

The Mantooth Group has been the tenant at 105 West Main Street Mesa, Arizona 85201 since 2010. Mantooth has operated The Nile Theater for the past 5.5 years with none of the issues that the The Nile LLC had when they were in control of the building. Mantooth does not participate in the drug culture that once surrounded The Nile.

It is our understanding after seeking multiple legal opinions, that the injunction placed against The Adams family and Nile LLC, does not apply to Mantooth Group LLC. Mantooth operates as an independent company from The Adams. However, Mantooth does understand that might not be the opinion of other entities involved in the approval or denial of their liquor license application. If it is found that this injunction does pertain to Mantooth, they will follow the injunctions guidelines as an act of good faith and as a Good Neighbor in Downtown Mesa. Those guidelines and Mantooth's plan to adhere to them are listed below.

- I. *All events taking place in the Nile Theater, licensed security companies and licensed security personnel shall be used.*  
Mantooth has used professional security since opening.
- II. *The ratio of security personnel inside the Nile Theater during each event open to the public shall be 1 security personnel to 75 patrons. The name, address and telephone number of each security person working an event at the Nile Theater shall be maintained by the Nile Theater so that Plaintiff can independently verify compliance with this ratio requirement.*  
Mantooth will post the requested information in the hallway to the box office at the beginning of every show. The manager on duty will also have a copy. Furthermore, Mantooth will keep a file for each security guard.
- III. *Defendants shall have no less than two security personnel patrolling the alleyway, Mahoney parking lot, Bank of America parking lot and Drew parking lot from one hour before each event at the Nile Theater to one hour after each event. The patrols are to be frequent enough to maintain a security presence in those areas in an effort to deter Nile Theater patrons from engaging in illegal conduct.*  
Mantooth has at least one guard posted in the alleyway at all times as well as a two + man crew that does a sweep of the above mentioned areas every thirty minutes.
- IV. *Each security person shall be instructed that illegal conduct shall not be tolerated. Drugs, drug paraphernalia and alcohol inside the Nile Theater are to be confiscated, the person in possession shall be detained and the City of Mesa police called. If the police do not respond in a reasonable time (15 to 20 minutes), the person in possession of the contraband shall be released after his or her photograph is taken and his or her name and address is recorded on an incident report. If the police fail to respond, the photograph, a copy of the incident report and the contraband shall be turned over to the City of Mesa police. If the police fail to respond to the call the incident will not be utilized in determining whether Defendants have acted to abate the nuisance. Therefore, to preclude a dispute regarding whether the police were actually called, Defendants shall keep a copy of the incident report with a notation on the incident report of the time the call to the City of Mesa Police was placed, the name of the person placing the call and where or not the Police responded.*

Mantooth does bag checks and pat downs on each patron as they enter the building. As it stands re-entry is allowed but patrons have been and will continue to be re-checked each time they enter the building. In the case the liquor license is achieved for 105 West Main Street, the venue will then become a no re-entry venue. Patrons will not be allowed to leave once they enter the building for the event unless they are leaving for the night. In addition, when contraband is found on any person entering The Nile, Mantooth will take possession of the items, call the police, and fill out the incident reports mentioned above. Protocol will be follow. Incident reports are already a part of the nightly responsibility of the lead security guard. Mantooth also call these legal guardian of any patrons found in violation of the rules and will only release minors to their parent or guardian.

- V. *At least two signs measuring no less than 24 inches x 36 inches with conspicuous lettering in no less than 72 points shall be posted in a visible and conspicuous place at each entrance to the Nile Theater, at the box office, in the each restroom and in each public room of the Nile Theater warning patrons that upon entering or at the any time while on the premises, they are their pockets, bags, and purses are subject to search for drugs, drug paraphernalia, alcohol, and weapons and, that if any banned material is found, the will be photographed and detained until such time as the City of Mesa Police arrive.*

Mantooth will post the above mentioned signs in all public rooms, entrances/exits, green rooms, and so on. As it stands, Mantooth has similar signs posted on the doors as well as a sign that reserves their right to refuse entrance to anyone wearing gang related, racist, homophobic, or otherwise dangerous themes. Mantooth has worked well with Mesa PD over the years to ensure that their patrons, the citizens of downtown and adjacent businesses are safe from illegal and or dangerous activities. Mantooth also lets all band members know that no drugs or alcohol are allowed in the building. If bands are caught they are asked to leave as they are violating the agreement made between Mantooth and the band's agent.

- VI. *By ten o'clock a.m. on the day following each event at the Nile Theater, employees or contractors of Defendants shall clean up the surrounding parking lots (Mahoney, Bank of America, and Drew), the alleyway, and Main Street for a distance of twenty feet on each side of the front of the Nile Theater. The level of the cleanup is that those areas are to restored to the same condition of the cleanliness as when the event started. The cleanup shall include, but is not limited to, handbills and flyers, beverage containers whether broken or not, syringes, clothing, condoms, necklaces, masks, blow pops and pacifiers.*

Mantooth cleans the surrounding areas of the Nile before and after every show. It is part of security's detail to clean all areas around the building as well as adjacent parking lots.

Mantooth also ordered five extra recycle bins when they took procession of the building to not only ensure the cleanliness of the outside areas but to help cut down on their carbon footprint. 90% of all waste created by Mantooth is recyclable. Mantooth is also assisted by TLC on the weekends in sorting through the trash and recycle to make sure everything is going in the proper bin. In 5.5 years, Mantooth has received only 2 notices from the DMA about trash left behind by bands who left the parking lot late and those areas were cleaned immediately. Mantooth will continue to clean up after their patrons. Furthermore,

Mantooth has banned the handing out of fliers as patrons leave the building. Fliers can only be handed out as people enter the building in an effort to keep the trash inside.

- VII. *Except for bottled water and other legal beverages, sale of products commonly associated with the use of illegal drugs, such as pacifiers, Vicks, surgical or dust masks and glow pops, shall be prohibited.*

Mantooth only sell water, canned soda, chips, and candy inside of The Nile. Mantooth does give away ear plugs as the box office to protect patrons' hearing. With the issuance of the liquor license these items would then include canned beer on the main floor and hard alcohol and wine in the area no called LoFi Coffee. There will be a security plan in place that will be submitted to Commander Williams prior to the opening of the bar areas. There will be no alcohol in the basement level show room.

- VIII. *After ten o'clock p.m., music playing inside the Nile Theater shall not be audible more than five feet beyond the property lines of The Nile Theater.*

Mantooth closes the main doors to the lobby as well as the interior doors to The Nile during each band's set that goes on past 9:00pm. The doors are kept open to get the lines in at door time but remain closed while bands are playing to help stop sound bleed.

It is and has been Mantooth's intent to run a responsible and safe music venue. These guidelines were put in place to squash the illegal activity of a previous tenant. Mantooth is more than willing to work with Mesa PD and the City of Mesa to ensure that illegal activity will not take place once the liquor license is in place. Mantooth would like to see Downtown Mesa grow and they would like to remain being a Good Neighbor.