-10, BAUMAN, KRAVETZ, KAUR, JEONG, or YOUNG had evidence that any criminal  
4 activity was or would be happening at the party at the RIO.

5 54. Upon arrival at the RIO, BAUMAN informed RIO security officer CARLISLE and/or his  
6 subordinates, DOE RIO EMPLOYEES 1-10, that LVMPD had reason to believe there was a "gang  
7 party" taking place on the premises.

8 55. DOE LVMPD GANG TASK FORCE OFFICERS 1-10, BAUMAN, KRAVETZ, KAUR,  
9 and JEONG did not know in which room the alleged "gang party" was taking place.

10 56. Upon information and belief, BAUMAN showed RIO security officer CARLISLE and/or  
11 DOE RIO EMPLOYEES 1-10 the names and/or a photograph of one or more of the alleged gang  
12 members who were allegedly on the premises.

13 57. RIO security agreed to assist the LVMPD officers.

14 58. CARLISLE indicated that he believed the party was in room 2037, based on the alleged  
15 guest complaint of noise and the smell of marijuana coming from that room.

16 59. Upon information and belief, LVMPD officers never produced and RIO security never  
17 asked to see a warrant of any kind.

18 60. Upon information and belief, BAUMAN developed a plan to approach room 2037, which  
19 he shared with RIO security, including CARLISLE and one or more DOE RIO EMPLOYEES 1-  
20 10, in the RIO security office prior to going up to the room.

21 61. RIO security officer CARLISLE and DOE RIO EMPLOYEES 1-10 took BAUMAN,  
22 KRAVETZ, KAUR, JEONG, YOUNG and DOE LVMPD OFFICERS 1-10, who had since  
23 arrived at the RIO, to room 2037.

24 62. Once at the door of room 2037, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG and  
25 DOE LVMPD OFFICERS 1-10 took a tactical position, lining up along the walls on either side  
26 of the door. BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG and DOE LVMPD OFFICERS  
27 1-10 were obscured from the view of the person who would answer the door.

1 63. No music is audible on the body-worn camera footage of LVMPD officers standing right  
2 next to the door.

3 64. RIO security officer CARLISLE knocked on the door, surrounded by DOE RIO  
4 EMPLOYEES 1-10.

5 65. CORY BASS opened the door right away.

6 66. With the door open, still no music is audible on the body-worn camera footage of LVMPD  
7 officers standing right next to the door.

8 67. CARLISLE said "we had some noise complaints, we're going to be asking you to shut the  
9 party down and everybody leave."

10 68. CORY BASS explained that this was the first they had heard of a noise complaint. CORY  
11 BASS said that he would turn the music down if it was a problem.

12 69. CARLISLE said that everyone would have to leave. He did not explain why the guests  
13 were not receiving a warning. He did not mention anything about smoking marijuana in the room.

14 70. CORY BASS and CARLOS BASS explained that they knew the RIO policy was to offer  
15 warnings before evicting guests for a noise complaint.

16 71. CORY BASS and CARLOS BASS indicated that they disagreed with the decision but were  
17 not combative or belligerent.

18 72. After about one (1) minute of interaction between CORY BASS, CARLOS BASS, and  
19 CARLISLE, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG and DOE LVMPD OFFICERS  
20 1-10 began to appear within view of the door.

21 73. Upon information and belief, BAUMAN stepped into the room immediately and  
22 announced: "Metro Police, come on out."

23 74. None of the guests, registered to the room or otherwise, gave consent for LVMPD officers  
24 to enter the hotel room.

25 75. Some of BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG and DOE LVMPD  
26 OFFICERS 1-10, forcefully grabbed and immediately detained CORY BASS and CARLOS  
27 BASS.

1 76. A Defendant officer handcuffed and frisked CORY BASS for weapons. He was not  
2 carrying a firearm or any other weapon.

3 77. A Defendant officer handcuffed and frisked CARLOS BASS for weapons. He was not  
4 carrying a firearm or any other weapon.

5 78. BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG and/or DOE LVMPD OFFICERS 1-  
6 10 ordered every guest to line up along the walls of the suite's foyer.

7 79. The guests complied. No guest reached for a firearm or made a furtive movement.

8 80. As the guests stood in line waiting to leave the room, more LVMPD officers arrived on the  
9 scene.

10 81. Multiple guests can be heard on the LVMPD officers' body camera footage asking if they  
11 were free to leave the room.

12 82. BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG and DOE LVMPD OFFICERS 1-10  
13 indicated that guests would be subject to a pat down before they were allowed to leave the room.

14 83. Guests were escorted out of the hotel room and into the hallway one-by-one, where each  
15 guest was subject to a search by one or more of BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG  
16 and DOE LVMPD OFFICERS 1-10.

17 84. According to the RIO's incident report, there were thirty-four (34) guests in the room.

18 85. BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG and DOE LVMPD OFFICERS 1-10  
19 ran identification checks on each of the thirty-four (34) people inside the room.

20 86. Plaintiff SEMPER was brought out of the room. BAUMAN handcuffed him. As he was  
21 detained, Plaintiff SEMPER informed BAUMAN that he had a firearm on him. BAUMAN frisked  
22 him for weapons and found the firearm.

23 87. Plaintiff JOHNSON was brought out of the room. KRAVETZ officer handcuffed him.  
24 KRAVETZ frisked him for weapons. He was carrying a firearm.

25 88. Plaintiff MEDLOCK was brought out of the room. One of BAUMAN, KRAVETZ,  
26 KAUR, JEONG, YOUNG, or DOE LVMPD OFFICERS 1-10 handcuffed her. A Defendant  
27 officer frisked her for weapons. She was not carrying a firearm or any other weapon.

1 89. Plaintiff GREEN was brought out of the room. One of BAUMAN, KRAVETZ, KAUR,  
2 JEONG, YOUNG, or DOE LVMPD OFFICERS 1-10 officer handcuffed him. A Defendant  
3 officer frisked him for weapons. He was not carrying a firearm or any other weapon.

4 90. Plaintiff RILEY was brought out of the room. One of BAUMAN, KRAVETZ, KAUR,  
5 JEONG, YOUNG, or DOE LVMPD OFFICERS 1-10 officer handcuffed him. A Defendant  
6 officer frisked him for weapons. He was not carrying a firearm or any other weapon.

7 91. Plaintiff NELLUMS was brought out of the room. One of BAUMAN, KRAVETZ, KAUR,  
8 JEONG, YOUNG, or DOE LVMPD OFFICERS 1-10 officer handcuffed her. A Defendant  
9 officer frisked her for weapons. She was not carrying a firearm or any other weapon.

10 92. Plaintiff REECE was brought out of the room. One of BAUMAN, KRAVETZ, KAUR,  
11 JEONG, YOUNG, or DOE LVMPD OFFICERS 1-10 officer handcuffed him. A Defendant  
12 officer frisked him for weapons. He was not carrying a firearm or any other weapon.

13 93. Plaintiff WILLIAMS was brought out of the room. One of BAUMAN, KRAVETZ,  
14 KAUR, JEONG, YOUNG, or DOE LVMPD OFFICERS 1-10 officer handcuffed him. A  
15 Defendant officer frisked him for weapons. He was not carrying a firearm or any other weapon.

16 94. Plaintiff BOWIE was brought out of the room. One of BAUMAN, KRAVETZ, KAUR,  
17 JEONG, YOUNG, or DOE LVMPD OFFICERS 1-10 officer handcuffed her. A Defendant  
18 officer frisked her for weapons. She was not carrying a firearm or any other weapon.

19 95. Plaintiff CARLOS BASS was brought out of the room. One of BAUMAN, KRAVETZ,  
20 KAUR, JEONG, YOUNG, or DOE LVMPD OFFICERS 1-10 officer handcuffed him. A  
21 Defendant officer frisked him for weapons. He was not carrying a firearm or any other weapon.

22 96. Plaintiff BEARD was brought out of the room. One of BAUMAN, KRAVETZ, KAUR,  
23 JEONG, YOUNG, or DOE LVMPD OFFICERS 1-10 officer handcuffed him. A Defendant  
24 officer frisked him for weapons. He was not carrying a firearm or any other weapon.

25 97. In total, all thirty-four (34) guests were handcuffed. Guests were forced to sit handcuffed  
26 on the floor in the hall outside of room 2037 for up to six (6) hours.

27 98. Plaintiffs SEMPER, JOHNSON, MEDLOCK, GREEN, NELLUMS, WILLIAMS, and

1 BOWIE were arrested and transported to jail.

2 99. Plaintiffs SEMPER and JOHNSON were charged criminally for Carrying Concealed  
3 Firearm or Other Deadly Weapon under NRS 202.350(1)(d)(3).

4 100. Plaintiffs MEDLOCK, GREEN, NELLUMS, WILLIAMS, and BOWIE were arrested for  
5 outstanding traffic warrants.

6 101. Of the three men that LVMPD detectives claimed would be at the party and carrying  
7 firearms, only one, CORY BASS, was among the thirty-four (34) guests detained. CORY BASS  
8 was not armed. CORY BASS had no outstanding warrants and was not arrested or transported to  
9 jail. The other two men were not present during this incident.

10 102. Defendant SEMPER's criminal case, Case No. 18F15424X, was heard in Las Vegas Justice  
11 Court, Department 12.

