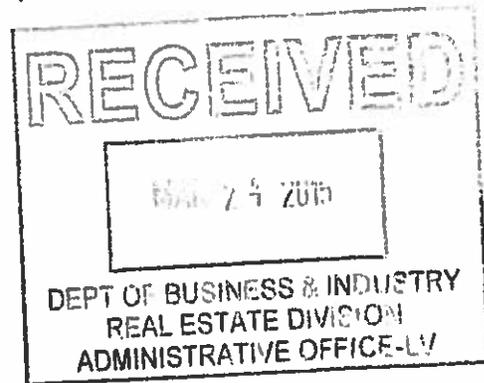


Appeal of the decision Received from Susan Clark Dated
March 20,2015 Re: Real-estate license Application Denial

Tuesday, March 24, 2015 12:10 PM

Dear Teralyn Thompson, Legal Administrative Officer
Nevada real Estate Division
2501 E. Sahara Ste 303
Las Vegas Nevada 89104



As Per NRS 645.095(4) and NAC645.095 (3) I Would like to Appeal the Denial of Licensing which I Received on 3/23/2015. I Would like to appear in the April Agenda to Provide information to the Commission Board on my Behalf. I Would like to Present to the Board the Proof as to the Qualifications that will be Satisfactory to the Division . In a Effort, the Division May Approve a Application for a license with Sufficient Evidence in the Area of Honesty, Trustworthiness and integrity. I Will also like My Father to Attend and Speak on some of the testimony That Will be Critical as to my Appeal. My Father is Joseph W Gaddin , Broker for J & J Realty For whom I will Hopefully be Employed.

Sincerely

Joseph T Gaddin
License Applicant

Cc: Rebecca Hardin (Commission Coordinator), Susan Clark (Licensing Manager)

BRIAN SANDOVAL
Governor

STATE OF NEVADA



BRUCE H. BRESLOW
Director

JOSEPH (JD) DECKER
Administrator

DEPARTMENT OF BUSINESS AND INDUSTRY
REAL ESTATE DIVISION

www.red.state.nv.us

March 20, 2015

Joseph T Gaddin
[REDACTED]

Las Vegas, Nevada 89149

Re: Real Estate License Application

Cert. No.: 7012 1640 0000 6161 5864

Dear Mr. Gaddin:

The Nevada Real Estate Division has reviewed your application for a real estate salesperson's license. You failed to meet the requirements for issuance of a real estate license based on your disclosed convictions. You are currently on probation and restitution for Category C Felony Theft.

After careful consideration, it is the determination of the Division to deny your application for a real estate salesperson's license. The denial of your application is pursuant to NRS 645.330.

"1. Except as otherwise provided by specific statute, the division may approve an application for a license for a person who meets all the following requirements:

(a) Has a good reputation for honesty, trustworthiness and integrity and who offers proof of those qualifications satisfactory to the division."

2. The Division:

(a) May deny a license to any person who has been convicted of, or entered a plea of guilty or nolo contendere to, forgery, embezzlement, obtaining money under false pretenses, larceny, extortion, conspiracy to defraud, engaging in a real estate business without a license, possessing for the purpose of sale any controlled substance or any crime involving moral turpitude, in any court of competent jurisdiction in the United States or elsewhere; and

(b) Shall not issue a license to such a person until at least 3 years after:

(1) The person pays any fine or restitution ordered by the court; or

(2) The expiration of the period of the person's parole, probation or sentence,

whichever is later."

You have the right to request, in writing, an appeal of this decision within 30 days of receiving this letter per NRS 645.440(2) and NAC 645.095(3). Please be advised that at an appeal hearing, the Real Estate Commission will review your entire licensing record and may question you thereon. Pursuant to NAC 645.095(4) fees for the application are not refundable.

If you wish to appeal this decision, please mail your request to the Real Estate Division to the attention of:

Terilyn Thompson, Legal Administrative Officer
Nevada Real Estate Division
2501 E Sahara Ste 303
Las Vegas, Nevada 89104

Sincerely,



Susan Clark
LICENSING MANAGER

cc: Joseph W. Gaddin

~~REGS~~
STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
REAL ESTATE DIVISION

RECEIVED

2501 East Sahara Avenue, Suite 102 * Las Vegas, NV 89104-4137 *(702) 486-4033
email: realest@red.state.nv.us <http://www.red.state.nv.us>

DEPT OF BUSINESS & INDUSTRY
REAL ESTATE DIVISION - LV
LICENSING

ORIGINAL LICENSING APPLICATION
For Salesman, Broker-Salesman, or Broker License

(New Fees Effective July 1, 2011)

TYPE OR PRINT CAREFULLY. THIS SECTION IS TO BE COMPLETED PERSONALLY BY THE CANDIDATE. NAC 645.105 Each application must be completed personally by the applicant. Members of the Commission or employees of the Division are expressly prohibited from helping a person prepare his license application.

