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**INFM**  
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Attorneys for Plaintiff STATE OF NEVADA

FILED IN OPEN COURT  
STEVEN D. GRIERSON  
CLERK OF THE COURT

OCT 29 2013

THERESA LEE

BY, \_\_\_\_\_  
THERESA LEE, DEPUTY

DISTRICT COURT  
CLARK COUNTY, NEVADA

STATE OF NEVADA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
WILLIAM ALSTON, )  
 )  
Defendant. )

Case No.: C-12-282312-2  
Dept. No.: XXIV

**SECOND AMENDED**  
**CRIMINAL INFORMATION**

The State of Nevada, by and through legal counsel, CATHERINE CORTEZ MASTO, Nevada Attorney General, and Andrew Schulke, Sr. Deputy Attorney General, hereby informs the Court that WILLIAM ALSTON has committed the criminal offenses of NEGLECT OF AN OLDER PERSON, a gross misdemeanor violation of NRS 200.5099(2) and 200.5092(4), two (2) counts, within Clark County, State of Nevada as follows:

**COUNT I**  
**NEGLECT OF AN OLDER PERSON**  
**Gross Misdemeanor - NRS 200.5099(2) and 200.5092(4)**

Defendant did then and there, while having assumed the responsibility for the caring for an older person, including the provision of food, shelter, clothing or services necessary to maintain the physical or mental health of that older person, did fail to do so in the following manner:

1 On or about May 2010, Defendant, while operating an unlicensed facility located at  
2 1509 Antler Creek Street, North Las Vegas NV (Antler Creek), did permit or allow older  
3 persons E.G. (male over the age of 60), R.P. (male over of the age of 60), S.P. (female over  
4 the age of 60), and C.W. (female over the age of 60) to be placed in a situation where they  
5 could suffer physical pain or mental suffering as a result of abuse or neglect. Defendant  
6 knowingly operated Antler Creek as an unlicensed facility. At Antler Creek, there were no  
7 alarms on the sliding glass door leading to the backyard. There were also no safety gates or  
8 enclosures surrounding the pool. By not getting licensed to care for residents at Antler Creek  
9 and circumventing the license and regulatory requirements of a group home, including a  
10 fence being around the pool, Defendant subjected the residents of Antler Creek to situations  
11 where they could have suffered physical pain or mental suffering as a result of neglect.

12 All of which constitutes a gross misdemeanor violation of NRS 200.5099(2) and  
13 200.5092(4).

14 **COUNT II**  
15 **NEGLECT OF AN OLDER PERSON**  
16 **Gross Misdemeanor - NRS 200.5099(2) and 200.5092(4)**

17 Defendant did then and there, while having assumed the responsibility for the caring  
18 for an older person, including the provision of food, shelter, clothing or services necessary to  
19 maintain the physical or mental health of that older person, did fail to do so in the following  
20 manner:

21 On or about May 2010, Defendant, while operating a licensed HIRC home called  
22 Williams Personal Home Care (WPHC) located at 3404 W. El Camino Grande Ave., North  
23 Las Vegas NV, did permit or allow older persons J.B. (female over the age of 60), D.H.  
24 (female over of the age of 60), A.L. (female over the age of 60), P.M. (female over the age of  
25 60), and G.R. (female over the age of 60) to be placed in a situation where they could suffer  
26 physical pain or mental suffering as a result of abuse or neglect. Defendant knowingly  
27 operated WPHC over census. WPHC was previously cited by the Bureau of Health Care  
28 Quality and Compliance (BHCQC) for being over census in July 2009. Defendant chose to  
ignore the citation and plan of correction regarding the over census issue by continuing to

1 operate WPHC over census. As a result of not being properly licensed and required to abide  
2 by the rules and regulations that pertain to a group home facility, Defendant allowed WPHC  
3 residents to be placed in a situation where they suffered or could have suffered physical and  
4 mental suffering as a result of neglect.

5 All of which constitutes a gross misdemeanor violation of NRS 200.5099(2) and  
6 200.5092(4).

7 All of which is contrary to the form, force, and effect of statutes in such cases made  
8 and provided, and against the peace and dignity of the State of Nevada. Furthermore,  
9 complainant makes this declaration subject to the penalty of perjury.

10 DATED this 17<sup>th</sup> day of October, 2013.

11 CATHERINE CORTEZ MASTO  
12 Attorney General

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14 By:   
15 ANDREW SCHULKE  
16 Sr. Deputy Attorney General  
17 Medicaid Control Fraud Unit  
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