

DISTRICT COURT CIVIL COVER SHEET A-16-746906-J

Clark County, Nevada
Case No.

XXIX

(Assigned by Clerk's Office)

I. Party Information (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone):

Conor McGregor

200 Hoover Avenue Suite 1113

Las Vegas, NV 89101

Attorney (name/address/phone):

Jennifer Mulligan Goldstein

200 Hoover Avenue Suite 1113

Las Vegas, NV 89101

(415) 517-6464

Defendant(s) (name/address/phone):

Robert Bennett, Executive Director

for the Athletic Commission of the Department of Business and Industry,

State of Nevada, and the Nevada State Athletic Commission

555 E Washington Ave # 3200 Las Vegas, NV 89101 (702) 486-2575

Attorney (name/address/phone):

Attorney General Paul Adam Laxalt

555 E Washington Ave # 3900 Las Vegas, NV 89101

(702) 486-4000

II. Nature of Controversy (please select the one most applicable filing type below)**Civil Case Filing Types**

Real Property Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant Title to Property <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property Other Real Property <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	Negligence <input type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence Malpractice <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	Torts Other Torts <input type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort
Probate Probate (select case type and estate value) <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside <input type="checkbox"/> Trust/Conservatorship <input type="checkbox"/> Other Probate Estate Value <input type="checkbox"/> Over \$200,000 <input type="checkbox"/> Between \$100,000 and \$200,000 <input type="checkbox"/> Under \$100,000 or Unknown <input type="checkbox"/> Under \$2,500	Construction Defect & Contract Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect Contract Case <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract	Judicial Review/Appeal Judicial Review <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency Nevada State Agency Appeal <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input checked="" type="checkbox"/> Other Nevada State Agency Appeal Other <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal
Civil Writ Civil Writ <input type="checkbox"/> Writ of Habeas Corpus <input type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ		Other Civil Filing Other Civil Filing <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters

Business Court filings should be filed using the Business Court civil coversheet.

November 18, 2016

Date

Signature of initiating party or representative

See other side for family-related case filings.

Attorney for Petitioner
CONOR MCGREGOR


NPRA Response - Magraken 002

Jennifer Mulligan Goldstein, Esq.
200 Hoover Avenue
Suite 1113
Las Vegas, Nevada 89101

Jennifer Mulligan Goldstein, Esq.
200 Hoover Avenue
Suite 1113
Las Vegas, Nevada 89101

1 the Order falls within the protective ambit of NRS 233.B 135. The NRS affords Petitioner the
2 right to judicial review of a final decision of the NSAC in instances, as here, wherein
3 irregularities in procedure before the NSAC adversely affected the Petitioner, and because
4 substantial rights of the Petitioner were prejudiced because the Order violates constitutional or
5 statutory provisions; is in excess of the statutory authority of the agency, was made upon
6 unlawful procedure, was affected by other error of law, was clearly erroneous in view of the
7 reliable, probative and substantial evidence on the whole record or was arbitrary or capricious or
8 characterized by abuse of discretion. Petitioner respectfully requests that this Court set aside the
9 Order in its entirety as provided for in 233B.130 *et.seq.*

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13 Dated: November 17, 2016
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By: 
JENNIFER MULLIGAN GOLDSTEIN
Attorney for Respondent
CONOR MCGREGOR

Ex. 1

1 **BEFORE THE NEVADA STATE ATHLETIC COMMISSION**

2 **STATE OF NEVADA**

3 * * *

4 **In the matter of:**

5 **CONOR MCGREGOR**

FINDINGS OF FACT,
 CONCLUSIONS OF LAW,
 AND ORDER

6 The Complaint for Disciplinary Action (the "Complaint") against Conor McGregor
7 ("McGregor"), having come on for hearing before the Nevada State Athletic Commission,
8 Department of Business and Industry, State of Nevada (the "Commission") on October 10,
9 2016, McGregor, having answered the Complaint and having appeared at the hearing
10 telephonically, with his counsel, Jennifer Goldstein, Esq. appearing in person, the State
11 of Nevada, by Adam Paul Laxalt, Attorney General of the State of Nevada, by and
12 through Jason H. Gunnell, Deputy Attorney General, and the Commission having
13 considered the matter and all relevant information, now therefore, the Commission
14 makes the following findings of fact, conclusions of law, and order:

15 **FINDINGS OF FACT**

16 1. At all times relevant to the Complaint, McGregor was licensed in Nevada as
17 a professional mixed martial artist by the Commission.