**Only information deemed by law to be confidential shall be confidential (SSN, exam results, background investigation results). Most information provided by an applicant for licensure is public information and must be provided upon request. By policy, the Real Estate Division shall post (via the web site) and sell licensee lists which include the licensee's name, business address (even if same as home address), and business telephone number.*

License desired. Please check the box of the license type applied for:

<input checked="" type="checkbox"/> SALESPERSON	\$210.00
<input type="checkbox"/> BROKER-SALESPERSON	\$250.00
<input type="checkbox"/> BROKER	\$250.00

Make checks payable to Nevada Real Estate Division (NRED) or submit the exact amount in cash.

SECTION I: (Please print clearly)

1. Applicant's name: JOSEPH T GADDIN *Social Security: [REDACTED]
Add a nickname: _____ *Date of birth: [REDACTED]
*Home Address: [REDACTED] LV, NV, 89149
Street number and name, City, State, Postal code
*Mailing address (if applicable): SAME
*E-mail address: [REDACTED]@yahoo.com
*Home Phone: (702) [REDACTED] *Cell Phone: (702) [REDACTED]

2. List any names used other than legal name listed on this application and explain. Provide proof that the names are the same person when the name on this application is different from your education transcripts, certificates, examinations, etc.

N/A

DIVISION USE ONLY:

Receipt: # <u>354451</u>	License: # _____
Date: <u>2.9.15</u>	License Issue Date: _____
Processors Initials: <u>MS</u>	Processors Initials: _____
Expiration Date of INS Card: _____	FP forwarded date: _____
Experience: _____ years _____ months _____ days = _____ college credits.	
Credits submitted from education courses: _____	Total credits (B/BS) or hours (S): _____

STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
REAL ESTATE DIVISION

2501 East Sahara Avenue, Suite 102 * Las Vegas, NV 89104-4137 *(702) 486-4033
email: realest@red.state.nv.us <http://www.red.state.nv.us>

SECTION II. ALL APPLICANTS MUST COMPLETE ITEMS 1 THROUGH 10. Attach additional sheets if more space is needed.

1. Occupation: List Employment history or unemployment status (i.e.: retired, student, homemaker, etc for the preceding two years (no gaps please) to date of application. Please attach an additional sheet if necessary.

Occupation	Employer	Address	Date Begin	Date ended
INSPECTOR	J+J REALTY	[REDACTED]	1/2014	STILL THERE
DEALER	PLANET HOLLYWOOD	[REDACTED]	4/2003	12/2013

2. Residences: For preceding 3 years. Include current residence. Please attach an additional sheet if necessary.

Street Address	City & State	Begin date	End date
[REDACTED]	LV, NV, 89149	1-15-15	STILL THERE
[REDACTED]	LV, NV, 89143	10/2010	1-15-15

3. Yes No Prior experience in real estate?: If you checked Yes, please list all states in which you hold or have held a Real Estate license. Attach to this form a history certified by the state in which you were licensed. The history must be dated less than 90 days from the Nevada license application acceptance date. No documentation required for a license that expired over 10 years ago.

State	Type of credential	Issuance Date	Expiration date	Credential number

4. Yes No U.S. Citizen? Non-United States citizens must provide proof of the right to work in this country as an employee or independent contractor. Attach a copy of a current I.N.S. card, Work Permit card, or permanent resident card. An application submitted to the Dept of Naturalization and Immigration is not accepted.

If No, please write your country of citizenship: _____

Work permit or alien registration card expiration date: (mm/dd/yyyy) _____

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5. Personal History: *If your answer is YES to any of the following questions, attach the order as a result of the proceedings. On an attached sheet give full details, including the administrative agency, court, and title of the proceeding, disposition and any other pertinent information. (see NRS 645.330)*

Yes No

- | | | | |
|-------------------------------------|-------------------------------------|----|---|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | a. | Have you or any business in which you are or were an owner, partner, officer or director ever been involved in an administrative proceeding regarding any professional or occupational license? |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | b. | Has any license issued to you or any partnership or corporation of which you were a member or officer by any public authority been suspended or revoked? |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | c. | Has an application for any type of license been denied? |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | d. | Has a surety company declined to be surety on any bond written on you in the two years prior to the date of the application? |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | e. | Have you <u>ever</u> been charged with or arrested for a felony, gross misdemeanor, or misdemeanor? |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | f. | Have you <u>ever</u> been convicted of a felony, gross misdemeanor, or misdemeanor? |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | g. | Have you <u>ever</u> been permitted to change your plea of guilty or had a criminal conviction reversed, or had a judgment or verdict vacated? |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | h. | Have you <u>ever</u> received an executive pardon? |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | i. | Have you <u>ever</u> been convicted of, or are you under indictment for, or have you entered a plea of guilty or nolo contendere to forgery, embezzlement, obtaining money under false pretenses, larceny, extortion, conspiracy to defraud or any crime involving moral turpitude? |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | j. | Are you presently on parole or probation or paying any restitution? |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | k. | Have you ever filed bankruptcy or has bankruptcy been filed against you? If yes, please provide the date of discharge _____. If filed within the past 7 years, please provide a copy of the discharge. |

6. CHILD SUPPORT QUESTIONNAIRE: CHECK ONE BOX, REQUIRED.

- I am not subject to a court order for the support of a child.
- I am subject to a court order for the support of one or more children and AM IN COMPLIANCE with that order or plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed in that order.
- I am subject to a court order for the support of one or more children and NOT IN COMPLIANCE with that order or plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount owed in that order.