12 103. Defendant SEMPER filed a motion to suppress evidence on the basis that the firearm found  
13 on his person, the sole evidence giving rise to his charge of Carrying Concealed Firearm or Other  
14 Deadly Weapon, was found as a result of an unconstitutional search.

15 104. At an evidentiary hearing on June 28, 2019 before the Honorable Diana Sullivan, Justice  
16 of the Peace, the court granted SEMPER's motion to suppress and the case against him was  
17 dismissed. Ex. 1.

18 105. The court found that LVMPD's warrantless entry into room 2037 was unlawful.

19 106. The court found that there was "no reasonable suspicion of a crime afoot by any one person  
20 and certainly not by each and every one of the guests." Ex.1 5:24-6:2.

21 107. The court found that there was "no specific or credible evidence of any specific criminal  
22 gang activity." Ex. 1 8:17-18.

23 108. Some LVMPD officers testified that there was marijuana smoke in the room and that was  
24 the criminal activity which LVMPD was investigating. While the court agreed that smoking  
25 marijuana in a public place is a criminal activity punishable by a misdemeanor, the court  
26 acknowledged that smoking marijuana in a private place is not a crime. Ex. 1. 9:4-13.

27 109. The court found that a hotel room is a private place: "as a matter of law [ ] the public is not



1 invited or permitted into a rented hotel room without permission of the guest.” Ex. 1 10:2-4.

2 110. The court found that, while smoking marijuana may be a violation of hotel policy, smoking  
3 marijuana in a private suite is not a crime and is not a basis for reasonable suspicion.

4 111. No guest was cited or arrested for smoking marijuana in the hotel room.

5 112. The court noted that “everyone in the entire suite was systematically... and  
6 indiscriminately detained by law enforcement.” Ex. 1 10:17-20.

7 113. The court noted the inconsistency “that the officers contend that they were there to help  
8 evict people, and in fact can be heard on the body cam video yelling, [“everyone has to leave and  
9 your party’s over,[] but yet they were not letting people leave.” Ex. 1 14:1-6.

10 114. As to LVMPD’s assertion that each pat-down was an allowable weapons frisk, the court  
11 noted that “a weapons frisk is only allowable [ ] when there is a proper detention of an individual  
12 pursuant to [NRS] 171.123.” Ex. 1 15:13-16.

13 115. Plaintiff JOHNSON’s criminal case (Justice Court Dept. 9, Case No. 18F15425X) was  
14 dismissed shortly after Plaintiff SEMPER’s evidentiary hearing for identical reasons.

15 116. While handcuffed in the hallway for multiple hours, Plaintiffs were not given access to  
16 food, water, or a restroom facility.

17 117. Plaintiffs were all traumatized by the incident and have suffered extreme emotional  
18 distress.

19 118. Upon information and belief, LVMPD has a training protocol known officially as the  
20 “party crashers” protocol.

21 119. Upon information and belief, every LVMPD officer, including all of those present for the  
22 events giving rise to this Complaint, has been or will be trained in this “party crashers” protocol.

23 120. Upon information and belief, DOE LVMPD SUPERVISORS 1-5 created and/or  
24 maintained this protocol, which has been in use for over ten (10) years.

25 121. Upon information and belief, officers are trained to enact this protocol when breaking up  
26 parties in residential areas.

27 122. Upon information and belief, the protocol involves entering the premises where a party is

1 taking place and corralling as many people into a controlled space as possible. The protocol then  
2 requires officers to administer pat-downs and run record checks on every person who has been  
3 corralled and is being held in the space.

4 123. Upon information and belief, officers are trained to administer pat-downs and record  
5 checks indiscriminately, regardless of whether there is reasonable suspicion that any one individual  
6 has engaged, is engaging, or will engage in criminal activity.

7 124. BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, and DOE LVMPD OFFICERS 1-  
8 10 engaged in the “party crashers” protocol on the night of the events giving rise to this Complaint.

9 125. Upon information and belief, another party, on the same floor just down the hall and  
10 attended predominately by white guests, was not interrupted by LVMPD officers.

11 126. After the events giving rise to this Complaint, LVMPD broadcast to the public on social  
12 media that it had “broke up a large gang party” where “over a dozen documented gang members  
13 were arrested...”<sup>1</sup>

14 127. News coverage of the arrests also indicated that the Plaintiffs and other guests were arrested  
15 at a “gang party.”<sup>2</sup> Some coverage included booking photos of one or more Plaintiffs. Plaintiffs’  
16 friends, family, and employers saw these reports.

17 128. No person at the party, a birthday celebration, was arrested for criminal gang activity.

18 **a. PLAINTIFFS’ EMOTIONAL DISTRESS**

19 129. As a result of these events, Plaintiff SEMPER experienced severe stress which resulted in  
20 trouble sleeping. SEMPER is anxious when driving and attending large gatherings due to the fear  
21 that he may encounter law enforcement and be subjected to similar treatment. SEMPER avoids  
22 hotels and casinos when possible due to anxiety. SEMPER also suffered extreme embarrassment

23 <sup>1</sup> LVMPD Convention Center Area Command (@LVMPDCCAC), Twitter (Aug. 19, 2018,  
24 11:04 AM), <https://twitter.com/LVMPDCCAC/status/1031240416119599110>.

25 <sup>2</sup> E.g., Katherine Jarvis, Nine identified after gang party arrests at Rio Las Vegas hotel-casino,  
26 KTNV Las Vegas (Aug. 19, 2018, 11:30 PM), [https://www.ktnv.com/news/gang-members-](https://www.ktnv.com/news/gang-members-arrested-at-local-casino)  
27 arrested-at-local-casino; Phillip Moyer, Police break up ‘large gang party’ at Rio Hotel and  
Casino, (Aug. 19, 2018) [https://news3lv.com/news/local/police-break-up-large-gang-party-at-rio-](https://news3lv.com/news/local/police-break-up-large-gang-party-at-rio-hotel-and-casino)  
hotel-and-casino.

1 as a result of his name and booking photo being widely distributed by LVMPD and media covering  
2 the events. SEMPER lost his job as a result of these events and has experienced a long period of  
3 unemployment, causing significant additional stress.

4 130. As a result of these events, Plaintiff JOHNSON experienced extreme stress which resulted  
5 in trouble sleeping. JOHNSON is extremely anxious when driving and attending large gatherings  
6 due to the fear that he may encounter law enforcement and be subjected to similar treatment.  
7 JOHNSON avoids hotels and casinos when possible due to anxiety. JOHNSON also suffered  
8 extreme embarrassment as a result of being forced to sit handcuffed in the hallway for multiple  
9 hours, as well as his name and booking photo being widely distributed by LVMPD and media  
10 covering the events. JOHNSON is currently unemployed and has struggled to find employment  
11 because of the media associated with this event, causing significant additional stress. JOHNSON  
12 experiences physical pain, including back and shoulder pain and numbness in his hands, as a result  
13 of spending multiple hours seated and handcuffed. JOHNSON has resultant bladder issues from  
14 being forced to hold his urine for multiple hours.

15 131. As a result of these events, Plaintiff MEDLOCK experienced extreme stress which resulted  
16 in insomnia. MEDLOCK is anxious when driving, attending large gatherings, or visiting a hotel  
17 or casino due to the fear that she may encounter law enforcement and be subjected to similar  
18 treatment. MEDLOCK also suffered extreme embarrassment as a result of being forced to sit  
19 handcuffed in the hallway for multiple hours, as well as her name and booking photo being widely  
20 distributed by LVMPD and media covering the events. At the time of the events, MEDLOCK was  
21 in school to be a paralegal and had just started a new job; her classmates and new coworkers saw  
22 her name and photo in the news, causing significant additional embarrassment and stress.  
23 MEDLOCK experienced physical pain as a result of spending multiple hours seated and  
24 handcuffed. MEDLOCK continues to experience headaches. MEDLOCK also experienced  
25 significant stress as a result of watching her brothers, Plaintiffs CORY BASS and CARLOS BASS,  
26 be subjected to this treatment by law enforcement.

27 132. As a result of these events, Plaintiff CORY BASS experienced severe stress which resulted

1 in nightmares. CORY BASS is anxious when driving, attending large gatherings, and visiting a  
 2 hotel or casino due to the fear that he may encounter law enforcement and be subjected to similar  
 3 treatment. CORY BASS also suffered extreme embarrassment as a result of being forced to sit in  
 4 the hallway handcuffed for multiple hours when he was simply trying to celebrate his birthday  
 5 with friends and family.

6 133. As a result of these events, Plaintiff GREEN experienced severe stress which resulted in  
 7 trouble sleeping. GREEN is anxious when driving and attending large gatherings due to the fear  
 8 that he may encounter law enforcement and be subjected to similar treatment. GREEN avoids  
 9 hotels and casinos when possible due to anxiety. GREEN also suffered extreme embarrassment as  
 10 a result of being forced to sit handcuffed in the hallway for multiple hours, as well as his name and  
 11 booking photo being widely distributed by LVMPD and media covering the events.

12 134. As a result of these events, Plaintiff RILEY experienced severe stress which resulted in an  
 13 anxiety attack on at least one occasion. RILEY is anxious in large crowds and in hotels and casinos  
 14 due to the fear that he may encounter law enforcement and be subjected to similar treatment.

