



Court: Shawnee County District Court
Case Number: 2015-CV-000492
Case Title: State of Kansas ex rel Derek Schmidt Atty General
vs. Gregory E Wright
Type: Journal Entry of Default Judgment

SO ORDERED.

A handwritten signature in black ink, appearing to read "Rebecca Crotty".

/s/ Honorable Rebecca Crotty, District Judge

IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS

Third Judicial District
Division 1

STATE OF KANSAS, <i>ex rel.</i>,)
DEREK SCHMIDT, Attorney General,)
)
Plaintiff,)
)
v.)
)
GREGORY E. WRIGHT, an individual)
)
d/b/a EXTREME HOME SOLUTIONS)
)
Defendant.)

Case No. 2015 CV 492

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

JOURNAL ENTRY OF DEFAULT JUDGMENT

NOW the Plaintiff's Motion for Default Judgment and Memorandum in Support comes before this Court for consideration. The State of Kansas, *ex rel* Derek Schmidt, Attorney General, appears by Adrian Serene, Assistant Attorney General. Defendant does not appear.

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

1. On June 1, 2015, the Attorney General ("Plaintiff") filed in Shawnee County District Court a Petition against Gregory E. Wright d/b/a Extreme Home Solutions ("Defendant").
2. On June 2, 2015, Plaintiff served a copy of the Summons and Petition on Defendant by return receipt delivery at Defendant's address at 1501 S. Greenwood Avenue, Wichita, Kansas, 67211.
3. On June 2, 2015, Plaintiff filed the return of service with the Court.

4. On August 17, 2015, Plaintiff mailed via certified mail, return receipt requested, a Statement of Liquidated Damages to Defendant.
5. On August 19, 2015, Plaintiff filed a copy of its Statement of Liquidated Damages with the Court.
6. On August 21, 2015, the certified mail return receipt delivery was signed and returned to Plaintiff.
7. On March 23, 2016, Plaintiff filed with the Court its return of service for the Statement of Liquidated damages.
8. To date, Defendant has not filed an answer to the Petition or otherwise made any appearance, in person or by counsel, in this proceeding.
9. More than 21 days has passed since Defendant was served with process.
10. On March 23, 2016, Plaintiff filed its Motion for Default Judgment and Memorandum in Support (“Motion for Default Judgment”).
11. Plaintiff’s Motion for Default Judgment is predicated upon Defendant’s failure to file an answer to Plaintiff’s Petition.
12. Defendant is in default, pursuant to K.S.A. 60-255.
13. The legal arguments and authorities set forth in Plaintiff’s Motion for Default Judgment are adopted by this Court as its conclusions of law as though fully set forth herein.

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

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

IT IS FURTHER ORDERED, ADJUDICATED, AND DECREED that the alleged violations of the Kansas Consumer Protection Act and Roofing Registration Act are declared “deceptive” and “unconscionable.”

IT IS FURTHER ORDERED, ADJUDICATED, AND DECREED that Defendant be permanently enjoined from engaging in the acts alleged in Plaintiff’s Petition to be violations of the Kansas Consumer Protection Act and Roofing Registration Act.

IT IS FURTHER ORDERED, ADJUDICATED, AND DECREED that Defendant pay restitution in the amount of \$1,200.00 to Kermit Schrenk, Jr.

IT IS FURTHER ORDERED, ADJUDICATED, AND DECREED 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(a), in the amount of \$30,000.00.

IT IS FURTHER ORDERED, ADJUDICATED, AND DECREED Defendant pay all court costs and all costs associated with distributing and executing on any judgment made by this Court.

IT IS SO ORDERED.

Submitted by:

s/Adrian Serene
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