

FILED

Roy T. Artman #15092  
Assistant Attorney General  
Office of the Attorney General  
Kansas Judicial Center  
Topeka, Kansas 66612-1597  
(913) 296-3751

DEC 6 10 26 AM '95

CLERK OF DISTRICT COURT  
NEOSHO COUNTY, KANSAS  
BY \_\_\_\_\_

IN THE DISTRICT COURT OF NEOSHO COUNTY, KANSAS

STATE OF KANSAS, ex rel. )  
CARLA J. STOVALL, Attorney General )

Plaintiff, )

vs. )

Case No. 95C65C

KEN WEBB d/b/a CARGO TRAILERS, )  
Defendant. )

JOURNAL ENTRY OF DEFAULT JUDGMENT

NOW on this 6<sup>th</sup> day of December, 1995, the above-entitled matter comes before the Court upon plaintiff's Motion for Default Judgment. The Plaintiff, State of Kansas, ex rel. Carla J. Stovall, Attorney General, appears by and through counsel Roy T. Artman, Assistant Attorney General. The defendant does not appear.

The Court being fully advised finds as follows:

1. This action was brought by the Attorney General of Kansas, Carla J. Stovall, pursuant to authority under the

provisions of the Kansas Consumer Protection Act, K.S.A. 50-623 et seq.

2. Plaintiff filed its Petition on October 5, 1995.

3. Defendant, Ken Webb is an individual doing business as Cargo Trailers, located at 906 S. Rutter, Chanute, Kansas 66720.

4. Defendant has been properly served with process.

5. Defendant is a supplier as defined by K.S.A. 50-624(i) and its activities constitute consumer transactions within the definition of K.S.A. 50-624(c) and (g).

6. This Court has jurisdiction over the parties and over the subject matter in this case.

7. defendant is in complete default as it had failed to file a responsive pleading or appear in this action.

8. Each allegation in Plaintiff's Petition has been satisfactorily proven. By its default, Defendant does not deny the allegations.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

A. Defendant's acts are declared to be violation of the Kansas Consumer Protection Act.

B. Defendant is ordered to pay the amount of \$2,000.00 as actual damages sustained by Mr. Ted Ash, Jr. as a result of defendant's violation of the Kansas Consumer Protection Act.

C. Defendant is ordered to pay to the Office of the Attorney General the amount of \$500.00 as reasonable costs and expenses incurred to investigate defendant's violation of the Kansas Consumer Protection Act.

D. Defendant is ordered to pay \$5,000.00 in civil penalties to the State of Kansas as a result of defendant's violation of the Kansas Consumer Protection Act.

E. Defendant is enjoined from further acts declared to be violations of the Kansas Consumer Protection Act.

F. All Court costs are assessed to the Defendant.

IT IS SO ORDERED.

  
\_\_\_\_\_  
JUDGE OF THE DISTRICT COURT

PREPARED AND APPROVED:

OFFICE OF THE ATTORNEY GENERAL  
CARLA J. STOVALL

  
\_\_\_\_\_  
Roy T. Artman, #15092  
Assistant Attorney General

Attorney for plaintiff