15 135. As a result of these events, Plaintiff NELLUMS experienced extreme stress. NELLUMS  
 16 is anxious when attending large gatherings and visiting hotels or casinos due to the fear that she  
 17 may encounter law enforcement and be subjected to similar treatment. NELLUMS also suffered  
 18 extreme embarrassment as a result of being detained and arrested.

19 136. As a result of these events, Plaintiff REECE experienced extreme stress. REECE is anxious  
 20 when driving, attending large gatherings, and being in a hotel or casino due to the fear that he may  
 21 encounter law enforcement and be subjected to similar treatment. REECE also suffered extreme  
 22 embarrassment as a result of being forced to sit in the hallway handcuffed for multiple hours.

23 137. As a result of these events, Plaintiff WILLIAMS experienced extreme stress. WILLIAMS  
 24 is anxious when driving, attending large gatherings, and visiting a hotel or casino due to the fear  
 25 that he may encounter law enforcement and be subjected to similar treatment. WILLIAMS also  
 26 suffered extreme embarrassment as a result of being forced to sit handcuffed in the hallway for  
 27 multiple hours, as well as his name and booking photo being widely distributed by LVMPD and

media covering the events.

138. As a result of these events, Plaintiff BOWIE experienced severe stress. BOWIE is anxious when driving and in large gatherings due to the fear that she may encounter law enforcement and be subjected to similar treatment. BOWIE experienced a panic attack, with physical symptoms including hyperventilation, increased heart rate, and shaking, while she was transported from the Rio to the Clark County Detention Center.

139. As a result of these events, Plaintiff CARLOS BASS experienced extreme stress. CARLOS BASS is anxious when driving, attending large gatherings, and visiting a hotel or casino due to the fear that he may encounter law enforcement and be subjected to similar treatment. CARLOS BASS also suffered extreme embarrassment as a result of being forced to sit handcuffed in the hallway for multiple hours. CARLOS BASS experienced physical pain, including pain in his wrists, as a result of spending multiple hours seated and handcuffed.

140. As a result of these events, Plaintiff BEARD experienced extreme stress. BEARD is anxious when driving, attending large gatherings and other social situations, and visiting a hotel or casino due to the fear that he may encounter law enforcement and be subjected to similar treatment. BEARD also suffered extreme embarrassment as a result of being forced to sit handcuffed in the hallway for multiple hours. BEARD experienced physical pain, including pain and swelling in his wrists, as a result of spending multiple hours seated and handcuffed.

#### IV.

#### CAUSES OF ACTION

##### FIRST CAUSE OF ACTION

**VIOLATION OF TITLE VI OF THE CIVIL RIGHTS ACT of 1964, 28 C.F.R. §§ 42.101 et**

**seq. AND 42 U.S.C. § 1983**

**(Against LVMPD, LOMBARD, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE**

**LVMPD GANG TASK FORCE OFFICERS 1-10, DOE LVMPD OFFICERS 1-10, and**

**DOE LVMPD SUPERVISORS 1-5)**

1 141. Plaintiffs hereby incorporate paragraphs 1-140 as though fully set forth herein.

2 142. Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, provides: [n]o person in the  
3 United States shall, on the ground of race, color, or national origin, be excluded from participation  
4 in, be denied the benefits of, or be subjected discrimination under any program or activity receiving  
5 federal financial assistance.

6 143. Federal regulations implementing Title VI of the Civil Rights Act of 1964 prohibit  
7 federally funded programs or activities from having a racially discriminatory impact or effect. The  
8 regulations provide that no program receiving financial assistance through the United States  
9 Department of Justice shall: utilize criteria or methods of administration which have the effect of  
10 subjecting individuals to discrimination because of their race, color, or national origin, or have the  
11 effect of defeating or substantially impairing accomplishment of the objectives of the program as  
12 respects individuals of a particular race, color, or national origin. 28 C.F.R. § 42.104(b)(2).

13 144. Defendant LVMPD receives federal financial assistance from the United States  
14 Department of Justice and, thus, is bound to abide by the terms of Title VI and its implementing  
15 regulations, including 28 C.F.R. §§ 42.101 et seq.

16 145. The surveillance methods employed by Defendant LVMPD's Gang Crimes Section have a  
17 discriminatory impact on people of color residing in Clark County, Nevada, including Plaintiffs,  
18 as described herein, and thereby violate 28 C.F.R. §§ 42.101 et seq. and Title VI. This violation is  
19 actionable under 42 U.S.C. § 1983.

20 146. Through their acts and omissions as alleged in this Complaint, namely their implementation  
21 of the "party crashers" protocol against a party attended by African Americans but not against  
22 parties attended predominately by white individuals, Defendants LVMPD, LOMBARDO,  
23 BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD GANG TASK FORCE  
24 OFFICERS 1-10, DOE LVMPD OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5  
25 violated Plaintiffs' rights secured by Title VI and its implementing regulations.

26 147. As a direct and proximate result of Defendants' violations of Title VI and its implementing  
27 regulations, Plaintiffs have suffered, are suffering, and will continue to suffer damages in an

1 amount subject to proof, and Plaintiffs are entitled to: injunctive and declaratory relief against  
2 Defendants LVMPD and LOMBARDO, as well as their employees and agents. In the absence of  
3 judicial intervention, Plaintiffs will continue to be subjected to Defendants' practice of race-based  
4 discrimination.

5 **SECOND CAUSE OF ACTION**  
6 **VIOLATION OF THE FOURTEENTH AMENDMENT TO THE CONSTITUTION OF**  
7 **THE UNITED STATES UNDER 42 U.S.C. § 1983**  
8 **(RIGHT TO EQUAL PROTECTION OF THE LAWS)**  
9 **(Against BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD GANG TASK**  
10 **FORCE OFFICERS 1-10, DOE LVMPD OFFICERS 1-10, and DOE LVMPD**  
11 **SUPERVISORS 1-5)**

12 148. Plaintiffs hereby incorporate paragraphs 1-147 as though fully set forth herein.

13 149. Defendants LVMPD, LOMBARDO, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG,  
14 DOE LVMPD GANG TASK FORCE OFFICERS 1-10, DOE LVMPD OFFICERS 1-10, and  
15 DOE LVMPD SUPERVISORS 1-5 acted under color of law and violated Plaintiffs' right to  
16 equal protection of the law as guaranteed by the Fourteenth Amendment of the U.S. Constitution.

17 150. Acting in concert with one another, Defendants have engaged in a continuing pattern and  
18 practice of intentional race discrimination in gang monitoring efforts carried out in various  
19 divisions of the LVMPD, including the Gang Crimes Section. In so doing, Defendants have caused  
20 Plaintiffs to suffer deprivation, on account of their race and/or national origin, of their fundamental  
21 rights to liberty and to be free from unlawful searches, detentions, and seizures.

22 151. Defendants acting under color of law, institute, authorize, tolerate, ratify, and acquiesce in  
23 policies, practices, and customs of detention, searches and seizures which involve intentional race  
24 discrimination in the provision of law enforcement services. Defendants so engaged in intentional  
25 race discrimination when they asserted, without evidence, that a party attended exclusively by  
26 African Americans was a "gang party" and, despite no evidence of criminal activity, handcuffed,  
27 searched, and ran a warrant check on every guest, including Plaintiffs.

1 152. As a direct and proximate result of Defendants' violations of the Fourth Amendment,  
2 Plaintiffs have suffered, are suffering, and will continue to suffer damages in an amount subject to  
3 proof, and Plaintiffs are entitled to: injunctive and declaratory relief, as well as their employees  
4 and agents; attorney's fees and costs from Defendants, and monetary, compensatory, and punitive  
5 damages from Defendants.

6 **THIRD CAUSE OF ACTION**

7 **VIOLATION OF THE FOURTEENTH AMENDMENT TO THE CONSTITUTION OF**  
8 **THE UNITED STATES UNDER 42 U.S.C. § 1983**

9 **(RIGHT TO EQUAL PROTECTION OF THE LAWS)**

10 **(Against LVMPD and LOMBARDO)**

11 153. Plaintiffs hereby incorporate paragraphs 1-152 as though fully set forth herein.

12 154. Defendants BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD GANG  
13 TASK FORCE OFFICERS 1-10, DOE LVMPD OFFICERS 1-10, and DOE LVMPD  
14 SUPERVISORS 1-5 acted under color of law and violated Plaintiffs' right to equal protection of  
15 the law as guaranteed by the Fourteenth Amendment of the U.S. Constitution.

16 155. Acting in concert with one another, Defendants have engaged in a continuing pattern and  
17 practice of intentional race discrimination in gang monitoring efforts carried out in various  
18 divisions of the LVMPD, including the Gang Crimes Section. In so doing, Defendants have caused  
19 Plaintiffs to suffer deprivation, on account of their race and/or national origin, of their fundamental  
20 rights to liberty and to be free from unlawful searches, detentions, and seizures.

