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Hundley

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IN THE DISTRICT COURT OF FORD COUNTY, KANSAS  
Division \_\_\_\_\_

STATE OF KANSAS, ex rel.,  
ROBERT T. STEPHAN, Attorney General,  
  
Plaintiff,  
  
vs.  
  
CHARLES A. MAYERNIK  
  
Defendant.)

Case No.

JAN 16 1980  
4 51  
COURT

Rec'd 1/15/80  
1-27-80

JOURNAL ENTRY OF CONSENT JUDGMENT

The parties to this proceeding have stipulated that they are in agreement with the following statement of understanding and this Journal Entry of Consent Judgment.

Statement of Understanding

1. Charles A. Mayernik admits he is the defendant in this action and that this Court has jurisdiction of the parties and the subject matter.
2. Defendant and plaintiff have each stipulated and consented to this judgment without trial or other adjudication of any issue or law contained herein.
3. Defendant admits he was a supplier as defined by K.S.A. 50-624(i) and engaged in consumer transactions as defined by K.S.A. 50-624(c) with Kansas consumers as defined by K.S.A. 50-624(b).
4. Defendant admits:
  - a. He entered into a contract with Mr. and Mrs. George T. James, 706 Wright Avenue, Dodge City, Kansas on May 17, 1979.

b. That at the time said contract was entered into, he was doing business as C. M. Construction, Dodge City, Kansas.

c. On May 18, 1979 and May 30, 1979, Mr. and Mrs. George T. James issued him two checks in the amounts of \$1,000 and \$900, respectively.

d. That he did not fulfill the terms of said contract and to date owes Mr. and Mrs. George T. James \$850.

5. Defendant agrees to pay back the entire \$850 to Mr. and Mrs. George T. James by making monthly payments of \$25 or more directly to them on the first of every month until said bill is paid in full and no amount is left owing.

6. Defendant does not admit having committed any violation of the Kansas Consumer Protection Act.

7. Any violation of this agreement shall make defendant liable for civil penalties as set forth in K.S.A. 50-636.

Dated: 1-8-80

Approved:

ROBERT T. STEPHAN  
ATTORNEY GENERAL

By:

Wayne E. Hundley  
Wayne E. Hundley  
Deputy Attorney General

ATTORNEY FOR PLAINTIFF

Charles A. Mayernik  
Charles A. Mayernik

DEFENDANT

Rec'd 23, PERS 743

IT IS HEREBY ORDERED AND DECREED THAT THE AGREEMENT SET FORTH ABOVE SHALL BE, AND IS ADJUDGED TO BE THE ORDER OF THIS COURT, and the Court approves said agreement in accordance with its precise terms, thereby constituting the consent judgment.

*W. C. Linn*

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JUDGE OF THE DISTRICT COURT  
FORD COUNTY, KANSAS

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