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JUSTICE COURT
LAS VEGAS, NEVADA
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DEPUTY

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8 **JUSTICE COURT, LAS VEGAS TOWNSHIP**
9 **CLARK COUNTY, STATE OF NEVADA**

10 STATE OF NEVADA,

Case No.: 18F05097X

11 Plaintiff,

Dept. No.: 11

12 v.

13 MARLENE FITZGERALD, ID #7028495

14 Defendant.

15
16 **CRIMINAL COMPLAINT**

17 ADAM PAUL LAXALT, Attorney General for the State of Nevada, complains and charges that:

18 The above-named defendant, MARLENE FITZGERALD, has committed the crimes of five (5)
19 counts of THEFT IN THE AMOUNT OF \$3,500 OR MORE USING TECHNOLOGY IN
20 COMMISSION, a category "B" felony in violation of NRS 205.0832(1)(b) and NRS 205A.030.

21 All of the acts alleged herein have been committed or completed between about December 2016
22 and July 2017, by the above-named defendant, within the County of Clark, State of Nevada, in the
23 following manner:

24 **COUNT I**

25 **THEFT IN THE AMOUNT OF \$3,500 OR MORE USING TECHNOLOGY IN COMMISSION**
26 **Category "B" Felony - NRS 205.0832(1)(b) and NRS 205A.030**

27 That the defendant, MARLENE FITZGERALD, in the County of Clark, State of Nevada, by virtue
28 of her own actions or by the actions of her agents or employees, knowingly and without lawful authority,
converted, made an unauthorized transfer of an interest in, or without authorization controlled property of

1 another person, or used the property of another person entrusted to her or placed in her possession for a
2 limited use, to wit:

3 On or about December 20, 2016, MARLENE FITZGERALD entered into an agreement with The
4 Humming Tree that she would secure a performance in India by Justin Bieber. She received an advance
5 deposit in an amount of \$3,500 or more from Mr. Dixon and/or Mr. Barua on behalf of The Humming Tree
6 through PayPal payments and a deposit on or about December 20, 2016 and December 21, 2016. MARLENE
7 FITZGERALD did not secure the Justin Bieber performance, and instead of returning the deposit, she
8 converted the funds, made an unauthorized transfer of the funds, or otherwise used the funds for an
9 unauthorized purpose.

10 All of which constitutes the crime of THEFT IN THE AMOUNT OF \$3,500 OR MORE USING
11 TECHNOLOGY IN COMMISSION, a category "B" felony in violation of NRS 205.0832(1)(b) and NRS
12 205A.030.

13 **COUNT II**
14 **THEFT IN THE AMOUNT OF \$3,500 OR MORE USING TECHNOLOGY IN COMMISSION**
15 **Category "B" Felony - NRS 205.0832(1)(b) and NRS 205A.030**

16 That the defendant, MARLENE FITZGERALD, in the County of Clark, State of Nevada, by virtue
17 of her own actions or by the actions of her agents or employees, knowingly and without lawful authority,
18 converted, made an unauthorized transfer of an interest in, or without authorization controlled property of
19 another person, or used the property of another person entrusted to her or placed in her possession for a
20 limited use, to wit:

21 On or about February 16, 2017, MARLENE FITZGERALD entered into an agreement with Unity
22 Vincomm Pvt. Ltd. that she would secure one or more performances in India by The Chainsmokers. She
23 received an advance deposit in an amount of \$3,500 or more for the performances through a combination of
24 wire transfers and deposits taking place on or about Feb 28, 2017, March 24, 2017 and March 27, 2017.
25 MARLENE FITZGERALD did not secure any performances by The Chainsmokers, and instead of returning
26 the deposit, she converted the funds, made an unauthorized transfer of the funds, or otherwise used the funds
27 for an unauthorized purpose.

28 All of which constitutes the crime of THEFT IN THE AMOUNT OF \$3,500 OR MORE USING

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1 TECHNOLOGY IN COMMISSION, a category "B" felony in violation of NRS 205.0832(1)(b) and NRS
2 205A.030.

3 **COUNT III**
4 **THEFT IN THE AMOUNT OF \$3,500 OR MORE USING TECHNOLOGY IN COMMISSION**
5 **Category "B" Felony - NRS 205.0832(1)(b) and NRS 205A.030**

6 That the defendant, MARLENE FITZGERALD, in the County of Clark, State of Nevada, by virtue
7 of her own actions or by the actions of her agents or employees, knowingly and without lawful authority,
8 converted, made an unauthorized transfer of an interest in, or without authorization controlled property of
9 another person, or used the property of another person entrusted to her or placed in her possession for a
10 limited use, to wit:

11 On or about January 13, 2017, MARLENE FITZGERALD entered into two agreements with Adrian
12 Granderson that she would secure appearances by Floyd Mayweather at two night clubs. She received an
13 advance fee from Mr. Granderson in an amount of \$3,500 or more by wire transfer on January 18, 2017.
14 MARLENE FITZGERALD did not secure Mr. Mayweather's appearances, and instead of returning the fee,
15 she converted the funds, made an unauthorized transfer of the funds, or otherwise used the funds for an
16 unauthorized purpose.

