

Business Licensing Civil Hearing Procedures

You have received a Notice of Violation under Las Vegas Municipal Code (LVMC) 6.02.400. Within 30 days from receiving this Notice, you must either: (1) pay the civil fine in full; (2) request and arrange a schedule for payment of the fine with the Business Licensing Division; or (3) request a hearing before an unbiased Hearing Officer to dispute the Notice of Violation.

Please be advised that if you do not respond to your Notice of Violation within thirty calendar days, an additional penalty will be assessed in an amount equal to your original civil fine. See LVMC 6.02.440(A).

Hearing Process

Appearance

To request a hearing, visit the City of Las Vegas website and fill out the **Hearing Officer Request ENF 100** form. [Click here](#) to download the form. ALL evidence must be included at time of submission. The form must be FAXED to (702) 382-6642 or EMAILED to enforcement@lasvegasnevada.gov within 30 days from the date the Notice of Violation was issued.

ONLY the principal, key employee or their legal representative (State Bar of Nevada) can apply for the Hearing Request or extension. Only one administrative continuance is allowed. Any additional continuance requests must be made in person before the Hearing Officer for consideration.

Once the forms are received, your citation will be placed on hold and reviewed by the Hearing Officer. If it is not received within 30 days of the date the Notice of Violation was issued you will not be placed on the hearing officer's calendar. You may send the form by email, fax, or hand deliver to City of Las Vegas, Department of Planning, Business License Compliance Division, 495 S. Main St., 3rd Floor, Las Vegas, NV 89101. Again, if the form is NOT received within this time frame you WILL NOT be placed on the calendar for hearing.

If you choose to appear in front of the Hearing Officer, you must physically be present at the City of Las Vegas 495 S. Main St. Las Vegas, NV 89101 1st floor on the hearing date scheduled. Upon arrival, please notify the information desk of your arrival for a business license civil hearing. Someone will then arrive to escort you to the conference room. For more information you can e-mail us at enforcement@lasvegasnevada.gov. No non-appearance hearing requests will be accepted for local residents. If you are from out of town you can submit via e-mail to enforcement@lasvegasnevada.gov to request a video appearance. The request must be made at least 10 days prior to the hearing date.

Once you appear for your hearing, you will receive documentation at the hearing disclosing the final outcome and any fines due. If fines are due, you will have 30 days from the date your case was heard to secure payment in full.

Failure to pay within a 30 day period may result in an increase to your fines due to additional penalties accruing and/or the Hearing Officer's reduction to your fine being reversed.

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Acknowledgment

By signing the Hearing Officer Request form ENF100:

You understand that:

1. The Hearing Officer is an attorney and not an elected or appointed judge.
2. You are agreeing to be bound by the decision of the Hearing Officer.
3. You are agreeing that, if necessary, due to your lack of timely payment, the City of Las Vegas can and may use the binding decision to have a formal civil judgment against you in the Las Vegas Municipal Court.
4. Obtaining a continuance of such hearing, the Hearing Officer may enter a decision against you for the full amount and penalties scheduled to be reviewed. Only one continuance will be allowed and must be requested prior to the hearing date.
5. If a civil judgment is obtained, the City may seek and obtain a Writ of Execution against you. I understand that if a Writ of Execution is obtained my wages and/or bank account(s) may be garnished and/or liens may be put on your property.
6. If you are bringing legal representation you need to notify Business Licensing 10 days prior to the hearing. Only legal counsel is allowed to speak on your behalf.
7. Once a civil fine has been issued, the Department of Planning has no authority under LVMC 6.02.030 to negotiate or adjudicate the fine issued.
8. Re-inspection fees are separate and not subject to reduction, negotiation or part of the hearing process and must be paid.

Knowing all of the above, I still wish to request a binding hearing before the Hearing Officer on the above described Notice of Violation.

Notice of Violation discovery process

Approximately one week prior to the hearing you will be emailed the case report and any attachments that are provided to the Hearing Officer.

Rules of Hearing

1. All parties should read the LVMC 6.02.430 describing the hearing rules, intent, and procedures. Please be advised that the Administrative Procedure Act does not apply. The hearing officer is generally guided by the rules of due process and fairness to the litigants.
2. In advance of the hearing the Defendant has the opportunity to review the evidence which will be presented at the hearing by the City.
3. As mentioned in the code the parties may proceed on statements written or oral to establish the claim or defense. Oral testimony may be taken from the Defendant under oath. Testimony from

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individuals other than the defendant will be at the discretion of the hearing officer. If allowed, testimony must provide material evidence and be direct and brief in nature. Parties may bring additional witnesses.

4. The hearing officer may ask questions of any witness to assist him in making his decision and must be impartial in his inquiry. The hearing officer may request testimony from the Business License Department to clarify or respond to any issue of law or fact raised at the hearing to assist the hearing officer in making a just decision.

5. Any undercover investigator of the Business License Department may be allowed to testify behind a screen to protect their physical identity.

6. Legal briefs are not required or encouraged but may be ordered or allowed for just cause upon the request of a party or the hearing officer.

7. Decisions will be generally rendered at the close of the hearing unless there are reasons the decision should be delayed for further consideration of fact or law. The decision may be rendered at the next continued date for hearings or expeditiously mailed to the Defendant.

Civil Fine Reduction

The hearing officer has the prerogative to reduce the civil fine amount.

If fines are due, you will have 30 days from the date your case was heard to secure payment in full.

Payments

Payment can be made in person, by mail or online at:

<https://www.lasvegasnevada.gov/Pay/Pay-Code-Enforcement-Fees>

In PERSON at the below address:

City of Las Vegas – Customer Care Center
500 S. Main St.
Las Vegas, NV 89101

Please reference the case number on the Notice of Violation when rendering payment.

By Mail at the below address:

City of Las Vegas
495 S. Main St. 6th Floor
Las Vegas, NV 89101

Please submit a copy of the citation if you plan on mailing in the payment.