21 156. Defendants acting under color of law, institute, authorize, tolerate, ratify, and acquiesce in  
22 policies, practices, and customs of detention, searches and seizures which involve intentional race  
23 discrimination in the provision of law enforcement services. Defendants so engaged in intentional  
24 race discrimination when they asserted, without evidence, that a party attended exclusively by  
25 African Americans was a "gang party" and, despite no evidence of criminal activity, handcuffed,  
26 searched, and ran a warrant check on every guest, including Plaintiffs.

27 157. Defendants LVMPD and LOMBARDO are liable because at all relevant times they were



1 responsible for making and enforcing policies with respect to the Defendant officers' provision of  
2 law enforcement services and ensuring that such services are provided in an equitable and non-  
3 discriminatory manner and within the parameters of the law, and Defendants LVMPD and  
4 LOMBARDO failed to do so.

5 158. Alternatively, where an official policy does not exist, Defendants LVMPD and  
6 LOMBARDO retain a duty to prevent the adoption and prohibit the use of de facto policies and  
7 procedures or customs when the policy, procedure, or custom in practice would amount to  
8 deliberate indifference to the rights of persons with whom the police come into contact. Defendants  
9 LVMPD and LOMBARDO have failed to do that with regards to Defendant officers' racially  
10 discriminatory execution of frisks, searches, seizures, and detention and LVMPD and  
11 LOMBARDO's failure resulted in the violation of Plaintiff's constitutional rights.

12 159. As a direct and proximate result of Defendants' violations of the Fourth Amendment,  
13 Plaintiffs have suffered, are suffering, and will continue to suffer damages in an amount subject to  
14 proof, and Plaintiffs are entitled to: injunctive and declaratory relief against Defendants LVMPD  
15 and LOMBARDO, as well as their employees and agents; attorney's fees and costs from  
16 Defendants, and monetary, compensatory, and punitive damages from Defendants.

#### 17 **FOURTH CAUSE OF ACTION**

#### 18 **VIOLATION OF THE FOURTH AND FOURTEENTH AMENDMENTS TO THE** 19 **CONSTITUTION OF THE UNITED STATES UNDER 42 U.S.C. § 1983** 20 **(RIGHT TO BE FREE FROM UNREASONABLE SEARCH AND SEIZURE)**

21 **(Against BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD OFFICERS 1-**  
22 **10, and DOE LVMPD SUPERVISORS 1-5)**

23 160. Plaintiffs hereby incorporate paragraphs 1-159 as though fully set forth herein.

24 161. Defendants BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD  
25 OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5 acted under color of law and violated  
26 Plaintiffs' rights to be free from unreasonable searches and seizures as guaranteed by the Fourth  
27 and Fourteenth Amendments of the U.S. Constitution.

162. Defendants had no legal basis for handcuffing, detaining, frisking, or patting down each Plaintiff. There was no reasonable suspicion that any individual Plaintiff, let alone every Plaintiff and guest in room 2037, had engaged in, was engaging in, or would imminently engage in any criminal activity.

163. As a direct and proximate result of Defendants' violations of the Fourth Amendment, Plaintiffs have suffered, are suffering, and will continue to suffer damages in an amount subject to proof, and Plaintiffs are entitled to: injunctive and declaratory relief, as well as their employees and agents; attorney's fees and costs from Defendants, and monetary, compensatory, and punitive damages from Defendants.

**FIFTH CAUSE OF ACTION**

**VIOLATION OF THE FOURTH AND FOURTEENTH AMENDMENTS TO THE  
CONSTITUTION OF THE UNITED STATES UNDER 42 U.S.C. § 1983  
(RIGHT TO BE FREE FROM UNREASONABLE SEARCH AND SEIZURE)**

**(Against LVMPD and LOMBARDO)**

164. Plaintiffs hereby incorporate paragraphs 1-163 as though fully set forth herein.

165. Defendants BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5 acted under color of law and violated Plaintiffs' rights to be free from unreasonable searches and seizures as guaranteed by the Fourth and Fourteenth Amendments of the U.S. Constitution.

166. Defendants had no legal basis for handcuffing, detaining, frisking, or patting down each Plaintiff. There was no reasonable suspicion that any individual Plaintiff, let alone every Plaintiff and guest in room 2037, had engaged in, was engaging in, or would imminently engage in any criminal activity.

167. Defendants LVMPD and LOMBARDO are liable because at all relevant times they were responsible for making and enforcing policies with respect to the Defendant officers' execution of frisks, searches, and seizures and ensuring that such searches and seizures are conducted within the parameters of the law, and Defendants LVMPD and LOMBARDO failed to do so. Specifically,

1 Defendants LVMPD and LOMBARDO maintained a policy of responding to parties by searching  
2 and detaining every person on the premises regardless of the existence of individualized probable  
3 cause or reasonable suspicion.

4 168. Alternatively, where an official policy does not exist, Defendants LVMPD and  
5 LOMBARDO retain a duty to prevent the adoption and prohibit the use of de facto policies and  
6 procedures or customs when the policy, procedure, or custom in practice would or does amount to  
7 deliberate indifference to the rights of persons with whom the police come into contact. Defendants  
8 LVMPD and LOMBARDO have failed to make such corrections with regards to the “party  
9 crashers” protocol and Defendant officers’ execution of frisks, searches, and seizures and LVMPD  
10 and LOMBARDO’s failure resulted in the violation of Plaintiff’s constitutional rights.

11 169. As a direct and proximate result of Defendants’ violations of the Fourth Amendment,  
12 Plaintiffs have suffered, are suffering, and will continue to suffer damages in an amount subject to  
13 proof, and Plaintiffs are entitled to: injunctive and declaratory relief, as well as their employees  
14 and agents; attorney’s fees and costs from Defendants, and monetary, compensatory, and punitive  
15 damages from Defendants.

16 **SIXTH CAUSE OF ACTION**

17 **VIOLATION OF THE FOURTH AND FOURTEENTH AMENDMENTS TO THE**  
18 **CONSTITUTION OF THE UNITED STATES UNDER 42 U.S.C. § 1983**

19 **(RIGHT TO BE FREE FROM UNLAWFUL DETENTION)**

20 **(Against BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD OFFICERS 1-**  
21 **10, and DOE LVMPD SUPERVISORS 1-5)**

22 170. Plaintiffs hereby incorporate paragraphs 1-169 as though fully set forth herein.

23 171. Defendants LOMBARDO, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE  
24 LVMPD OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5 acted under color of law  
25 and violated Plaintiffs’ rights to be free from unlawful detention as guaranteed by the Fourth and  
26 Fourteenth Amendments of the U.S. Constitution. Defendant officers seized and subsequently  
27 detained Plaintiffs for several hours.

172. Defendants' actions in detaining Plaintiffs were unreasonable and violated their rights to be free from unlawful detention as guaranteed by the Fourth and Fourteenth Amendments of the U.S. Constitution.

173. As a direct and proximate result of Defendants' violations of the Fourth Amendment, Plaintiffs have suffered, are suffering, and will continue to suffer damages in an amount subject to proof, and Plaintiffs are entitled to: injunctive and declaratory relief, as well as their employees and agents; attorney's fees and costs from Defendants, and monetary, compensatory, and punitive damages from Defendants.

**SEVENTH CAUSE OF ACTION**

**VIOLATION OF THE FOURTH AND FOURTEENTH AMENDMENTS TO THE  
CONSTITUTION OF THE UNITED STATES UNDER 42 U.S.C. § 1983  
(RIGHT TO BE FREE FROM UNLAWFUL DETENTION)**

**(Against LVMPD and LOMBARDO)**

174. Plaintiffs hereby incorporate paragraphs 1-173 as though fully set forth herein.

175. Defendants LOMBARDO, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5 acted under color of law and violated Plaintiffs' rights to be free from unlawful detention as guaranteed by the Fourth and Fourteenth Amendments of the U.S. Constitution. Defendant officers seized and subsequently detained Plaintiffs for several hours.

176. Defendants' actions in detaining Plaintiffs were unreasonable and violated their rights to be free from unlawful detention as guaranteed by the Fourth and Fourteenth Amendments of the U.S. Constitution.

177. Defendants LVMPD and LOMBARDO are liable because at all relevant times they were responsible for making and enforcing policies with respect to the Defendant officers' execution of detention and ensuring that such detention is conducted within the parameters of the law, and Defendants LVMPD and LOMBARDO failed to do so. Specifically, Defendants LVMPD and LOMBARDO maintained a policy of responding to parties by searching and detaining every

1 person on the premises regardless of the existence of individualized probable cause or reasonable  
2 suspicion.

3 178. Alternatively, where an official policy does not exist, Defendants LVMPD and  
4 LOMBARDO retain a duty to prevent the adoption and prohibit the use of de facto policies and  
5 procedures or customs when the policy, procedure, or custom in practice would or does amount to  
6 deliberate indifference to the rights of persons with whom the police come into contact. Defendants  
7 LVMPD and LOMBARDO have failed to make such corrections with regards to the "party  
8 crashers" protocol and Defendant officers' execution of detentions and LVMPD and  
9 LOMBARDO's failure resulted in the violation of Plaintiff's constitutional rights.

10 179. As a direct and proximate result of Defendants' violations of the Fourth Amendment,  
11 Plaintiffs have suffered, are suffering, and will continue to suffer damages in an amount subject to  
12 proof, and Plaintiffs are entitled to: injunctive and declaratory relief against Defendants LVMPD  
13 and LOMBARDO, as well as their employees and agents; attorney's fees and costs from  
14 Defendants, and monetary, compensatory, and punitive damages from Defendants.