7. NEVADA RESIDENT?

Yes No

If no, complete and attach a notarized 656 Form.

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REAL ESTATE DIVISION**

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8. REPORT OF EXISTENCE OF NEVADA BUSINESS LICENSE

Pursuant to NRS 353C.1965

All applicants MUST complete this section. Please select ONE option.

I have a Nevada business license number assigned by the Nevada Secretary of State upon compliance with the provisions of NRS Chapter 76.

My Nevada business license number is: _____

I have applied for a Nevada business license with the Nevada Secretary of State upon compliance with the provision of NRS Chapter 76 and my application is pending.

I do NOT have a Nevada business license number.

The Real Estate Division is not the arbiter of determining whether the applicant needs a business license. Information about the Nevada business license can be found on the Secretary of State's website at: <http://nvsos.gov/>

9. DECLARATION: Signature of applicant

I, (print name) JOSEPH GADDIN hereby, under penalty of perjury, declare that the answers contained in this application are true and correct; and I understand:

- That if I am subject to a court order for support of one or more children and I am not in compliance with that order or plan my application for license, certification or renewal of a license or certification will be denied;
- That I will faithfully comply with all the statutes and regulations of the State of Nevada pertaining to the conduct of real estate licensees in the State of Nevada;
- That by signing this application I authorize any person or institution to which reference is made by me in connection with the application to release or divulge to the Real Estate Division any information in the possession of such person or institution regarding me.

Signature: _____

Joseph Gaddin

Date: _____

2.6.15

STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
REAL ESTATE DIVISION

2501 East Sahara Avenue, Suite 102 * Las Vegas, NV 89104-4137 *(702) 486-4033
email: realest@red.state.nv.us http://www.red.state.nv.us

10. COMPANY AFFILIATION:

Both physical and mailing and physical address must be located in the State of Nevada.

- a. ~~_____~~
Provide Company Name: Fictitious name or d.b.a. (if applicable, as registered with the County Clerk's office):
- b. JW Realty
Name of Corporation, LLC, or Partnership as registered with the Nevada Secretary of State
- c. GADDIN Family Enterprises NV, 89 130
Location address (provide number street, city, state, zip)
- d. SAME SAME NV, 89
Company mailing address (if different from physical address above)
- e. ~~_____~~ ~~_____~~
Business Telephone Number Business email address

Acknowledgement of Intent to Employ

NOTE: BROKER applicants are not required to sign "Acknowledgement of Intent to Employ" below.

f. This is to certify that I, Joseph W GADDIN, am a duly licensed broker, Owner/Developer, Sales Manager, or Office Manager on active status registered with the Nevada Real Estate Division of the Department of Business and Industry. It is my present intent to employ or associate with me the within named salesperson or broker salesperson Joseph T GADDIN (required). I will exercise careful supervision over his/her real estate activities while he/she is associated with or employed for me.

License number of Broker, Sales Manager, or Office Manager # B 1000915 (required)

Joseph W GADDIN
Print name of Broker or Licensed Office Manager with authority

X Joseph W GADDIN
Original signature of Broker or Office Manager with authority

Verification upon oath or affirmation. (section f only)

State of Nevada

County of Clark

Signed and sworn to (or affirmed) before me on 02/06/15, (date) by * [Signature] * Joseph Gadd
(Notary prints name of person signing document.)

Seal

X [Signature]
(Signature of Notary)





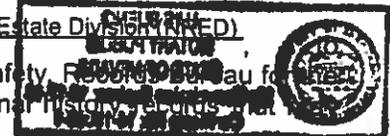
CIVIL APPLICANT WAIVER

NOTICE OF NONCRIMINAL JUSTICE APPLICANT'S RIGHTS

As an applicant who is the subject of a Federal Bureau of Investigation (FBI) fingerprint-based criminal history record check for a noncriminal justice purpose you have certain rights which are discussed below.

1. You must be notified by (enter name of submitting agency) Nevada Real Estate Division (NRED) that your fingerprints will be used to check the criminal history records of the FBI and the State of Nevada.
2. If you have a criminal history record, the officials making a determination of your suitability for the job, license or other benefit for which you are applying must provide you the opportunity to complete or challenge the accuracy of the information in the record. You may review and challenge the accuracy of any and all criminal history records which are returned to the submitting agency. The proper forms and procedures will be furnished to you by the Nevada Department of Public Safety, Records Bureau upon request. If you decide to challenge that accuracy or completeness of your FBI criminal history record, Title 28 of the Code of Federal Regulations Section 16.34 provides for the proper procedure to do so:
16.34 – Procedure to obtain change, correction or updating of identification records.
If, after reviewing his/her identification record, the subject thereof believes that it is incorrect or incomplete in any respect and wishes changes, corrections or updating of the alleged deficiency, he/she should make application directly to the agency which contributed the questioned information. The subject of a record may also direct his/her challenge as to the accuracy or completeness of any entry on his/her record to the FBI, Criminal Justice Information Services (CJIS) Division, ATTN: SCU, Mod. D-2, 1000 Custer Hollow Road, Clarksburg, WV 26306. The FBI will then forward the challenge to the agency which submitted the data requesting that agency to verify or correct the challenged entry. Upon the receipt of an official communication directly from the agency which contributed the original information, the FBI CJIS Division will make any changes necessary in accordance with the information supplied by that agency.
3. Based on 28CFR § 50.12 (b), officials making such determinations should not deny the license or employment based on information in the record until the applicant has been afforded a reasonable time to correct or complete the record or has declined to do so.
4. You have the right to expect that officials receiving the results of the fingerprint-based criminal history record check will use it only for authorized purposes and will not retain or disseminate it in violation of federal or state statute, regulation or executive order, or rule, procedure or standard established by the National Crime Prevention and Privacy Compact Council.
5. I hereby authorize (enter name of the requesting agency) Nevada Real Estate Division (NRED) submit a set of my fingerprints to the Nevada Department of Public Safety, Records Bureau for the purpose of accessing and reviewing State of Nevada and FBI criminal history records that pertain to me.

