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1 ROBERT A. DOTSON  
 Nevada State Bar No. 5285  
 2 DANIEL T. HAYWARD  
 Nevada State Bar No. 5986  
 3 JUSTIN C. VANCE  
 Nevada State Bar No. 11306  
 4 DOTSON, HAYWARD & VANCE, PC  
 5 5355 Reno Corporate Drive, Ste 100  
 Reno, Nevada 89511  
 6 Tel: (775) 501-9400  
 7 Email: [rdotson@dhvnm.com](mailto:rdotson@dhvnm.com)  
[dhayward@dhvnm.com](mailto:dhayward@dhvnm.com)  
 8 [jvance@dhvnm.com](mailto:jvance@dhvnm.com)

GIBSON, DUNN & CRUTCHER LLP  
 9 THOMAS H. SNYDER  
 (Pro Hac Vice to be submitted)  
 10 MATT BENJAMIN  
 (Pro Hac Vice to be submitted)  
 11 200 Park Avenue  
 New York, NY 10166  
 12 Tel: (212) 351-4000  
 13 Email: [OSnyder@gibsondunn.com](mailto:OSnyder@gibsondunn.com)  
 14 [MBenjamin@gibsondunn.com](mailto:MBenjamin@gibsondunn.com)

WILLIAM SCOTT GREEN  
 CLERK  
 BY *E. Taus*

9 GIBSON, DUNN & CRUTCHER LLP  
 10 THOMAS H. DUPREE JR.  
 (Pro Hac Vice to be submitted)  
 11 JACOB T. SPENCER  
 (Pro Hac Vice to be submitted)  
 12 1700 M Street, N.W.  
 Washington, DC 20036-4504  
 13 Tel: (202) 955-8500  
 14 Email [TDupree@gibsondunn.com](mailto:TDupree@gibsondunn.com)  
[JSpencer@gibsondunn.com](mailto:JSpencer@gibsondunn.com)

15 *Attorneys for Defendants*  
 16 *Blockratize, Inc. dba Polymarket and*  
 17 *QCX, LLC dba Polymarket US*

18 **IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

19 **IN AND FOR CARSON CITY**

20 STATE OF NEVADA ex rel. NEVADA  
 21 GAMING CONTROL BOARD,  
 22 Plaintiff,

Case No.: 26-OC-00012-1B

Dept. No.: 1

23 v.

24 BLOCKRATIZE, INC. d/b/a  
 25 POLYMARKET; QCX, LLC d/b/a  
 26 POLYMARKET US; ADVENTURE ONE  
 27 QSS, INC. d/b/a POLYMARKET,  
 28 Defendants.

**NOTICE OF ENTRY OF ORDER**

1 PLEASE TAKE NOTICE that on January 23, 2026, an Order Denying Application for  
2 Temporary Restraining Order Without Prejudice and Setting Hearing on Motion For Preliminary  
3 Injunction was entered, a copy of which is attached hereto.

4 **Affirmation Pursuant to NRS 239B.030**

5 The undersigned does hereby affirm that the preceding document does not contain the social  
6 security number of any person.

7 DATED this 26 day of January 2026.

8 DOTSON, HAYWARD & VANCE PC

9 

10 ROBERT A. DOTSON (NSB No. 5285)  
11 DANIEL T. HAYWARD (NSB No. 5986)  
12 JUSTIN C. VANCE (NSB No. 11306)  
13 5355 Reno Corporate Drive, Ste 100  
14 Reno, Nevada 89511  
15 (775) 501-9400

16 GIBSON, DUNN & CRUTCHER LLP

17 ORIN SNYDER

18 *(Pro Hac Vice to be submitted)*

19 MATT BENJAMIN

20 *(Pro Hac Vice to be submitted)*

21 200 Park Avenue

22 New York, NY 10166

23 (212) 351-4000

24 [OSnyder@gibsondunn.com](mailto:OSnyder@gibsondunn.com)

25 [MBenjamin@gibsondunn.com](mailto:MBenjamin@gibsondunn.com)

26 GIBSON, DUNN & CRUTCHER LLP

27 THOMAS H. DUPREE JR.

28 *(Pro Hac Vice to be submitted)*

JACOB T. SPENCER

*(Pro Hac Vice to be submitted)*

1700 M Street, N.W.

Washington, DC 20036-4504

(202) 955-8500

[TDupree@gibsondunn.com](mailto:TDupree@gibsondunn.com)

[JSpencer@gibsondunn.com](mailto:JSpencer@gibsondunn.com)

