



September 4, 2007

HAND DELIVERED

Tranquility Spa, LLC
5829 Ponderosa Verde Pl
Las Vegas, NV 89131

ATTN: Jay Smith, Jason Gatley, Connie Ferrero
RE: Business License no. B05-03047-3-133862 db at 2123 A Paradise Road

LAS VEGAS CITY COUNCIL

OSCAR B. GOODMAN
MAYOR

GARY REESE
MAYOR PRO TEM

LARRY BROWN
STEVE WOLFSON
LOIS TARKANIAN
STEVEN D. ROSS
RICKI Y. BARLOW

DOUGLAS A. SELBY
CITY MANAGER

Dear Ms. Ferrero, and Messr. Smith and Gatley:

On March 27, 2007, you submitted a business license application for Tranquility Spa, LLC to conduct business from 2123 A Paradise Road in Las Vegas. Within the description of business to be conducted you stated:

“Day spa, cosmetology (sic) heat therapy, body wraps, facials, relaxation (2) stations

No massage or reflexology

No sales”

Business licenses in category B05 (Cosmetological Establishment) are issued for a semiannual period based on the original date and month the business license application was submitted. This letter is to advise you that the renewal of this business license for the September 1st renewal date is **denied**. Las Vegas Municipal Code (LVMC) 6.02.090 authorizes the Director to deny the renewal of a business license if grounds exist for this action. The following provisions of this code are the reasons for denial of this renewal:

The Director may:

...(2) Refuse to renew a license if:

(a) The licensee or any of its principals is engaged, or has commenced, instituted, advertised, aided, carried on, continued or engaged, in a business, trade or profession without having obtained a valid license, an approval for suitability, a permit or a work card when such a person knew that one was required or under such circumstances that they reasonably should have known one was required, or has solicited, encouraged, caused or procured another to do so;

On July 10, 2007, a Detective of Metro Vice entered the business and requested a massage for which he paid \$100. He was taken to a room where he was asked to disrobe. During the massage an offer of a sexual nature was offered by the attendant to the Vice Detective. After an agreed upon amount of money was exchanged, the attendant was subsequently arrested for solicitation of prostitution, doing massage without a business license, obscene touching of the genitals, and obscene exposure of the genitals. Mr. Gatley and Ms. Ferrero, both on the premises at the time, were issued citations for operating a massage establishment with a license.

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TRANQUILITY SPA, LLC
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Additionally, an advertisement from June 2007 periodical entitled "Cab Files" depict hand and foot massage. This activity requires a reflexology establishment license regulated under LVMC 6.69. No reflexology establishment license exists for Tranquility Spa, LLC. Also, in the August 23, 2007 edition of the CityLife Magazine an advertisement is found on page 71 under the "Massage" heading which reveals the backside of an unclothed female showing Tranquility Spa, 2125 Paradise Road, (Sahara and Paradise) 702-862-8112. This activity requires a massage establishment license regulated under LVMC 6.52. No massage establishment license exists for Tranquility Spa, LLC.

(h) The business activity constitutes, promotes, causes, allows, fosters, aids, or otherwise enables a private nuisance, public nuisance or chronic nuisance, or has been or is being conducted in an unlawful, illegal or impermissible manner, including but not limited to causing, allowing, promoting, fostering, aiding, enabling, exercising deliberate ignorance towards or failing to abate a private nuisance, public nuisance or chronic nuisance.

The activity of July 10th, the advertisements found in Cab Files and CityLife make this business a public nuisance and has been conducted in an unlawful, illegal and impermissible manner.

You have a right to appeal this action within thirty days to the City Council by filing written notice of appeal with the Department of Finance & Business Services. The City Council shall hear the applicant at the next regularly scheduled meeting following the expiration of ten days after the applicant filed a notice of appeal. Please be advised that you are requested to immediately cease and desist all business activity by 5 PM this day. Operating on an invalid business license is a misdemeanor violation and will subject you to a citation for each day you are found conducting business unlawfully. Misdemeanor violations are punishable with a maximum fine of \$1,000 and/or six months in jail for each offense.

Sincerely,


Jim DiFiore, Manager
Business Services Division
Finance & Business Services

Cc: Jim Rickett
Carol Meyer
LVMPD – Special Investigations Section