In giving this authorization, I expressly understand that the records may include information pertaining to notations of arrest, detentions, indictments, information or other charges for which the final court disposition is pending or is unknown to the above referenced agency. For records containing final court disposition information, I understand that the release may include information pertaining to dismissals, acquittals, convictions, sentences, correctional supervision information and information concerning the status of my parole or probation when applicable.



6. I hereby release from liability and promise to hold harmless under any and all causes of legal action, the State of Nevada, its officer(s), agent(s) and/or employee(s) who conducted my criminal history records search and provided information to the submitting agency for any statement(s), omission(s), or infringement(s) upon my current legal rights. I further release and promise to hold harmless and covenant not to sue any persons, firms, institutions or agencies providing such information to the State of Nevada on the basis of their disclosures. I have signed this release voluntarily and of my own free will.

A reproduction of this authorization for release of information by photocopy, facsimile or similar process, shall for all purposes be as valid as the original.

In consideration for processing my application I, the undersigned, whose name and signature voluntarily appears below; do hereby and irrevocably agree to the above.

Applicant's Name: GADDIN, JOSEPH T
(PLEASE PRINT LAST, FIRST, MIDDLE)
Address: [REDACTED] LV, NV, 89149
Applicant's Signature: Joseph T Gaddin
Date: 2.6.15

Submitting Agency: Nevada Real Estate Division (NRED)
Address: 2501 E. Sahara, Suite 102, Las Vegas, NV 89104
Agency representative: _____
(PLEASE PRINT LAST, FIRST, MIDDLE)
Agency representative's Signature: _____
Date: _____

PSI SERVICES LLC

This report certifies that the candidate listed below has taken a State of Nevada Real Estate licensing examination and achieved the results detailed below.

State of Nevada Real Estate

Candidate I.D.#: [REDACTED]

EXAM DATE: 04/15/2014

EXAM: NV Sales

JOSEPH GADDIN

[REDACTED]

[REDACTED] 743



The following is an analysis of your examination:

Portion **NV Salesperson - State**

Topic

Questions # Correct

Commission Duties and Powers

Licensing

Property Disclosures

Recordkeeping

Contracts

Advertising

Brokerage/Agency

Special Topics

RESULT ** PASS **

Total:

Congratulations! You have passed the NV Sales Examination.

If you need to register for another examination, you may visit our website at www.psilexams.com or call PSI at 1-800-733-9267 the next business day or later to register with a Visa or Mastercard.

PSI SERVICES LLC

This report certifies that the candidate listed below has taken a State of Nevada Real Estate licensing examination and achieved the results detailed below.

State of Nevada Real Estate

Candidate I.D.#: [REDACTED]

EXAM DATE: 04/19/2014

EXAM: NV Sales

JOSEPH GADDIN

[REDACTED]

[REDACTED]

[REDACTED]



The following is an analysis of your examination:
Portion **NV Salesperson - National**

Topic	# Questions	# Correct
I. Property Ownership	[REDACTED]	[REDACTED]
II. Land use controls and regulations		
III. Valuation and market analysis		
IV. Financing		
V. General principles of agency		
VI. Mandated disclosures		
VII. Contracts		
VIII. Transfer of title		
IX. Practice of real estate		
X. Real estate calculations		
XI. Specialty areas		

RESULT ** PASS **

Total:

Congratulations! You have passed the NV Sales Examination.

If you need to register for another examination, you may visit our website at www.psiexams.com or call PSI at 1-800-733-9267 the next business day or later to register with a Visa or Mastercard.

CERTIFICATE OF COMPLETION

Real Estate Pre-Licensing Education

Joseph Gaddin

Has Successfully Completed

**90 Classroom Hours of
Real Estate Principles, Practices and Law**

PL 9000058-RE

On this 9th day of February 2015

Mr. Carl L...