*Attorneys for Defendants BLOCKRATIZE, INC.  
d/b/a POLYMARKET; QCX LLC d/b/a  
POLYMARKET US*

**CERTIFICATE OF SERVICE**

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Pursuant to NRCP 5(b), I hereby certify that I am an employee of DOTSON, HAYWARD & VANCE, PC and that on this date I caused to be served a true and correct copy of the foregoing by:

- (BY MAIL) on all parties in said action, by placing a true copy thereof enclosed in a sealed envelope in a designated area for outgoing mail, addressed as set forth below. At Dotson, Hayward & Vance, PC, mail placed in that designated area is given the correct amount of postage and is deposited that same date in the ordinary course of business, in a United States mailbox in the City of Reno, County of Washoe, Nevada.
- By electronic service by filing the foregoing with the Clerk of Court using the E-Flex system, which will electronically mail the filing to the following individuals.
- (BY PERSONAL DELIVERY) by causing a true copy thereof to be hand delivered this date to the address(es) at the address(es) set forth below.
- (BY FACSIMILE) on the parties in said action by causing a true copy thereof to be telecopied to the number indicated after the address(es) noted below.
- Email.

addressed as follows:

Jessica E. Whelan  
 Sabrena K. Clinton  
 John S. Michela  
 Nevada Office of the Attorney General  
 1 State of Nevada Way Ste 100  
 Las Vegas, NV 89119  
[jwhelan@ag.nv.gov](mailto:jwhelan@ag.nv.gov)  
[sclinton@ag.nv.gov](mailto:sclinton@ag.nv.gov)  
[JMichela@ag.nv.gov](mailto:JMichela@ag.nv.gov)  
*Attorneys for Plaintiff*

DATED this 26 day of January 2026.

  
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 L. MORGAN BOGUMIL

FILED  
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*[Signature]*

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IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR CARSON CITY

STATE OF NEVADA ex rel. NEVADA  
GAMING CONTROL BOARD,

Plaintiff,

vs.

BLOCKRATIZE, INC. d/b/a  
POLYMARKET; QCX LLC d/b/a  
POLYMARKET US; ADVENTURE ONE  
QSS, INC. d/b/a POLYMARKET,

Defendants.

Case No.: 26 OC 00012 1B

Dept. No.: 1

**ORDER DENYING APPLICATION FOR TEMPORARY RESTRAINING ORDER  
WITHOUT PREJUDICE AND SETTING HEARING ON  
MOTION FOR PRELIMINARY INJUNCTION**

THIS MATTER is before the Court on a *Complaint for Permanent Injunction and Declaratory Relief* (“*Complaint*”) and *Plaintiff’s Application for Temporary Restraining Order and Motion for Preliminary Injunction* (“*Application*”) both of which were filed by the NEVADA GAMING CONTROL BOARD (“BOARD”) on January 16, 2026. Certificates of service accompanying both the *Complaint* and the *Application* reflect that they were sent by mail to three addresses purporting to be associated with the Defendants.

This Court reviewed the *Complaint* and *Application* and familiarized itself with the legal authority cited therein. Initially, it was not clear whether the BOARD requested issuance of a

1 temporary restraining order without notice pursuant to NRCPC 65(b)(1) as the *Application*  
2 included an express request for hearing. In any event, the initial *Application* failed to satisfy the  
3 procedural requirements for issuance of a temporary restraining order without notice because  
4 the *Complaint* is not verified and the *Application* was not supported by affidavit. NRCPC  
5 65(b)(1) (“The court may issue a temporary restraining order without written or oral notice to  
6 the adverse party or its attorney only if ... specific facts in an affidavit or a verified complaint  
7 clearly show that immediate and irreparable injury, loss, or damage will result to the movant  
8 before the adverse party can be heard in opposition....”) In addition, there was no written  
9 certification by the BOARD’s attorney concerning efforts to give notice to the Defendant  
10 named in the *Complaint* and *Application*. NRCPC 65(b)(1)(B) (“The court may issue a  
11 temporary restraining order without written or oral notice to the adverse party or its attorney only  
12 if ... the movant’s attorney certifies in writing any efforts made to give notice....”)