15 **EIGHTH CAUSE OF ACTION**

16 **CIVIL CONSPIRACY TO VIOLATE PLAINTIFFS' CIVIL RIGHTS**

17 **UNDER 42 U.S.C. § 1983**

18 **(Against All Defendants)**

19 180. Plaintiffs hereby incorporate paragraphs 1-179 as though fully set forth herein.

20 181. Defendants acted under color of law, and Defendants engaged in a civil conspiracy to  
21 violate Plaintiffs' civil rights to be free from unlawful arrest and unreasonable search and seizure  
22 as guaranteed by the Fourth and Fourteenth Amendments of the U.S. Constitution.

23 182. Defendants LVMPD, LOMBARDO, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG,  
24 DOE LVMPD OFFICERS 1-10, DOE LVMPD SUPERVISORS 1-5, CARLISLE, and DOE  
25 RIO EMPLOYEES 1-10 combined, conspired, confederated, and agreed together and with each  
26 other to knowingly and willfully engage in the acts described hereto to cause harm to Plaintiffs.

27 183. Defendants BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD

1 OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5 worked in concert to unlawfully  
2 detain, handcuff, search, and arrest Plaintiffs. Upon information and belief, these Defendants  
3 created a system by which multiple officers aided in each step of the process of removing a Plaintiff  
4 from room 2037, handcuffing him/her, searching his/her person, and forcing him/her to remain  
5 seated on the floor of the Rio hallway for hours.

6 184. Upon information and belief, Defendant CARLISLE and DOE RIO EMPLOYEES 1-10,  
7 without requesting a warrant or independently verifying the alleged noise complaint, brought the  
8 Defendant officers to room 2037 and invited them to assist in the eviction of Plaintiffs and other  
9 guests from the room. CARLISLE and BAUMAN, along with others, created this plan in the Rio  
10 security office prior to engaging with the Plaintiffs and reiterated the plan in the elevator ride up  
11 to room 2037.

12 185. Defendants LVMPD and LOMBARDO are liable because they have instituted and/or  
13 maintained policies, practices, or customs that permit the unlawful search and seizure of hotel  
14 guests, including those at the RIO, and that require or permit their officers to respond in same.  
15 Furthermore, Defendants LVMPD and LOMBARDO at all relevant times were responsible for  
16 making and enforcing policies with respect to the Defendant officers' execution of frisks, searches,  
17 and seizures and ensuring that such searches and seizures are conducted within the parameters of  
18 the law.

19 186. Defendants CAESARS and RIO are liable because they have instituted and/or maintained  
20 policies, practices, or customs that permit the unlawful search and seizure of hotel guests, with  
21 cooperation and coordination from LVMPD.

22 187. As a direct and proximate result of Defendants' civil conspiracy to violate Plaintiffs' civil  
23 rights, Plaintiffs have suffered, are suffering, and will continue to suffer damages in an amount  
24 subject to proof, and Plaintiffs are entitled to: injunctive and declaratory relief against Defendants  
25 LVMPD, CAESARS, and RIO, as well as their employees and agents; attorney's fees and costs  
26 from Defendants, and monetary, compensatory, and punitive damages from Defendants.

27 **NINTH CAUSE OF ACTION**

**CIVIL CONSPIRACY TO VIOLATE PLAINTIFFS' CIVIL RIGHTS**

**UNDER 42 U.S.C. § 1985(3)**

**(Against All Defendants)**

188. Plaintiffs hereby incorporate paragraphs 1-187 as though fully set forth herein.

189. Defendants LVMPD, LOMBARDO, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD OFFICERS 1-10, DOE LVMPD SUPERVISORS 1-5, CARLISLE, and DOE RIO EMPLOYEES 1-10 acted under color of law and combined, conspired, confederated, and agreed together and with each other to knowingly and willfully deprive Plaintiffs' of equal protection under the law.

190. Defendants engaged in intentional race discrimination when they asserted, without evidence, that a party attended exclusively by African Americans was a "gang party" and agreed together to evict, handcuff, search, and run a warrants check on every guest, including Plaintiffs, despite having no evidence of a threat of ongoing or imminent criminal activity.

191. Defendants' actions were motivated by invidiously discriminatory animus and denied Plaintiffs of their right to equal protection of the laws, as well as their rights to be free from unlawful detention and unreasonable search and seizure.

192. As a direct and proximate result of Defendants' civil conspiracy to violate Plaintiffs' civil rights, Plaintiffs have suffered, are suffering, and will continue to suffer damages in an amount subject to proof, and Plaintiffs are entitled to: injunctive and declaratory relief against Defendants LVMPD, CAESARS, and RIO, as well as their employees and agents; attorney's fees and costs from Defendants, and monetary, compensatory, and punitive damages from Defendants.

**TENTH CAUSE OF ACTION**

**CIVIL CONSPIRACY UNDER NEVADA LAW**

**(Against All Defendants)**

193. Plaintiffs hereby incorporate paragraphs 1-192 as though fully set forth herein.

194. Defendants LVMPD, LOMBARDO, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD OFFICERS 1-10, DOE LVMPD SUPERVISORS 1-5, CARLISLE, and DOE

1 RIO EMPLOYEES 1-10 combined, conspired, confederated, and agreed together and with each  
2 other to knowingly and willfully violate Plaintiffs' civil rights under the U.S. Constitution,  
3 intentionally and negligently inflict emotional distress on Plaintiffs, and falsely imprison Plaintiffs.

4 195. Defendants LVMPD and LOMBARDO are liable because they have instituted and/or  
5 maintained policies, practices, or customs that permit the unlawful search and seizure of hotel  
6 guests, including those at the RIO, and that require or permit their officers to respond in same.  
7 Furthermore, Defendants LVMPD and LOMBARDO at all relevant times were responsible for  
8 making and enforcing policies with respect to the Defendant officers' execution of frisks, searches,  
9 and seizures and ensuring that such searches and seizures are conducted within the parameters of  
10 the law.

11 196. Defendants CAESARS and RIO are liable because they have instituted and/or maintained  
12 policies, practices, or customs that permit the unlawful search, seizure, and prolonged detention of  
13 hotel guests, with cooperation and coordination from LVMPD.

14 197. As a direct and proximate result of Defendants' civil conspiracy to violate Plaintiffs' civil  
15 rights, Plaintiffs have suffered, are suffering, and will continue to suffer damages in an amount  
16 subject to proof, and Plaintiffs are entitled to: injunctive and declaratory relief against Defendants  
17 LVMPD, CAESARS, and RIO, as well as their employees and agents; attorney's fees and costs  
18 from Defendants, and monetary, compensatory, and punitive damages from Defendants.

19 **ELEVENTH CAUSE OF ACTION**

20 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS UNDER N.R.S. 41.130**

21 **(Against LVMPD, LOMBARDO, BAUMAN, KRAVETZ, KAUR, JEONG, DOE LVMPD**

22 **OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5)**

23 198. Plaintiffs hereby incorporate paragraphs 1-197 as though fully set forth herein.

24 199. Defendants BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD  
25 OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5 intentionally caused Plaintiffs to  
26 suffer severe emotional distress by their extreme and outrageous conduct of searching and  
27 detaining Plaintiffs without warrant, probable cause, or reasonable suspicion, and forcing them to



1 sit handcuffed for up to six hours with no access to food, water, or restroom facilities.

2 200. Defendants LVMPD and LOMBARDO are liable because Defendant LVMPD officers  
3 were at all relevant times in the employ of LVMPD and under the supervisory authority of  
4 LOMBARDO, and LVMPD and LOMBARDO are responsible for Defendant officers' conduct.  
5 Defendant officers were not acting independently, committed the wrongful acts during the course  
6 of their official duties as LVMPD officers, and such actions were reasonably foreseeable where  
7 LVMPD and LOMBARDO maintained a policy of responding to parties by searching and  
8 detaining every person on the premises regardless of the existence of individualized probable  
9 cause or reasonable suspicion.

10 201. As a direct and proximate result of Defendants' infliction of emotional distress upon  
11 Plaintiffs, Plaintiffs have suffered, are suffering, and will continue to suffer damages in an  
12 amount subject to proof and, pursuant to N.R.S. 41.130, Plaintiffs are entitled to compensatory  
13 damages from Defendants; and attorney's fees and costs from Defendants.

14 **TWELFTH CAUSE OF ACTION**

15 **NEGLIGENT INFLECTION OF EMOTIONAL DISTRESS UNDER N.R.S. 41.130**

16 **(Against LVMPD, LOMBARDO, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE**

17 **LVMPD OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5)**

18 202. Plaintiffs hereby incorporate paragraphs 1-201 as though fully set forth herein.

19 203. Defendants BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD  
20 OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5 owed Plaintiffs a duty not to  
21 unlawfully detain, search, and seize Plaintiffs' persons, and breached same.

22 204. Defendants' breach of this duty inflicted severe emotional distress upon Plaintiffs, as  
23 described herein.

