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FILED BY CLERK  
KS. DISTRICT COURT  
THIRD JUDICIAL DIST.  
TOPEKA, KS  
AM  
2015 SEP -4 A 11:16

**IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS  
DIVISION 7**

**STATE OF KANSAS, *ex rel.*,** )  
**DEREK SCHMIDT, Attorney General,** )  
 )  
**Plaintiff,** )  
 )  
v. )  
 )  
**DUSTIN MEYER, an individual** )  
**d/b/a MEYERS LOG FURNITURE, LLC** )  
**a/k/a MEYERS LOG FURNITURE** )  
 )  
**Defendant.** )

Case No. 2015-CV-561

(Pursuant to K.S.A. Chapter 60)

**ORDER OF DEFAULT JUDGMENT**

NOW, on this 3<sup>rd</sup> day of September, 2015, Plaintiff's Motion for Default Judgment and Memorandum and Support ("Plaintiff's Motion for Default Judgment") comes before this Court for consideration. The State of Kansas, *ex rel.* Derek Schmidt, appears by and through counsel, Assistant Attorney General Meghan D. Lowry. Defendant appears not.

**WHEREUPON**, after reviewing the Court's file and Plaintiff's Motion for Default Judgment, the Court finds the following:

1. Plaintiff filed its Motion for Default Judgment on July 30, 2015.
2. Plaintiff's Motion for Default Judgment is predicated on Defendant's failure to file an Answer to Plaintiff's Petition which was filed on June 18, 2015.

3. A copy of the Petition and the Summons was served upon Defendant at his residence and principal place of business located at 206 South Antelope Street, Tilden, Nebraska, 68781, on June 23, 2015, pursuant to K.S.A. 60-303(c) and K.S.A. 60-304(a).

4. Defendant failed to file an Answer within thirty days after being served with process, as required by K.S.A. 60-308(a)(3).

5. Defendant is not a minor or incapacitated person.

6. Pursuant to K.S.A. 60-255, Defendant is in default.

7. The factual allegations set forth in Plaintiff's Motion for Default Judgment are adopted by the Court as its findings of facts and conclusions of law as though fully set forth herein.

**IT IS THEREFORE ORDERED, ADJUDICATED AND DECREED** that Plaintiff's Motion for Default Judgment is granted.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that judgment is hereby entered against Defendant and in favor of Plaintiff on all counts of the Petition.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that the acts and practices alleged in Plaintiff's Petition are declared to be deceptive and unconscionable and in violation of the Kansas Consumer Protection Act.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that the acts and practices alleged in Plaintiff's Petition are declared to be violations of the Kansas Consumer Protection Act committed against a protected consumer.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that the Defendant has committed three (3) violations of the Kansas Consumer Protection Act.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that the Defendant has committed three (3) violations of the Kansas Consumer Protection Act against a protected consumer.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that the Defendant pay restitution to Janell McMillan, pursuant to K.S.A. 50-632(c)(3), in this case amounting to \$600.00.

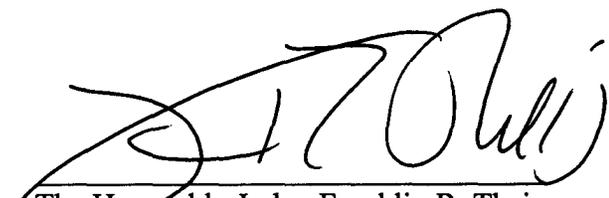
**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that the Defendant pay reasonable investigative fees and expenses to the Office of the Kansas Attorney General, pursuant to K.S.A. 50-632(c)(7), in this case amounting to \$1,000.00.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that the Defendant pay \$10,000.00 in civil penalties for each violation of the Kansas Consumer Protection Act alleged in Plaintiff's Petition, pursuant to K.S.A. 50-636, in this case amounting to \$30,000.00.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that the Defendant pay \$10,000.00 in enhanced civil penalties for each violation of the Kansas Consumer Protection Act alleged in Plaintiff's Petition, pursuant to K.S.A. 50-677, in this case amounting to \$30,000.00.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that the Defendant pay all court costs and all costs associated with distributing and executing this judgment.

**IT IS SO ORDERED.**

  
The Honorable Judge Franklin R. Theis  
District Court Judge

Submitted by:

/s/ Meghan D. Lowry

Meghan D. Lowry, #26447

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