

IN THE DISTRICT COURT OF JOHNSON COUNTY, KANSAS

STATE OF KANSAS, ex rel.,)
 ROBERT T. STEPHAN, Attorney General,)
)
 Plaintiff,)
)
 vs.)
)
 DENNIS ASBURY d/b/a)
 GOLDEN SWEEPSTAKES COMPANY,)
)
 Defendant.)

Case No. 86C1532

JOURNAL ENTRY OF CONSENT JUDGMENT

NOW on this 16th day of June, 1987, the above matter comes on for hearing. The State of Kansas appears by Linda P. Jeffrey, Assistant Attorney General of the State of Kansas. Defendant Dennis Asbury appears by Frank H. Jenkins, Jr.

Plaintiff and defendant have stipulated and consented to the entry of this judgment without a trial or other adjudication of any issue of fact or law herein. Further, plaintiff and defendant state that this consent judgment is entered into for settlement purposes only.

IT THEREFORE IS ORDERED, ADJUDGED AND DECREED as follows:

1. The Court has jurisdiction of the subject matter and parties hereto.
2. The provisions of this consent judgment are applicable to plaintiff and defendant, and their agents, employees and representatives having actual or constructive notice of this order, judgment and decree.
3. That defendant Dennis Asbury, his agents, employees, representatives, and all persons acting in concert or participating with defendant, are enjoined from soliciting or selling any advertising or public relations campaign or coupon program in Kansas in violation of the Consumer Protection Act.

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 consumers*

4. That defendant is enjoined from the following conduct:
 a) entering into contracts to conduct a public relations campaign or a coupon program utilizing cash register receipts and/or gift certificates, with such campaign or program being similar to the "Golden Sweepstakes program" described in Attachment 1 and incorporated herein by reference, b) requesting and accepting money and payment for such campaign or program, and c) failing to complete the contract while refusing and failing to make a refund in a timely manner.

Defendant shall cancel contracts made with merchants in Salina, Emporia, Manhattan, Lawrence, Ottawa, Wichita, Hutchinson and Dodge City, Kansas. In accordance with the Judgment and Commitment Order of Judge Dale E. Saffels issued in the case of United States of America vs. Dennis Asbury, Case No. 87-20001-02 (D. Kan. May 18, 1987), defendant shall make restitution and the Attorney General will distribute the money as agreed. ~~_____~~ and incorporated herein by reference.

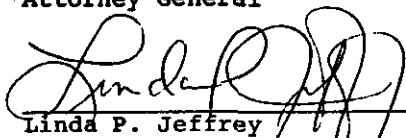
6. That defendant pay the court costs of this action.

LARRY McCLAIN

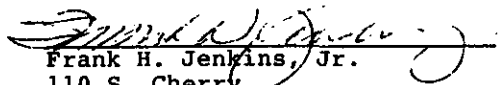
 Judge of the District Court

Approved:

ROBERT T. STEPHAN
 Attorney General


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Attorney for Plaintiff


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Attorney for Defendant
 Dennis Asbury

LOVA DUNCAN, CHIEF CLK.
 OF THE DISTRICT COURT

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