18 2. As a licensee of the Commission, McGregor was subject to the provisions of
19 Chapter 467 of the Nevada Revised Statutes ("NRS"), and Chapter 467 of the Nevada
20 Administrative Code ("NAC").

21 3. On August 17, 2016, McGregor participated in a pre-fight press conference
22 (the "press conference") in Las Vegas, Nevada, to promote his Ultimate Fighting Champi-
23 onship ("UFC") 202 contest against Nathan Diaz ("Diaz").

24 4. During the press conference, McGregor threw one or more items towards Di-
25 az and Diaz's supporters, including water bottles and/or beverage cans;

26 5. At the hearing before the Commission on this matter, McGregor admitted to
27 the above described actions; that his actions brought disrepute to unarmed combat; and
28 that he deserved to be punished for his actions.

6. McGregor's actions at the press conference brought disrepute to unarmed combat, and constituted unsportsmanlike conduct.

7. If any of the foregoing Findings of Fact are deemed Conclusions of Law, they shall so be construed.

CONCLUSIONS OF LAW

8. Pursuant to Chapter 467 of the NRS, the Commission is vested with the sole discretion, management, control and jurisdiction over contests, exhibitions and licensees of unarmed combat, which includes mixed martial arts.

9. Pursuant to NAC 467.922, the Executive Director of the Commission (the "Executive Director") or a Commissioner may institute disciplinary proceedings described in NRS 467.110 to NRS 467.117, inclusive, or NRS 467.157 or NRS 467.158 against a person who is licensed pursuant to Chapter 467 or the NRS by filing a complaint with the Commission.

10. Nevada Administrative Code 467.885 governs grounds for disciplinary action and provides, in pertinent part:

A person who is licensed by the Commission may have his license suspended or revoked, or he may be fined or be subject to discipline by the Commission if he has:

• • • •

2. Violated any provision of [Chapter 467 of the NRS];
3. Provided false or misleading information to the Commission or a representative of the Commission;

• • • •

5. Conducted himself at any time or place in a manner which is deemed by the Commission to reflect discredit to unarmed combat.

11. Nevada Revised Statute 467.158, which governs penalties in lieu of, or in addition to, other disciplinary action, provides in pertinent part:

2. If disciplinary action is taken against a person pursuant to this chapter, including, but not limited to, a hearing for the revocation of a license, and the disciplinary action relates to:

(a) The preparation for a contest or an exhibition of unarmed combat; or

1 (b) The occurrence of a contest or an exhibition of un-
armed combat; or

2 (c) Any other action taken in conjunction with a contest
3 or an exhibition of unarmed combat, the Commission may pre-
scribe a penalty pursuant to subsection 3.

4 3. A penalty prescribed by the Commission pursuant to
subsection 2:

5 (a) Must not exceed \$250,000 or 100 percent of the share
of the purse to which the holder of the license is entitled for the
6 contest or exhibition, whichever amount is greater; and

7 (b) May be imposed in addition to or in lieu of any other
disciplinary action that is taken against the person by the
Commission.

8 4. In addition to any other disciplinary action that is tak-
en against a person by the commission pursuant to this chap-
9 ter, the Commission may impose a ban from participation in
unarmed combat in this State for a certain period, including a
10 lifetime ban from participation in unarmed combat in this
State.

11 5. The authority of the Commission to take disciplinary
action against a person pursuant to this chapter must not be
12 construed to be limited to those persons who are licensed by the
Commission. Such authority extends to any person involved in
13 or associated with unarmed combat in this State who violates
any provision of this chapter.