Authorized School Representative

Nevada Real Estate Academy

*Berkshire Hathaway HomeServices Nevada Franchises
3185 St. Rose Parkway, Suite #100 Henderson, Nevada 89052
702.796.2722*

LICENSED BY THE COMMISSION ON POST-SECONDARY EDUCATION
ACCREDITED BY THE NEVADA REAL ESTATE COMMISSION

Brian Sandoval
Governor



James M. Wright
Director

Natalie Wood
Chief

DIVISION OF PAROLE AND PROBATION

215 E. Bonanza Road
Las Vegas, NV 89101
(702) 486-3001 (702) 486-3076

February 5, 2015

To Whom it May Concern:

At the request of Mr. Joseph Gaddin this letter is to confirm that he is currently being supervised by the Division for Theft (Category C Felony) as of November 13, 2014. Mr. Gaddin is currently in compliance with all his court ordered conditions. He reports as required, is current on his financial obligations, has submitted negative drug test and provided proof of his current employment and income. In no way is letter considered a reference, but can only be used to confirm the status of his current criminal case. If you have any further questions please feel free to call me at (702) 486-7559.

Sincerely,

A handwritten signature in black ink that reads "A. Lindquist".

A. Lindquist, DPS Officer II
Nevada Division of Parole and Probation
Southern Command, Las Vegas, NV
alindquist@dps.state.nv.us

1 GPA
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 MICHELLE JOBE
6 Chief Deputy District Attorney
7 Nevada Bar #010575
8 200 Lewis Avenue
9 Las Vegas, NV 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

11/13/9mm

7 DISTRICT COURT
8 CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,

10 Plaintiff,

11 -vs-

CASE NO: C-14-299082-1

12 JOSEPH T. GADDIN, aka,
13 Joseph Theodore Gaddin, #1768061

DEPT NO: XV

14 Defendant.

15 GUILTY PLEA AGREEMENT

16 I hereby agree to plead guilty to: **THEFT (Category C Felony - NRS 205.0832,**
17 **205.0835.3 - NOC 55989)**, as more fully alleged in the charging document attached hereto as
18 Exhibit "1".

19 My decision to plead guilty is based upon the plea agreement in this case which is as
20 follows:

21 ~~The State has no opposition to probation. Defendant agrees to pay Restitution.~~
22 ~~Defendant may withdraw his guilty plea and plead guilty to Theft (Category C Felony) if probationarily~~
23 ~~Discharged from probation and unpaid restitution in full.~~

24 I agree to the forfeiture of any and all weapons or any interest in any weapons seized
25 and/or impounded in connection with the instant case and/or any other case negotiated in
26 whole or in part in conjunction with this plea agreement.

27 I understand and agree that, if I fail to interview with the Department of Parole and
28 Probation, fail to appear at any subsequent hearings in this case, or an independent magistrate,

1 by affidavit review, confirms probable cause against me for new criminal charges including
2 reckless driving or DUI, but excluding minor traffic violations, the State will have the
3 unqualified right to argue for any legal sentence and term of confinement allowable for the
4 crime(s) to which I am pleading guilty, including the use of any prior convictions I may have
5 to increase my sentence as an habitual criminal to five (5) to twenty (20) years, life without
6 the possibility of parole, life with the possibility of parole after ten (10) years, or a definite
7 twenty-five (25) year term with the possibility of parole after ten (10) years.

8 Otherwise I am entitled to receive the benefits of these negotiations as stated in this
9 plea agreement.

10 CONSEQUENCES OF THE PLEA

11 I understand that by pleading guilty I admit the facts which support all the elements of
12 the offense(s) to which I now plead as set forth in Exhibit "1".

13 I understand that as a consequence of my plea of guilty the Court must sentence me to
14 imprisonment in the Nevada Department of Corrections for a minimum term of not less than
15 ONE (1) year and a maximum term of not more than FIVE (5) years. The minimum term of
16 imprisonment may not exceed forty percent (40%) of the maximum term of imprisonment. I
17 understand that I may also be fined up to \$10,000.00. I understand that the law requires me to
18 pay an Administrative Assessment Fee.

19 I understand that, if appropriate, I will be ordered to make restitution to the victim of
20 the offense(s) to which I am pleading guilty and to the victim of any related offense which is
21 being dismissed or not prosecuted pursuant to this agreement. I will also be ordered to
22 reimburse the State of Nevada for any expenses related to my extradition, if any.

23 I understand that I am eligible for probation for the offense to which I am pleading
24 guilty. I understand that, except as otherwise provided by statute, the question of whether I
25 receive probation is in the discretion of the sentencing judge.

26 I understand that I must submit to blood and/or saliva tests under the Direction of the
27 Division of Parole and Probation to determine genetic markers and/or secretor status.

28 I understand that if I am pleading guilty to charges of Burglary, Invasion of the Home,

1 Possession of a Controlled Substance with Intent to Sell, Sale of a Controlled Substance, or
2 Gaming Crimes, for which I have prior felony conviction(s), I will not be eligible for probation
3 and may receive a higher sentencing range.

4 I understand that if more than one sentence of imprisonment is imposed and I am
5 eligible to serve the sentences concurrently, the sentencing judge has the discretion to order
6 the sentences served concurrently or consecutively.

7 I understand that information regarding charges not filed, dismissed charges, or charges
8 to be dismissed pursuant to this agreement may be considered by the judge at sentencing.

9 I have not been promised or guaranteed any particular sentence by anyone. I know that
10 my sentence is to be determined by the Court within the limits prescribed by statute.