13       Thereafter, additional filings have been made with the Court. First, on January 21,  
14 2026, the Board filed an *Errata to Plaintiff’s Application for Temporary Restraining Order and*  
15 *Motion for Preliminary Injunction* (“*Errata*”). The *Errata* consists of a *Declaration of Jessica*  
16 *E. Whelan* (“*Declaration*”) and a proposed *Temporary Restraining Order*. On January 22,  
17 2026, the *Defendants’ Preliminary Response and Request for Opportunity to File Full*  
18 *Opposition to Plaintiff’s Application for Temporary Restraining Order and Motion for*  
19 *Preliminary Injunction and to Attend Hearing and Be Heard Thereon* (“*Response*”). This Court  
20 reviewed the *Errata* and *Response* and familiarized itself with the legal authority cited therein.

21       Based on the filings made to date, the Court rules as follows:

22       The BOARD’s request for issuance of a temporary restraining order without notice is  
23 deficient. As indicated above, Nevada authorizes issuance of a temporary restraining order  
24 without notice only if certain specific facts are clearly shown in an “affidavit or verified  
25 complaint.” As also indicated above, the *Complaint* is not verified, and there is no “affidavit,”  
26 as such, offered to establish the required factual basis. Rather, the *Declaration* is provided in  
27 lieu of an “affidavit.” Generally, an unsworn declaration is a legally sufficient substitute for an  
28 affidavit under Nevada law, and the affidavit requirement of NRCPC 65 is no exception. NRS

1 53.045. However, a declaration must be “signed by the declarant under penalty of perjury,” and  
2 the *Declaration* before the Court is not. *Id.*

3 Further, the *Declaration* claims urges issuance of the temporary restraining order without  
4 notice because POLYMARKET is an “unlicensed entity” and the Board lacks information by  
5 which to provide it notice of the *Application*. Extending the BOARD the benefit of the doubt,  
6 this statement was presumably true when the *Declaration* was signed on January 20 and when it  
7 was filed on January 21. But it is no longer accurate. Therefore, formal notice of all filings and  
8 proceedings going forward will be required.

9 For these reasons, the *Application* will be denied in its current form, although the denial  
10 will be without prejudice to allow the BOARD to re-submit its request for a temporary  
11 restraining order in a form that cures these deficiencies. As the *Application* is denied on  
12 procedural grounds, this Court expresses no opinion concerning its merits at this time.

13 As to the *Application*’s corresponding request for a preliminary injunction, this Court  
14 will set the matter for hearing as requested.

15 Therefore, good cause appearing,

16 **IT IS HEREBY ORDERED** that *Plaintiff’s Application for Temporary Restraining*  
17 *Order and Motion for Preliminary Injunction* is **DENIED WITHOUT PREJUDICE** insofar as  
18 it requests issuance of a temporary restraining order.

19 **IT IS HEREBY FURTHER ORDERED** that a hearing on *Plaintiff’s Application for*  
20 *Temporary Restraining Order and Motion for Preliminary Injunction* will be held in the First  
21 Judicial District Court, located at 885 East Musser Street, Carson City, Nevada, Department I,  
22 on February 19, 2026, at 1:30 p.m.

23 Dated this 23<sup>rd</sup> day of January, 2026.

24  
25   
26 JASON D. WOODBURY  
27 DISTRICT JUDGE  
28

1 **CERTIFICATE OF MAILING**

2 The undersigned, an employee of the First Judicial District Court, hereby certifies that on  
3 the 26 day of January, 2026, I served the foregoing Order by placing a copy in the United States

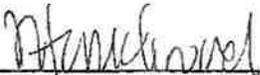
4 Mail, postage prepaid, addressed as follows:

5 Aaron D. Ford, Attorney General  
6 Jessica E. Whelan, Chief Deputy Solicitor General – Litigation  
7 Sabrena K. Clinton, Senior Deputy Attorney General  
8 John S. Michela, Senior Deputy Attorney General  
9 State of Nevada  
10 Office of the Nevada Attorney General  
11 1 State of Nevada Way, Suite 100  
12 Las Vegas, NV 89119

13 Jacob T. Spencer, Esq.  
14 Gibson, Dunn & Crutcher, LLP  
15 1700 M. Street, N.W.  
16 Washington, D.C. 20036-4504

17 Orin Snyder, Esq.  
18 Gibson, Dunn & Crutcher LLP  
19 200 Park Avenue  
20 New York, NY 10166

21 Robert A. Dotson, Esq.  
22 Daniel T. Hayward, Esq.  
23 Justin C. Vance, Esq.  
24 Dotson, Hayward & Vance, PC  
25 5355 Reno Corporate Drive, Suite 100  
26 Reno, NV 89511

27  
28  
  
\_\_\_\_\_  
Julie Harkleroad  
Judicial Assistant, Dept. 1