17 All of which constitutes the crime of THEFT IN THE AMOUNT OF \$3,500 OR MORE USING
18 TECHNOLOGY IN COMMISSION, a category "B" felony in violation of NRS 205.0832(1)(b) and NRS
19 205A.030.

20 **COUNT IV**
21 **THEFT IN THE AMOUNT OF \$3,500 OR MORE USING TECHNOLOGY IN COMMISSION**
22 **Category "B" Felony - NRS 205.0832(1)(b) and NRS 205A.030**

23 That the defendant, MARLENE FITZGERALD, in the County of Clark, State of Nevada, by virtue
24 of her own actions or by the actions of her agents or employees, knowingly and without lawful authority,
25 converted, made an unauthorized transfer of an interest in, or without authorization controlled property of
26 another person, or used the property of another person entrusted to her or placed in her possession for a
27 limited use, to wit:

28 On or about May 3, 2017, MARLENE FITZGERALD entered into an agreement with RDUB Spirits,
LLC that she would secure rights for its trademark be put on Floyd Mayweather's boxing gloves. She
received an advance deposit in an amount of \$3,500 or more from Roy Williams, Jr. on behalf of RDUB

1 Spirits, LLC by wire transfer on or about May 4, 2017. MARLENE FITZGERALD did not secure those
2 rights, and instead of returning the deposit, she converted the funds, made an unauthorized transfer of the
3 funds, or otherwise used the funds for an unauthorized purpose.

4 All of which constitutes the crime of THEFT IN THE AMOUNT OF \$3,500 OR MORE USING
5 TECHNOLOGY IN COMMISSION, a category "B" felony in violation of NRS 205.0832(1)(b) and NRS
6 205A.030.

7 **COUNT V**
8 **THEFT IN THE AMOUNT OF \$3,500 OR MORE USING TECHNOLOGY IN COMMISSION**
9 **Category "B" Felony - NRS 205.0832(1)(b) and NRS 205A.030**

10 That the defendant, MARLENE FITZGERALD, in the County of Clark, State of Nevada, by virtue
11 of her own actions or by the actions of her agents or employees, knowingly and without lawful authority,
12 converted, made an unauthorized transfer of an interest in, or without authorization controlled property of
13 another person, or used the property of another person entrusted to her or placed in her possession for a
14 limited use, to wit:

15 In about June 2017, MARLENE FITZGERALD entered into an agreement with RDUB Spirits, LLC
16 that she would secure rights for RDUB Spirits, LLC to be the only sponsor and have exclusive rights at Floyd
17 Mayweather's official after party. She secured an advance deposit from Mr. Williams in the amount of
18 \$3,500 or more by wire transfer on or about June 19, 2017. MARLENE FITZGERALD did not secure those
19 rights, and instead of returning the deposit, she converted the funds, made an unauthorized transfer of the
20 funds, or otherwise used the funds.

21 All of which constitutes the crime of THEFT IN THE AMOUNT OF \$3,500 OR MORE USING
22 TECHNOLOGY IN COMMISSION, a category "B" felony in violation of NRS 205.0832(1)(b) and NRS
23 205A.030.

24 All of which is contrary to the form, force and effect of the statutes in such cases made and
25 provided, and against the peace and dignity of the state of Nevada.

26 ***The Complainant requests an Arrest Warrant be issued at this time pursuant to NRS 171.106.***

27 That Complainant knows these crimes occurred and that the defendant, MARLENE FITZGERALD,
28 has committed these crimes because Complainant is a Senior Deputy Attorney General, and is in
possession of, among other things, an affidavit written by Investigator Ryan Evans, known to Complainant

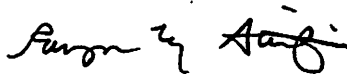
1 to be employed with the Nevada Office of the Attorney General, a copy of which is attached and
2 incorporated by reference for the limited purpose of securing a warrant of arrest.

3 Said Complainant makes this declaration under penalty of perjury.

4 DATED this 22nd day of March, 2018.

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6 SUBMITTED BY

7 ADAM PAUL LAXALT
8 Attorney General

9 By: 
10 RAYA M. SWIFT (Bar No. 11108)
11 Senior Deputy Attorney General
12 *Attorneys for the State of Nevada*
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