11 I understand that if my attorney or the State of Nevada or both recommend any specific
12 punishment to the Court, the Court is not obligated to accept the recommendation.

13 I understand that if the offense(s) to which I am pleading guilty was committed while I
14 was incarcerated on another charge or while I was on probation or parole that I am not eligible
15 for credit for time served toward the instant offense(s).

16 I understand that if I am not a United States citizen, any criminal conviction will likely
17 result in serious negative immigration consequences including but not limited to:

- 18 1. The removal from the United States through deportation;
- 19 2. An inability to reenter the United States;
- 20 3. The inability to gain United States citizenship or legal residency;
- 21 4. An inability to renew and/or retain any legal residency status; and/or
- 22 5. An indeterminate term of confinement, with the United States Federal
23 Government based on my conviction and immigration status.

24 Regardless of what I have been told by any attorney, no one can promise me that this
25 conviction will not result in negative immigration consequences and/or impact my ability to
26 become a United States citizen and/or a legal resident.

27 I understand that the Division of Parole and Probation will prepare a report for the
28 sentencing judge prior to sentencing. This report will include matters relevant to the issue of

1 sentencing, including my criminal history. This report may contain hearsay information
2 regarding my background and criminal history. My attorney and I will each have the
3 opportunity to comment on the information contained in the report at the time of sentencing.
4 Unless the District Attorney has specifically agreed otherwise, the District Attorney may also
5 comment on this report.

6 WAIVER OF RIGHTS

7 By entering my plea of guilty, I understand that I am waiving and forever giving up the
8 following rights and privileges:

- 9 1. The constitutional privilege against self-incrimination, including the right
10 to refuse to testify at trial, in which event the prosecution would not be
allowed to comment to the jury about my refusal to testify.
- 11 2. The constitutional right to a speedy and public trial by an impartial jury,
12 free of excessive pretrial publicity prejudicial to the defense, at which
trial I would be entitled to the assistance of an attorney, either appointed
13 or retained. At trial the State would bear the burden of proving beyond
a reasonable doubt each element of the offense(s) charged.
- 14 3. The constitutional right to confront and cross-examine any witnesses who
would testify against me.
- 15 4. The constitutional right to subpoena witnesses to testify on my behalf.
- 16 5. The constitutional right to testify in my own defense.
- 17 6. The right to appeal the conviction with the assistance of an attorney,
18 either appointed or retained, unless specifically reserved in writing and
agreed upon as provided in NRS 174.035(3). I understand this means I
19 am unconditionally waiving my right to a direct appeal of this conviction,
including any challenge based upon reasonable constitutional,
20 jurisdictional or other grounds that challenge the legality of the
proceedings as stated in NRS 177.015(4). However, I remain free to
21 challenge my conviction through other post-conviction remedies
including a habeas corpus petition pursuant to NRS Chapter 34.

22 VOLUNTARINESS OF PLEA

23 I have discussed the elements of all of the original charge(s) against me with my
24 attorney and I understand the nature of the charge(s) against me.

25 I understand that the State would have to prove each element of the charge(s) against
26 me at trial.

27 ///
28

1 I have discussed with my attorney any possible defenses, defense strategies and
2 circumstances which might be in my favor.

3 All of the foregoing elements, consequences, rights, and waiver of rights have been
4 thoroughly explained to me by my attorney.

5 I believe that pleading guilty and accepting this plea bargain is in my best interest, and
6 that a trial would be contrary to my best interest.

7 I am signing this agreement voluntarily, after consultation with my attorney, and I am
8 not acting under duress or coercion or by virtue of any promises of leniency, except for those
9 set forth in this agreement.

10 I am not now under the influence of any intoxicating liquor, a controlled substance or
11 other drug which would in any manner impair my ability to comprehend or understand this
12 agreement or the proceedings surrounding my entry of this plea.

13 My attorney has answered all my questions regarding this guilty plea agreement and its
14 consequences to my satisfaction and I am satisfied with the services provided by my attorney.

15 DATED this ____ day of June, 2014.

16
17
18 JOSEPH T. GADDIN, aka,
19 Joseph Theodore Gaddin
20 Defendant

21 AGREED TO BY:

22 
23 MICHELLE JOBE
24 Chief Deputy District Attorney
25 Nevada Bar #010575
26
27
28

1 CERTIFICATE OF COUNSEL:

2 I, the undersigned, as the attorney for the Defendant named herein and as an officer of the court
3 hereby certify that:

- 4 1. I have fully explained to the Defendant the allegations contained in the
5 charge(s) to which guilty pleas are being entered.
- 6 2. I have advised the Defendant of the penalties for each charge and the restitution
7 that the Defendant may be ordered to pay.
- 8 3. I have inquired of Defendant facts concerning Defendant's immigration status
9 and explained to Defendant that if Defendant is not a United States citizen any
10 criminal conviction will most likely result in serious negative immigration
11 consequences including but not limited to:
- 12 a. The removal from the United States through deportation;
 - 13 b. An inability to reenter the United States;
 - 14 c. The inability to gain United States citizenship or legal residency;
 - 15 d. An inability to renew and/or retain any legal residency status; and/or
 - 16 e. An indeterminate term of confinement, by with United States Federal
17 Government based on the conviction and immigration status.

