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1. COMP  
2. CARL M. HEBERT, ESQ.  
3. Nevada Bar #250  
4. 202 California Avenue  
5. Reno, NV 89509  
6. (775) 323-5556

7. Attorney for plaintiff

8. **DISTRICT COURT**

9. **CLARK COUNTY, NEVADA**

10. CARRIE ZERAVICA

CASE NO: *A-09-594470-C*

11. Plaintiff,

DEPT. NO: *XIII*

12. v.

13. MGM MIRAGE; MGM MIRAGE, INC.;  
14. NEW YORK-NEW YORK HOTEL &  
15. CASINO, LLC; NEW YORK-NEW YORK  
16. TOWER, LLC; DOES 1-24,

A - 09 - 594470 - C  
217293



17. Defendants.

18. **COMPLAINT**

19. Plaintiff, CARRIE ZERAVICA, by and through her counsel of record, CARL M. HEBERT,  
20. ESQ., for her Complaint against the defendants, alleges:

21. **CLAIM FOR RELIEF - NEGLIGENCE**

22. 1.

23. Plaintiff, CARRIE ZERAVICA is a citizen of the Commonwealth of Pennsylvania,  
24. residing in Irwin, Pennsylvania.

25. 2.

26. Defendant, MGM MIRAGE, at all times relevant to this complaint, was a corporation

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1 doing business in the State of Nevada.

2 3.

3 Defendant, MGM MIRAGE, INC., at all times relevant to this complaint, was a  
4 corporation doing business in the State of Nevada.  
5

6 4.

7 Defendant, NEW YORK-NEW YORK HOTEL & CASINO, LLC, at all times relevant to  
8 this complaint, was a limited liability company doing business in the State of Nevada.  
9

10 5.

11 Defendant, NEW YORK-NEW YORK TOWER, LLC, at all times relevant to this  
12 complaint, was a limited liability company doing business in the State of Nevada.  
13

14 6.

15 Upon information and belief, the plaintiff alleges that defendants MGM MIRAGE, MGM  
16 MIRAGE, INC., NEW YORK-NEW YORK HOTEL & CASINO, LLC, NEW YORK-NEW  
17 YORK TOWER, LLC and DOES 1-24 were the employers, partners, principals, joint venturers  
18 and/or supervisors of those persons responsible for plaintiff's injuries and are therefore liable for  
19 their actions or omissions under agency principles of law.  
20

21 7.

22 The true names and capacities, whether individual, corporate, associate, employer,  
23 partner, principal, joint venturer and/or supervisor of defendants denominated DOES 1-24 are  
24 unknown to the plaintiff who, therefore, sues these defendants by fictitious names. Each of these  
25 defendants was the predecessor, associate, employer, partner, principal, joint venturer,  
26 independent contractor and/or supervisor of the named defendants or was otherwise engaged in a  
27

1 business relationship with the named defendants and is therefore responsible for the alleged  
2 negligence. The plaintiff will ask leave of the Court to amend her complaint to insert the true  
3 names and capacities of DOES 1-24, inclusive, when the same have been determined, and to join  
4 such defendants in this action by operation of NRCP 10(a).  
5

6 **8.**

7 At all times relevant to the allegations of this complaint, each of the defendants named,  
8 including DOES 1-24, were responsible for operating and managing the New York-New York  
9 Hotel and Casino and/or operating, managing and overseeing security at the New York-New  
10 York Hotel and Casino and are liable for the conduct alleged.  
11

12 **9.**

13 On or around July 5, 2007, at or around 10:00 p.m. through July 6, 2007, at or around  
14 1:00 a.m., the plaintiff was a guest, business patron and/or business invitee of the New York-  
15 New York Hotel and Casino. On or around that time, the plaintiff was lawfully on said premises  
16 when Steven Zegrean, a man unknown to plaintiff, shot her. Some time prior to the shooting,  
17 Zegrean entered the premises wearing a trench coat, which was particularly unusual attire given  
18 the temperature and climate of Las Vegas in July.  
19

20 **10.**

21 Defendants owed the plaintiff a duty to keep and maintain the aforementioned premises  
22 as a reasonably safe situs and/or environment for their patrons. Defendants knew, should have  
23 known, or had notice of the dangerous, unsecured state, and low level of security at said  
24 premises, which allowed Zegrean to possess a gun on the premises and subsequently shoot the  
25 plaintiff. Defendants breached the duty owed to plaintiff by failing to provide adequate security,  
26  
27  
28

1 by allowing said premises to remain dangerous, unsafe and unsecured and by allowing and  
2 permitting Zegren to possess a gun on said premises resulting in a reasonably foreseeable attack  
3 on plaintiff.  
4

5 **11.**

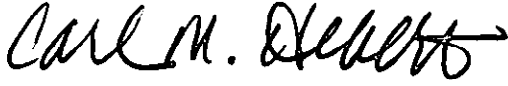
6 As a result of defendants' negligence, the plaintiff sustained pain and suffering, past and  
7 future medical expenses, loss of income and any other damages proximately caused by  
8 defendants' negligence.

9 WHEREFORE, plaintiff CARRIE ZERAVICA prays for judgment as follows:

- 10 1. For damages in an amount in excess of TEN THOUSAND DOLLARS  
11 (\$10,000.00) according to proof;  
12  
13 2. For costs of suit and a reasonable attorney's fee;  
14  
15 3. For prejudgment and post-judgment interest according to statute; and  
16  
17 4. For such other and further relief as the Court deems proper.

18 DATED this 27th day of June, 2009.

19 ***THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE PRECEDING  
20 DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY  
21 PERSON.***

22 

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28 COUNSEL FOR PLAINTIFF