24 205. Defendants LVMPD and LOMBARDO are liable because Defendant LVMPD officers  
25 were at all relevant times in the employ of LVMPD and under the supervisory authority of  
26 LOMBARDO, and LVMPD and LOMBARDO are responsible for Defendant officers' conduct.  
27 Defendant officers were not acting independently, committed the wrongful acts during the course

1 of their official duties as LVMPD officers, and such actions were reasonably foreseeable where  
2 LVMPD and LOMBARDO maintained a policy of responding to parties by searching and  
3 detaining every person on the premises regardless of the existence of individualized probable  
4 cause or reasonable suspicion.

5 206. As a direct and proximate result of Defendants' infliction of emotional distress upon  
6 Plaintiffs, Plaintiffs have suffered, are suffering, and will continue to suffer damages in an amount  
7 subject to proof and, pursuant to N.R.S. 41.130, Plaintiffs are entitled to compensatory damages  
8 from Defendants; and attorney's fees and costs from Defendants.

9 **THIRTEENTH CAUSE OF ACTION**

10 **FALSE IMPRISONMENT UNDER N.R.S. 41.130**

11 **(Against LVMPD, LOMBARDO, BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE**

12 **LVMPD OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5)**

13 207. Plaintiffs hereby incorporate paragraphs 1-206 as though fully set forth herein.

14 208. Defendants BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD  
15 OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5 each intended to and confined  
16 Plaintiffs within the Rio Hotel, their actions resulted in Plaintiffs being so detained, and Plaintiffs  
17 were all aware of and harmed by the confinement.

18 209. Defendants LVMPD and LOMBARDO are liable because Defendant LVMPD officers  
19 were at all relevant times in the employ of LVMPD and under the supervisory authority of  
20 LOMBARDO, and LVMPD and LOMBARDO are responsible for Defendant officers' conduct.  
21 Defendant officers were not acting independently, committed the wrongful acts during the course  
22 of their official duties as LVMPD officers, and such actions were reasonably foreseeable where  
23 LVMPD and LOMBARDO maintained a policy of responding to parties by searching and  
24 detaining every person on the premises regardless of the existence of individualized probable cause  
25 or reasonable suspicion.

26 210. As a direct and proximate result of Defendants' false imprisonment of Plaintiffs, Plaintiffs  
27 have suffered, are suffering, and will continue to suffer damages in an amount subject to proof

1 and, pursuant to N.R.S. 41.140, Plaintiffs are entitled to actual and foreseeable monetary damages  
2 from Defendants; and attorney's fees and costs from these Defendants.

3 **FOURTEENTH CAUSE OF ACTION**

4 **NEGLIGENT TRAINING, SUPERVISION, AND RETENTION UNDER N.R.S. 41.130**

5 **(Against LVMPD)**

6 211. Plaintiffs hereby incorporate paragraphs 1-210 as though fully set forth herein.

7 212. Defendants LVMPD owed Plaintiffs a duty to use reasonable care in the training,  
8 supervision, and retention of its employees to make sure that the employees are fit for their  
9 positions by implementing policies and procedures designed to prevent wrongful acts by its  
10 employees, such as those committed by Defendant officers against Plaintiffs, and breached the  
11 same.

12 213. Defendant LVMPD's breach of this duty caused Plaintiffs to suffer severe emotional  
13 distress.

14 214. Defendant LVMPD is liable because Defendants BAUMAN, KRAVETZ, KAUR,  
15 JEONG, YOUNG, DOE LVMPD GANG TASK FORCE OFFICERS 1-10, DOE LVMPD  
16 OFFICERS 1-10, and DOE LVMPD SUPERVISORS 1-5 were at all relevant times in the  
17 employ of LVMPD and LVMPD is responsible for these Defendants' conduct. These  
18 Defendants were not acting independently, committed the wrongful acts during the course of  
19 their official duties as police officers, and such actions were reasonably foreseeable  
20 considering the nature and scope of their employment as police officers where LVMPD has  
21 maintained a policy of engaging in the discriminatory provision of law enforcement services and  
22 responding to parties by searching and detaining every person on the premises regardless of the  
23 existence of individualized probable cause or reasonable suspicion.

24 215. As a direct and proximate result of Defendants' negligent training, supervision, and  
25 retention of the Defendant police officers, Plaintiffs have suffered, are suffering, and will continue  
26 to suffer damages in an amount subject to proof and, pursuant to N.R.S. 41.130, Plaintiffs are  
27 entitled to compensatory damages from Defendant LVMPD; and attorney's fees and costs from

1 this Defendant.

2 V.

3 **PRAYER FOR RELIEF**

4 WHEREFORE Plaintiffs seek judgment as follows:

- 5 a. A declaration that Defendant LVMPD's, Defendant LOMBARDO's, Defendant  
6 BAUMAN's, Defendant KRAVETZ's, Defendant KAUR's, Defendant JEONG's,  
7 Defendant YOUNG's, Defendant DOE LVMPD OFFICERS 1-10's, and Defendant  
8 DOE LVMPD SUPERVISORS 1-5's acts of indiscriminately detaining, handcuffing,  
9 searching, and arresting Plaintiffs without probable cause or reasonable suspicion  
10 violated Plaintiffs' rights to be free from unreasonable searches and seizures and from  
11 unlawful detentions as guaranteed by the Fourth and Fourteenth Amendments of the  
12 U.S. Constitution;
- 13 b. A permanent injunction (a) prohibiting Defendants LVMPD, LOMBARDO,  
14 BAUMAN, KRAVETZ, KAUR, JEONG, YOUNG, DOE LVMPD GANG TASK  
15 FORCE OFFICERS 1-10, DOE LVMPD OFFICERS 1-10, and DOE LVMPD  
16 SUPERVISORS 1-5 from engaging in unlawful searches and seizures based on race  
17 or ethnicity; and (b) ordering Defendants LVMPD and LOMBARDO to establish  
18 effective preventative mechanisms to ensure that discriminatory searches and seizures  
19 do not continue in the future, including, but not limited to the following:
- 20 (i) To cease and desist from all pretextual searches and seizures;
- 21 (ii) To cease and desist from all searches and seizures without probable cause  
22 of criminal activity;
- 23 (iii) To establish a procedure to enable each person involved in a search and  
24 seizure the right to file a grievance to contest illegal acts and acts motivated  
25 by bias;
- 26 (iv) To establish clear and consistent discipline in the event a grievance is  
27 sustained;

- 1 (v) To appoint an independent auditor who will review the records of officers
- 2 quarterly to determine that there is compliance with these reforms;
- 3 (vi) To establish an early warning system which will collect information such
- 4 as citizen complaints against an officer and other information regarding
- 5 misconduct and will alert the officer's supervisor when a set number of
- 6 incidents are recorded;
- 7 (vii) To establish a mechanism for internal discipline of officers who are found
- 8 to have engaged in racial profiling and pretextual stops and questioning; and
- 9 (viii) To require that all officers participate in regular and recurring training to
- 10 assure that the officers do not act due to bias based on race or ethnicity.
- 11 c. A declaration that Defendant LVMPD's policy regarding breaking up parties, known
- 12 as the "party crashers" protocol, in which LVMPD officers indiscriminately detain,
- 13 handcuff, search, and arrest individuals without probable cause or reasonable suspicion
- 14 is unlawful;
- 15 d. A permanent injunction prohibiting Defendant LVMPD from utilizing the "party
- 16 crashers" protocol;
- 17 e. A permanent injunction prohibiting Defendants CAESARS, RIO, CARLISLE, and
- 18 DOE RIO EMPLOYEES 1-10 from committing acts that:
- 19 (i) Put hotel guests' health, privacy, and safety at risk; and
- 20 (ii) Grant, without a valid warrant, law enforcement access to hotel rooms
- 21 or any other area where a guest has an expectation of privacy.
- 22 f. Damages and punitive damages to be determined at the time of trial;
- 23 g. An award of attorney's fees and expenses pursuant to 42 U.S.C. § 1988(b).
- 24 h. Any further relief the Court deems appropriate.

25 VII.

26 **DEMAND FOR JURY TRIAL**

27 Plaintiffs hereby demand a jury trial on all causes of action.

1  
2 RESPECTFULLY SUBMITTED 15th of September, 2020.

3 s/ Nicole C. Levy

4 Nicole C. Levy  
5 601 South Rancho Dr. Suite B-11  
6 Las Vegas, NV 89106

6 s/ Robert L. Langford

7 Robert L. Langford  
8 Matthew J. Rashbrook  
9 616 South Eighth Street  
10 Las Vegas, NV 89101

9 s/ Lisa A. Rasmussen

10 Lisa A. Rasmussen  
11 550 E. Charleston Blvd., Suite A  
12 Las Vegas, NV 89104

13 Attorneys for Plaintiffs  
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## Notice of Service of Process

Transmittal Number: 22059184  
Date Processed: 09/23/2020

**Primary Contact:** Service of Process Box  
Caesars Entertainment Corporation  
1 Caesars Palace Dr  
Las Vegas, NV 89109-8969

**Electronic copy provided to:** Dina Brown  
Brenda Sanchez  
Maya Clark

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<b>Entity:</b>	Rio Properties, LLC Entity ID Number 1906566
<b>Entity Served:</b>	Rio Properties, LLC
<b>Title of Action:</b>	Phillip Semper vs. Las Vegas Metropolitan Police Department
<b>Document(s) Type:</b>	Summons and Amended Complaint
<b>Nature of Action:</b>	Personal Injury
<b>Court/Agency:</b>	Clark County District Court, NV
<b>Case/Reference No:</b>	A-20-819732-C
<b>Jurisdiction Served:</b>	Nevada
<b>Date Served on CSC:</b>	09/21/2020
<b>Answer or Appearance Due:</b>	20 Days
<b>Originally Served On:</b>	CSC
<b>How Served:</b>	Personal Service
<b>Sender Information:</b>	Nicole Levy 702-830-9205

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Information contained on this transmittal form is for record keeping, notification and forwarding the attached document(s). It does not constitute a legal opinion. The recipient is responsible for interpreting the documents and taking appropriate action.