18 Moreover, I have explained that regardless of what Defendant may have been
19 told by any attorney, no one can promise Defendant that this conviction will not
20 result in negative immigration consequences and/or impact Defendant's ability
21 to become a United States citizen and/or legal resident.

- 22 4. All pleas of guilty offered by the Defendant pursuant to this agreement are
23 consistent with the facts known to me and are made with my advice to the
24 Defendant.
- 25 5. To the best of my knowledge and belief, the Defendant:
- 26 a. Is competent and understands the charges and the consequences of
27 pleading guilty as provided in this agreement,
 - 28 b. Executed this agreement and will enter all guilty pleas pursuant hereto
voluntarily, and
 - c. Was not under the influence of intoxicating liquor, a controlled
substance or other drug at the time I consulted with the Defendant as
certified in paragraphs 1 and 2 above.

Dated: This _____ day of June, 2014.

ATTORNEY FOR DEFENDANT

pm/L-2

REGISTER OF ACTIONS

CASE NO. C-14-299082-1

State of Nevada vs Joseph Gaddin

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Case Type: **Felony/Gross Misdemeanor**
Date Filed: **06/27/2014**
Location: **Department 15**
Cross-Reference Case Number: **C299082**
Defendant's Scope ID #: **1768061**
Lower Court Case Number: **13F20195**

PARTY INFORMATION

Defendant **Gaddin, Joseph T *Also Known As* Gaddin, Joseph Theodore**

Lead Attorneys
Chris T. Rasmussen
Retained
7024646007(W)

Plaintiff **State of Nevada**

Steven B Wolfson
702-671-2700(W)

CHARGE INFORMATION

Charges: **Gaddin, Joseph T**
1. **THEFT**

Statute
205.0835.3

Level
Felony

Date
11/01/2013

EVENTS & ORDERS OF THE COURT

11/13/2014 | Sentencing (9:00 AM) (Judicial Officer Silver, Abbi)

Minutes

11/13/2014 9:00 AM

- DEFT GADDIN ADJUDGED GUILTY of THEFT (F). Matter argued and submitted. Deft's father present in a show of support. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, RESTITUTION in the amount of \$800.00, a \$3.00 DNA Collection fee, a \$150.00 DNA Analysis fee including testing to determine genetic markers, Def. SENTENCED to a MAXIMUM of THIRTY TWO (32) MONTHS and a MINIMUM of TWELVE (12) MONTHS in the Nevada Department of Corrections (NDC); SUSPENDED; placed on PROBATION for an indeterminate period not to exceed THREE (3) YEARS. CONDITIONS: 1) Pay restitution of \$800.00 during the term of probation; 2) Disclose this conviction to present and/or potential employers; 3) Full and complete financial disclosure; 4) No gambling or entry into a gaming place. BOND EXONERATED and CASE CLOSED. Court directed the Defendant to report to the Division of Parole and Probation (P & P) within forty-eight hours of his release or a bench warrant will issue.

[Parties Present](#)

[Return to Register of Actions](#)

REGISTER OF ACTIONS

CASE NO. C-14-299082-1

State of Nevada vs Joseph Gaddin

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Case Type: **Felony/Gross Misdemeanor**
Date Filed: **06/27/2014**
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Lower Court Case Number: **13F20195**

PARTY INFORMATION

<p>Defendant Gaddin, Joseph T <i>Also Known As Gaddin, Joseph Theodore</i></p> <p>Plaintiff State of Nevada</p>	<p>Lead Attorneys Chris T. Rasmussen <i>Retained</i> 7024646007(W)</p> <p>Steven B Wolfson 702-671-2700(W)</p>
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CHARGE INFORMATION

<p>Charges: Gaddin, Joseph T</p> <p>1. THEFT</p>	<p>Statute 205.0835.3</p>	<p>Level Felony</p>	<p>Date 11/01/2013</p>
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EVENTS & ORDERS OF THE COURT

07/09/2014 Initial Arraignment (1:00 PM) (Judicial Officer De La Garza, Melisa)

Minutes

07/09/2014 1:00 PM

- NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. GADDIN ARRAIGNED AND PLED GUILTY TO THEFT (F). Court ACCEPTED plea and ORDERED, matter referred to the Division of Parole and Probation (P & P) and set for SENTENCING. Court DIRECTED Def. to report to P & P immediately. BOND 11/13/14 9:00 A.M. SENTENCING (DEPT 15)

[Parties Present](#)

[Return to Register of Actions](#)

1 INFM
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 MICHELLE JOBE
6 Chief Deputy District Attorney
7 Nevada Bar #010575
8 200 Lewis Avenue
9 Las Vegas, Nevada 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

7 I.A. 07/09/14
8 1:00 P.M.
9 C. RASMUSSEN

9 THE STATE OF NEVADA,
10 Plaintiff,
11 -vs-
12 JOSEPH T. GADDIN, aka,
13 Joseph Theodore Gaddin, #1768061
14 Defendant.

CASE NO: C-14-299082-1
DEPT NO: XV

INFORMATION

15 STATE OF NEVADA }
16 COUNTY OF CLARK } ss.

17 STEVEN B. WOLFSON, District Attorney within and for the County of Clark, State
18 of Nevada, in the name and by the authority of the State of Nevada, informs the Court:

19 That JOSEPH T. GADDIN, aka, Joseph Theodore Gaddin, the Defendant(s) above
20 named, having committed the crime of THEFT (Category C Felony - NR 205.0832,
21 205.0835.3 - NOC 55989), on or between November 1, 2013 and December 17, 2013, within
22 the County of Clark, State of Nevada, contrary to the form, force and effect of statutes in such
23 cases made and provided, and against the peace and dignity of the State of Nevada, did then
24 and there wilfully, knowingly, feloniously, and without lawful authority, convert, make an
25 unauthorized transfer of an interest in, or without authorization control property, having a
26 value of \$650.00, or more, belonging to PLANET HOLLYWOOD RESORT & CASINO,
27 3667 South Las Vegas Boulevard, Las Vegas, Clark County, Nevada, in the following manner,
28 to-wit: by being employed as a dealer by said PLANET HOLLYWOOD RESORT &

1 CASINO, did steal, take, carry away or otherwise unlawfully control property belonging to
2 said PLANET HOLLYWOOD RESORT & CASINO, to-wit: approximately \$3,475.00 U.S.
3 currency, by removing gaming chips from the tables on which he worked as a dealer.

4 STEVEN B. WOLFSON
5 Clark County District Attorney
6 Nevada Bar #001565

7 BY 
8 MICHELLE JOBE
9 Chief Deputy District Attorney
10 Nevada Bar #010575

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27 DA#13F20195X/pm/L-2
28 NSGCB EV#20138539LV
(TK5)

J & J REALTY

1-15-15

To Whom It May Concern;

Joseph T Gaddin who is Employed with J & J Realty for over a year.
I am aware that Joseph T Gaddin stole from his last employer Planet Hollywood and has been convicted of a Felony. Joseph T Gaddin does all of are inspections on properties and does not handle any cash or checks. We trust that Joseph T Gaddin will not do anything to his future as he wants to be a Realtor after his probation is up.
I am the Broker of J & J Realty and I trust him with everything that he has done this last year and has proven he can be reliable and trustworthy.

Joseph W Gaddin
Broker



To: Real Estate Division

From: JOSEPH GRADDIN

Signature: Joseph Graddin

Date: 2-6-15

Application question number and letter: 5B

Place of event: PLANET HOLLYWOOD

Date of event: 12-17-2013

Type of charge: THEFT

How did you plea?: GUILTY

Outcome (fine, hours jail, ect): RESTITUTION OF 800

Date restitution was complete: STILL MAKING PAYMENTS

Current Disposition: _____

Comments:

WHEN I PAY MY RESTITUTION AND FINISH MY PROBATION, THE COURT WILL ALLOW ME TO WITHDRAW MY GUILTY PLEA FOR A MISDEMEANOR. I REALLY NEED A BREAK HERE, ITS BEEN A YEAR AND I HAVE BEEN CLEAN AND LEARNED A LESSON, THANK YOU!

(must submit proof ie: receipts, letters, print out from police dept, discharge of debtor, ect.)

NRS 645.330 General qualifications of applicant; grounds for denial of application; eligibility for licensing as broker. 1. Except as otherwise provided by specific statute, the division may approve an application for a license for a person who meets all the following requirements: (a) Has a good reputation for honesty, trustworthiness and integrity and who offers proof of these qualifications satisfactory to the division; (b) Has not made a false statement of material fact on his application; (c) Is competent to transact the business of a real estate broker, broker-salesman or salesman in a manner which will safeguard the interests of the public; (d) Has submitted the statement required pursuant to NRS 645.353 if the person is a natural person; (e) Has passed the examination.

2. The division shall deny a license to any person who has been convicted of, or entered a plea of guilty, guilty but mentally ill or nolo contendere to, forgery, embezzlement, obtaining money under false pretenses, larceny, extortion, conspiracy to defraud, engaging in a real estate business without a license, possessing for the purpose of sale any controlled substance or any crime involving moral turpitude, in any court of competent jurisdiction in the United States or elsewhere; and

(b) Shall not issue a license to such a person until at least 3 years after:

(1) The person pays any fine or restitution ordered by the court; or

(2) The expiration of the period of the person's parole, probation or sentence, whichever is later.

3. Suspension or revocation of a license pursuant to this chapter or any prior revocation or current suspension in this or any other state, district or territory of the United States or any foreign country within 10 years before the date of the application is grounds for refusal to grant a license.

NAC 119A.085 Denial of application. The division will deny any application for a license if:

4. The application contains a false statement;

5. The application is otherwise deficient;

6. The applicant has been convicted of, or pleaded guilty or nolo contendere to, a felony or a misdemeanor involving moral turpitude, dishonesty or untrustworthiness, or has aided and abetted another to act or attempt to act in violation of chapter 119, 119A, 645 of NRS or the regulations adopted pursuant to those chapters;

7. The application fails to meet the requirements of NRS 119A.210;