14 6. If disciplinary action is taken against a person pursu-
ant to this chapter, the commission may require the person
15 against whom such action is taken to pay the costs of the pro-
ceeding, including investigative costs and attorney's fees.

16 12. Nevada Revised Statute 467.110, which governs suspensions, revocations
17 and other disciplining of contestants, provides in relevant part:

18 The Commission may suspend or revoke the license of,
19 otherwise discipline, or take any combination of such actions
against any contestant, promoter, ring official or other partici-
20 pant who, in the judgment of the Commission:

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22 (e) Is guilty of an act or conduct that is detrimental to a
contest or exhibition of unarmed combat, including, but not lim-
23 ited to, any foul or unsportsmanlike conduct in connection with
a contest or exhibition of unarmed combat.

24 13. Because McGregor's actions at the press conference brought disrepute to un-
25 armed combat, and constituted unsportsmanlike conduct in connection with UFC 202,
26 McGregor is subject to discipline by the Commission.

27 14. If any of the foregoing Conclusions of Law are deemed Findings of Fact, they
28 shall so be construed.

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15. McGregor shall pay a fine in the amount of \$75,000 to the State of Nevada, which shall become due upon the effective date of this Order;

17. McGregor shall perform 50 hours of community service with an emphasis on an anti-bullying and/or anti-drug message; up to 10% of the required community service hours may be spent on the preparation of the public service announcement described above, with the balance to be spent with an organization or organizations to be approved by either the Chairman of the Commission or the Executive Director;

19. McGregor shall pay attorney's fees to the State of Nevada, Office of the Attorney General, totaling \$4,288.12, based on 29.5 hours of work at \$145.36 per hour, which shall become due upon the effective date of this Order.

NEVADA STATE ATHLETIC COMMISSION,
DEPARTMENT OF BUSINESS AND INDUSTRY,
STATE OF NEVADA

By:

CERTIFICATE OF SERVICE

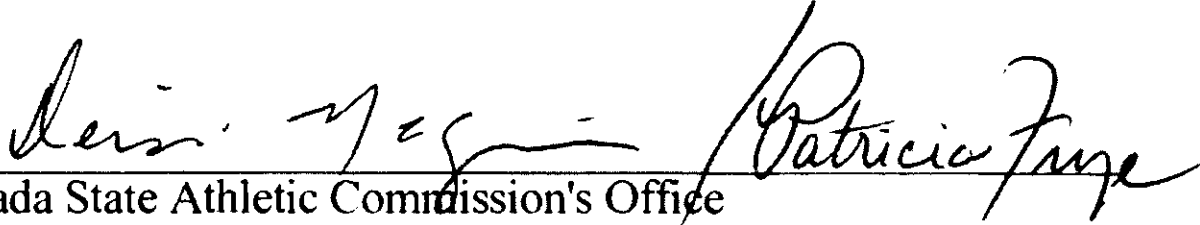
I hereby certify that on the 19th day of October, 2016, I served the **Findings of Fact, Conclusions of Law, and Order** by depositing a copy of the same in the United States mail, properly addressed, postage prepaid, CERTIFIED and REGULAR MAIL addressed as follows:

Jennifer Mulligan Goldstein
200 Hoover Ave., Suite 1113
Las Vegas, NV 89101
jenniferg@paradigmSM.com

Certified Mail No. 7012 1010 0000 1166 9621

Conor McGregor
17461 Derian Ave., Apartment #203
Irvine, CA 92614
audie@paradigmSM.com

Certified Mail No. 7012 1010 0000 1166 9638


An Employee of the Nevada State Athletic Commission's Office

Jennifer Mulligan Goldstein, Esq.
200 Hoover Avenue
Suite 1113
Las Vegas, Nevada 89101

PROOF OF SERVICE

I am a resident of the State of Nevada, over the age of eighteen years, and not a party to the within action. My business address is 200 Hoover Avenue Suite 1113, Las Vegas, Nevada 89101. On the date below, I served the within documents:

PETITION FOR JUDICIAL REVIEW

- ☐ per agreement between the parties, by transmitting via electronic mail the document(s) listed above to the email address(es) set forth below on this date.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in United States mail in the State of Nevada at Las Vegas, addressed as set forth below.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

Attorney General Adam Paul Laxalt
555 E Washington Ave # 3900
Las Vegas, NV 89101

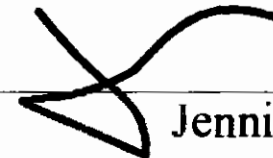
Deputy Attorney General Jason Gunnell
555 E Washington Ave # 3900
Las Vegas, NV 89101

Robert Bennett
Executive Director of the Nevada State Athletic Commission
555 E Washington Ave # 3200
Las Vegas, NV 89101

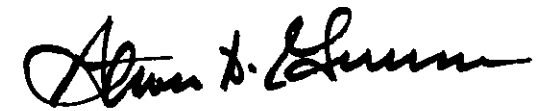
I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business.

I declare under penalty of perjury under the laws of the State of Nevada that the above is true and correct.

Executed on November 18, 2016 at Las Vegas, Nevada.



Jennifer Goldstein



CLERK OF THE COURT

1 **NOIP**
2 **ADAM PAUL LAXALT**
3 Attorney General
4 Edward L. Magaw (Bar No. 9111)
5 Deputy Attorney General
6 Caroline Bateman (Bar No. 12281)
7 Deputy Attorney General
8 State of Nevada
9 Office of the Attorney General
10 555 E. Washington Blvd., Ste. 3900
11 Las Vegas, NV 89101
12 (702) 486-2625 (phone)
13 (702) 486-37733 (fax)
14 emagaw@ag.nv.gov
15 cbateman@ag.nv.gov

16 Attorneys for Respondents

17 **DISTRICT COURT**
18 **CLARK COUNTY, NEVADA**

19 **CONOR MCGREGOR**

20 Petitioner,

21 vs.

22 **ROBERT BENNETT, Executive Director**
23 **for the ATHLETIC COMMISSION OF**
24 **THE DEPARTMENT OF BUSINESS**
25 **AND INDUSTRY, STATE OF NEVADA;**
26 **NEVADA STATE ATHLETIC**
27 **COMMISSION**

28 Respondents.

Case No. A-16-746906-J
Dept. No. XXIX

NOTICE OF INTENT TO PARTICIPATE

29 In accordance with NRS 233B.130(3), Respondents Robert Bennett, Executive Director for the
30 ATHLETIC COMMISSION of the DEPARTMENT OF BUSINESS AND INDUSTRY, STATE OF
31 NEVADA, and the NEVADA STATE ATHLETIC COMMISSION, by and through their counsel,
32 ADAM PAUL LAXALT, Attorney General, EDWARD L. MAGAW, Deputy Attorney General, and
33 CAROLINE BATEMAN, Deputy Attorney General, hereby file their Notice of Intent to Participate in

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1 this judicial review. This notice shall not constitute a waiver of the right to file any motions to dismiss
2 for any reason and Respondents reserve the right to file such motions.

3 Dated this 30th day of November, 2016.

4 ADAM PAUL LAXALT
5 Attorney General

6 By: /s/ EDWARD L. MAGAW
7 Edward L. Magaw (Bar No. 9111)
8 Deputy Attorney General
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CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on November 30, 2016 I filed the foregoing Notice of Intent to Participate via this Court's electronic filing system.

Some of the participants in this case are not registered electronic filing system users and were mailed the foregoing document via First-Class Mail, postage prepaid and Certified Mail, addressed as follows:

Jennifer Mulligan Goldstein, Esq.
200 Hoover Avenue, Suite 1113
Las Vegas, NV 89101

Certified Mail No.: 7014 2120 0003 0402 5739

/s/ Debra Turman

Debra Turman, an employee of the
Office of the Nevada Attorney General