**To avoid potential delay, please do not send your response to CSC**  
251 Little Falls Drive, Wilmington, Delaware 19808-1674 (888) 690-2882 | [sop@cscglobal.com](mailto:sop@cscglobal.com)

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9/17/2020 1:41 PM

1 **Nicole C. Levy, Esq.**  
2 Nevada Bar No. 15061  
3 **AMERICAN CIVIL LIBERTIES UNION OF NEVADA**  
4 601 South Rancho Dr. Suite B-11  
5 Las Vegas, NV 89106  
6 Tel. 702-366-1536  
7 Fax 702-366-1331  
8 levy@aclunv.org

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EIGHTH JUDICIAL DISTRICT COURT

CLARK COUNTY, NEVADA

PHILLIP SEMPER, an individual; COREY  
JOHNSON, an individual; ASHLEY  
MEDLOCK, an individual; CORY BASS, an  
individual; MICHAEL GREEN, an  
individual; DEMARLO RILEY, an  
individual; BREANNA NELLUMS, an  
individual; CLINTON REECE, an individual;  
ANTONIO WILLIAMS, an individual;  
LONICIA BOWIE, an individual; CARLOS  
BASS, an individual; and DEMETREUS  
BEARD, an individual,

Plaintiff(s),

-vs-

LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT, in its official capacity;  
SHERIFF JOSEPH LOMBARDO,  
individually and in his official capacity as  
Sheriff of the Las Vegas Metropolitan Police  
Department; ANDREW BAUMAN,  
individually and in his capacity as a Las  
Vegas Metropolitan Police Department  
Officer; MATTHEW KRAVETZ,  
individually and in his capacity as a Las  
Vegas Metropolitan Police Department  
Officer; SUPREET KAUR, individually and  
in his capacity as a Las Vegas Metropolitan  
Police Department Officer; DAVID JEONG,  
individually and in his capacity as a Las  
Vegas Metropolitan Police Department

CASE NO. A-20-819732-C

DEPT. NO. 13

SUMMONS



1 Officer; THERON YOUNG, individually and  
2 in his capacity as a Las Vegas Metropolitan  
3 Police Department Officer; CAESARS  
4 ENTERTAINMENT  
5 CORPORATION D/B/A RIO  
6 ALL-SUITES HOTEL; RIO PROPERTIES,  
7 LLC; JOHN CARLISLE, individually and in  
8 his capacity as an employee of the Rio Hotel  
& Casino; DOE LVMPD GANG TASK  
FORCE OFFICERS 1-10; DOE LVMPD  
OFFICERS 1-10; DOE LVMPD  
SUPERVISORS 1-5; DOE RIO  
EMPLOYEES 1-10,

Defendant(s).

11  
12 **NOTICE YOU HAVE BEEN SUED! THE COURT MAY DECIDE AGAINST YOU**  
13 **WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ**  
14 **THE INFORMATION BELOW.**

To the Defendants: Rio Properties, LLC  
112 North Curry St.  
Carson City, NV, 89703, USA

A civil Complaint has been filed by the Plaintiff(s) against you for the relief set forth in the Complaint.

1. If you intend to defend this lawsuit, within 20 days after this Summons is served on you, exclusive of the day of service, you must do the following:
  - (a) File with the Clerk of this Court, whose address is shown below, a formal written response to the Complaint in accordance with the rules of the Court, with the appropriate filing fee.
  - (b) Serve a copy of your response upon the attorney whose name and address appear below.
2. Unless you respond, your default will be entered upon application of the Plaintiff(s) and failure to so respond will result in a judgment of default against

1           you for the relief demanded in the Complaint, which could result in the taking of  
2           money or property or other relief requested in the Complaint.

3           3.     If you intend to seek the advice of an attorney in this matter, you should do so  
4           promptly so that your response may be filed on time.

5           4.     The State of Nevada, its political subdivisions, agencies, officers, employees,  
6           board members, commission members and legislators each have 45 days after  
7           service of this Summons within which to file an Answer or other responsive  
8           pleading to the Complaint.

9  
10          Submitted:

11  
12          By: /s/ Nicole Levy  
13          Nicole Levy  
14          American Civil Liberties Union of Nevada  
15          601 S. Rancho Dr. Suite B-11  
16          Las Vegas, NV 89106

STEVEN D. GRIERSON  
CLERK OF COURT

Deputy Clerk Date

*Patricia Azucena*  
Regional Justice Center

200 Lewis Avenue  
Las Vegas, NV 89155

9/17/2020

Patricia Azucena-Preza

17          NOTE: When service is by publication, add a brief statement of the object of the  
18          action. See Nevada Rules of Civil Procedure 4(b).  
19  
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DATE / RECEIVED: 9/18/2020

## Routine Serve

DOCS: SUMMONS; COMPLAINT;

1. SUB-SERVICE OK at residence on 1ST attempt to CO-RESIDENT (14+ yrs) 2. PERSONAL SERVICE ONLY at subject's Place of Employment. 3. SERVICE OK 7 DAYS A WEEK. 4. NO MAILING REQUIRED.

Title/Rel: \_\_\_\_\_  
Date: \_\_\_\_\_  
Time: \_\_\_\_\_  
Server: \_\_\_\_\_

[illegible]

order #: R107600/WORKP

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1 Nicole C. Levy, Esq.  
2 Nevada State Bar No. 15061  
3 American Civil Liberties Union of Nevada  
4 601 South Rancho Dr., Suite B-11  
5 Las Vegas, NV 89106  
6 Tel./Fax. (702) 830-9205 / (702) 366-1331  
7 levy@aclunv.org

8 EIGHTH JUDICIAL DISTRICT COURT

9 CLARK COUNTY, NEVADA

10 PHILLIP SEMPER, an individual; COREY  
11 JOHNSON, an individual; ASHLEY  
12 MEDLOCK, an individual; CORY BASS, an  
13 individual; MICHAEL GREEN, an  
14 individual; DEMARLO RILEY, an  
15 individual; BREANNA NELLUMS, an  
16 individual; CLINTON REECE, an individual;  
17 ANTONIO WILLIAMS, an individual;  
18 LONICIA BOWIE, an individual; CARLOS  
19 BASS, an individual; and DEMETREUS  
20 BEARD, an individual,

21 Plaintiff(s),

22 -vs-

23 LAS VEGAS METROPOLITAN POLICE  
24 DEPARTMENT, in its official capacity;  
25 SHERIFF JOSEPH LOMBARDO,  
26 individually and in his official capacity as  
27 Sheriff of the Las Vegas Metropolitan Police  
Department; ANDREW BAUMAN,  
individually and in his capacity as a Las  
Vegas Metropolitan Police Department  
Officer; MATTHEW KRAVETZ,  
individually and in his capacity as a Las  
Vegas Metropolitan Police Department  
Officer; SUPREET KAUR, individually and  
in his capacity as a Las Vegas Metropolitan  
Police Department Officer; DAVID JEONG,  
individually and in his capacity as a Las  
Vegas Metropolitan Police Department

CASE NO. A-20-819732-C

DEPT. NO. 13

SUMMONS

1 Officer; THERON YOUNG, individually and  
2 in his capacity as a Las Vegas Metropolitan  
Police Department Officer; CAESARS  
3 ENTERTAINMENT  
CORPORATION D/B/A RIO  
4 ALL-SUITES HOTEL; RIO PROPERTIES,  
LLC; JOHN CARLISLE, individually and in  
5 his capacity as an employee of the Rio Hotel  
& Casino; DOE LVMPD GANG TASK  
6 FORCE OFFICERS 1-10; DOE LVMPD  
OFFICERS 1-10; DOE LVMPD  
7 SUPERVISORS 1-5; DOE RIO  
8 EMPLOYEES 1-10,

9 Defendant(s).

10  
11 **NOTICE YOU HAVE BEEN SUED! THE COURT MAY DECIDE AGAINST YOU**  
12 **WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ**  
**THE INFORMATION BELOW.**

13 To the Defendants: Ed Quatmann  
14 Chief Legal Officer  
Caesars Entertainment  
15 100 West Liberty Street, Suite 1150  
16 Reno, NV 89501

17 A civil Complaint has been filed by the Plaintiff(s) against you for the relief set forth in the  
Complaint.

- 18 1. If you intend to defend this lawsuit, within 20 days after this Summons is served  
19 on you, exclusive of the day of service, you must do the following:  
20 (a) File with the Clerk of this Court, whose address is shown below, a formal  
21 written response to the Complaint in accordance with the rules of the Court,  
22 with the appropriate filing fee.  
23 (b) Serve a copy of your response upon the attorney whose name and address  
24 appear below.
- 25 2. Unless you respond, your default will be entered upon application of the  
26 Plaintiff(s) and failure to so respond will result in a judgment of default against  
27

1 you for the relief demanded in the Complaint, which could result in the taking of  
2 money or property or other relief requested in the Complaint.

