



MORAN LAW FIRM LLC
MORAN BRANDON BENDAVID MORAN
ATTORNEYS AT LAW

April 26, 2011

VIA HAND DELIVERY

Mr. Douglas Rankin
CITY OF LAS VEGAS
PLANNING AND DEVELOPMENT DEPARTMENT
333 N. Rancho Drive
Las Vegas, Nevada 89106

RE: 4127 CHARLESTON, LLC, d/b/a SKINNY DUGAN'S
L16-00311-4-000151
APN: 162-065-10-040

To Whom this May Concern:

Please be advised that this undersigned and law firm represent the legal and professional interests of the instant and aforementioned business operation, specifically, 4127 CHARLESTON, LLC, d/b/a/ SKINNY DUGAN'S- Tavern with Restaurant- located at 4127 W. Charleston Boulevard, Las Vegas, Nevada (APN: 162-065-10-040). Further, please allow this correspondence to serve as a Justification Letter with regard to the business operator's most recent request for an Extension of Time relative to the preservation of land use entitlements.

As you well know, SKINNY DUGAN'S has been in business, as a Tavern with Restaurant in the community for several decades, I believe since the 1950's, wherein the prior owner's and business operator's have preserved both liquor and gaming licensure and activities under a "Grandfather Clause" or "Grandfather Clauses." In June 2008, the business was closed for purposes of undergoing dramatic construction in the form of real property improvement, both, inside and outside physical plant. The owners felt it incumbent upon them, and for the success of same business, to spend millions of dollars transforming Skinny Dugan's into a viable and competitive Tavern with Restaurant.

In June of 2009, business operator's endeavored to open the business, in conjunction with Las Vegas Municipal Code, for ONE (1) DAY, and for purposes of preserving attendant liquor licensure. In June of 2010, business operator, yet again, endeavored to open the business for ONE (1) DAY, and for the purpose of preserving attendant liquor licensure and attendant gaming licensure (Nevada Revised Statutes and State Gaming Regulations).

As a result thereof, the Department of Business License, via manager, Jim DiFiore, forwarded his correspondence of February 17, 2011, pertaining to the preservation of alcohol rights, and likewise, preserved the alcohol rights until June 8, 2011. I have enclosed a copy of same correspondence for your review and file.

JOHN T. MORAN, JR.
LEW BRANDON, JR.
JEFFERY A. BENDAVID
J.T. MORAN III

ADAM S. DAVIS
JUSTIN W. SMERBER
CHRIS HANLEY
AARON MOTSCHENBACHER

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Mr. Douglas Rankin
April 26, 2011
Page Two

Based upon reasons stated herein and above, and in conjunction with recent changes in procedure issued by the City of Las Vegas, the preservation of alcohol rights regarding Legal Non-Confirming Uses are now issued via Application for Extension of Time. Rather than by temporarily opening said premises for a period of ONE (1) DAY, business operator hereby submits this Justification Letter in support of its Application for Extension of Time for the preservation of land use entitlements.

Las Vegas Municipal Code 19.16.030, which states, in pertinent:

(3) Discontinuation and Abandonment of Use. If it appears, by reason of economic hardship, that a nonconforming use, as described in Subparagraph (a) or (b) above, will be deemed abandoned for a period of time, greater than the applicable abandonment period described in those subparagraphs, the owner of the property or operator of the use may request that the abandonment period be extended by the City Council. Such request shall be made by means of an application of Extension of Time.

Finally, applications for State Gaming Licensure, pursuant to Nevada Revised Statutes and Nevada Gaming Control Regulations, have been submitted and are scheduled to come before the Nevada Gaming Control Board and Nevada Gaming Commission upon respective agendas in July of 2011. This having been said, and considering the expiration of Land Use Entitlements, applicant hereby requests consideration and approval of the instant Extension of Time.

Should you have any further questions and/or concerns with regard to this matter, please do not hesitate to contact me personally. I remain,

Very Truly Yours,



John T. Moran III, Esq.
MORAN LAW FIRM, LLC

JT3/ms

Enclosures

cc: Mr. Terry Caudill, TLC CASINO ENTERPRISES, INC.
Mr. Brian Arlin, TLC CASINO ENTERPRISES, INC.
Mr. David Mason

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