3 3. If you intend to seek the advice of an attorney in this matter, you should do so  
4 promptly so that your response may be filed on time.

5 4. The State of Nevada, its political subdivisions, agencies, officers, employees,  
6 board members, commission members and legislators each have 45 days after  
7 service of this Summons within which to file an Answer or other responsive  
8 pleading to the Complaint.  
9

10 Submitted:

STEVEN D. GRIERSON  
CLERK OF COURT

11 By: /s/ Nicole Levy

12 Nicole Levy  
13 American Civil Liberties Union of Nevada  
14 601 S. Rancho Dr. Suite B-11  
15 Las Vegas, NV 89106

Deputy Clerk Date  
*Patricia Azucena*  
Regional Justice Center  
200 Lewis Avenue 9/17/2020  
Las Vegas, NV 89155

Patricia Azucena-Preza

16 **NOTE: When service is by publication, add a brief statement of the object of the**  
17 **action. See Nevada Rules of Civil Procedure 4(b).**  
18  
19  
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**AFFIDAVIT OF SERVICE**

STATE OF NEVADA)

) ss:

COUNTY OF )

\_\_\_\_\_, being duly sworn, says: That at all times herein affiant was and is over 18 years of age, not a party to nor interested in the proceeding in which this affidavit is made. That affiant received copy(ies) of the Summons and Complaint, on the day of , 20 and served the same on the day of , \_\_\_\_\_ 20 by: \_\_\_\_\_

**(Affiant must complete the appropriate paragraph)**

1. Delivering and leaving a copy with the Defendant at (state address) \_\_\_\_\_

2. Serving the Defendant by personally delivering and leaving a copy with \_\_\_\_\_, a person of suitable age and discretion residing at the Defendant's usual place of abode located at (state address) \_\_\_\_\_

**[Use paragraph 3 for service upon agent, completing (a) or (b)]**

3. Serving the Defendant by personally delivering and leaving a copy at \_\_\_\_\_ (state address)

(a) With as , an agent lawfully designated by statute to accept service of process; \_\_\_\_\_

(b) With , pursuant to NRS 14.020 as a person of suitable age and discretion at the above address, which address is the address of the resident agent as shown on the current certificate of designation filed with the Secretary of State.

4. Personally depositing a copy in a mailbox of the United States Post Office, enclosed in a sealed envelope, postage prepaid (Check appropriate method):

Ordinary mail

Certified mail, return receipt requested

Registered mail, return receipt requested

1 addressed to the Defendant at Defendant's last known address which is \_\_\_\_\_  
2 (state address)

3 I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true  
4 and correct.

5 EXECUTED this day of \_\_\_\_\_, \_\_\_\_\_ 20 .

6 \_\_\_\_\_  
7 Signature of person making service  
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1 **Nicole C. Levy, Esq.**

Nevada Bar No. 15061

2 **AMERICAN CIVIL LIBERTIES UNION OF NEVADA**

3 601 South Rancho Dr. Suite B-11

Las Vegas, NV 89106

4 Tel. 702-366-1536

Fax 702-366-1331

5 levy@aclunv.org

6 EIGHTH JUDICIAL DISTRICT COURT

7 CLARK COUNTY, NEVADA

8  
9 CASE NO. A-20-819732-C

10 PHILLIP SEMPER, an individual; COREY DEPT. NO. 13  
11 JOHNSON, an individual; ASHLEY  
MEDLOCK, an individual; CORY BASS, an  
12 individual; MICHAEL GREEN, an  
individual; DEMARLO RILEY, an  
13 individual; BREANNA NELLUMS, an  
individual; CLINTON REECE, an individual;  
14 ANTONIO WILLIAMS, an individual;  
LONICIA BOWIE, an individual; CARLOS  
15 BASS, an individual; and DEMETREUS  
BEARD, an individual,

16 Plaintiff(s),

17 -vs-

18  
19 LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT, in its official capacity;  
20 SHERIFF JOSEPH LOMBARDO,  
individually and in his official capacity as  
21 Sheriff of the Las Vegas Metropolitan Police  
Department; ANDREW BAUMAN,  
22 individually and in his capacity as a Las  
Vegas Metropolitan Police Department  
23 Officer; MATTHEW KRAVETZ,  
individually and in his capacity as a Las  
24 Vegas Metropolitan Police Department  
Officer; SUPREET KAUR, individually and  
25 in his capacity as a Las Vegas Metropolitan  
Police Department Officer; DAVID JEONG,  
26 individually and in his capacity as a Las  
27

SUMMONS

Vegas Metropolitan Police Department  
Officer; THERON YOUNG, individually and  
in his capacity as a Las Vegas Metropolitan  
Police Department Officer; CAESARS  
ENTERTAINMENT  
CORPORATION D/B/A RIO  
ALL-SUITES HOTEL; RIO PROPERTIES,  
LLC; JOHN CARLISLE, individually and in  
his capacity as an employee of the Rio Hotel  
& Casino; DOE LVMPD GANG TASK  
FORCE OFFICERS 1-10; DOE LVMPD  
OFFICERS 1-10; DOE LVMPD  
SUPERVISORS 1-5; DOE RIO  
EMPLOYEES 1-10,

Defendant(s).

### SUMMONS

**NOTICE YOU HAVE BEEN SUED! THE COURT MAY DECIDE AGAINST YOU  
WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ  
THE INFORMATION BELOW.**

To the Defendant(s): John M. Carlisle, an Employee of the Rio Hotel & Casino  
8963 Shale Valley St.  
Las Vegas, NV 89123

A civil Complaint has been filed by the Plaintiff(s) against  
you for the relief set forth in the Complaint.

1. If you intend to defend this lawsuit, within 20 days after this Summons is served  
on you, exclusive of the day of service, you must do the following:
  - (a) File with the Clerk of this Court, whose address is shown below, a formal  
written response to the Complaint in accordance with the rules of the Court,  
with the appropriate filing fee.
  - (b) Serve a copy of your response upon the attorney whose name and address  
appear below.
2. Unless you respond, your default will be entered upon application of the  
Plaintiff(s) and failure to so respond will result in a judgment of default against

1 you for the relief demanded in the Complaint, which could result in the taking of  
2 money or property or other relief requested in the Complaint.

3 3. If you intend to seek the advice of an attorney in this matter, you should do so  
4 promptly so that your response may be filed on time.

5 4. The State of Nevada, its political subdivisions, agencies, officers, employees,  
6 board members, commission members and legislators each have 45 days after  
7 service of this Summons within which to file an Answer or other responsive  
8 pleading to the Complaint.  
9

10 Submitted:

STEVEN D. GRIERSON  
CLERK OF COURT

11 By: /s/ Nicole Levy

12 Nicole Levy

13 American Civil Liberties Union of Nevada  
14 601 S. Rancho Dr. Suite B-11  
15 Las Vegas, NV 89106

Deputy Clerk Date  
*Patricia Azucena*  
Regional Justice Center  
200 Lewis Avenue 9/17/2020  
Las Vegas, NV 89155

Patricia Azucena-Preza

16 **NOTE: When service is by publication, add a brief statement of the object of the**  
17 **action. See Nevada Rules of Civil Procedure 4(b).**  
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**AFFIDAVIT OF SERVICE**

STATE OF NEVADA)

) ss:

COUNTY OF )

\_\_\_\_\_, being duly sworn, says: That at all times herein affiant was and is over 18 years of age, not a party to nor interested in the proceeding in which this affidavit is made. That affiant received copy(ies) of the Summons and Complaint, on the day of , 20 and served the same on the day of , \_\_\_\_\_ 20 by: \_\_\_\_\_

**(Affiant must complete the appropriate paragraph)**

1. Delivering and leaving a copy with the Defendant at (state address) \_\_\_\_\_

2. Serving the Defendant by personally delivering and leaving a copy with \_\_\_\_\_, a person of suitable age and discretion residing at the Defendant's usual place of abode located at (state address) \_\_\_\_\_

**[Use paragraph 3 for service upon agent, completing (a) or (b)]**

3. Serving the Defendant by personally delivering and leaving a copy at \_\_\_\_\_ (state address)

(a) With as , an agent lawfully designated by statute to accept service of process; \_\_\_\_\_

(b) With , pursuant to NRS 14.020 as a person of suitable age and discretion at the above address, which address is the address of the resident agent as shown on the current certificate of designation filed with the Secretary of State.

4. Personally depositing a copy in a mailbox of the United States Post Office, enclosed in a sealed envelope, postage prepaid (Check appropriate method):

Ordinary mail

Certified mail, return receipt requested

Registered mail, return receipt requested

1 addressed to the Defendant at Defendant's last known address which is \_\_\_\_\_  
2 (state address)

3 I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true  
4 and correct.

5 EXECUTED this day of \_\_\_\_\_, \_\_\_\_\_ 20 .

6 \_\_\_\_\_  
7 Signature of person making service  
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