

92-016

DISTRICT COURT  
OF JUDICIAL C  
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Mark W. Stafford, #13233  
Assistant Attorney General  
Office of the Attorney General  
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ASTRO.DJ/TXTTERRI

IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS  
Division 5

STATE OF KANSAS, ex rel.  
ROBERT T. STEPHAN, Attorney General,

Plaintiff,

vs.

KERRY LONDON, d/b/a ASTRO PETROLEUM,

Defendant.

Case No. 92 CV 777

JOURNAL ENTRY OF DEFAULT JUDGMENT

NOW on this 7th day of October, 1992, the matter comes before the court upon plaintiff's Motion for Default Judgment. Plaintiff appears by and through Mark W. Stafford, Assistant Attorney General. Defendant does not appear in person or through counsel.

Upon being advised of the content of the record, the court finds the following:

- 1) Defendant has been property served with process.
- 2) This court has jurisdiction over the parties and over the subject matter in this case.

3) Defendant is in complete default by non-appearance and by failure to defend the action.

4) By default, defendant does not deny the allegations set forth in plaintiff's Amended Petition. The statements of fact and conclusions of law are therefore incorporated by reference and adopted as the findings of the court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

A. Defendant's actions as stated in Counts I, II, III, V, VI and VII are declared deceptive and in violation of the Kansas consumer protection act.

B. Defendant's actions as stated in Count IV are declared unconscionable and in violation of the Kansas consumer protection act.

C. Defendant is permanently enjoined from further acts declared herein to be deceptive and unconscionable and in violation of the Kansas consumer protection act.

D. Defendant is ordered to pay damages in the amount of \$5,193.00 to Mrs. Doris Meyer by reason of violations of the Kansas consumer protection act.

E. Defendant is ordered to pay damages in the amount of \$10,536.00 to Mr. Freddy Bogard by reason of violations of the Kansas consumer protection act.

F. Defendant is ordered to pay damages in the amount of \$14,720.00 to Ms. Jean Entz by reason of violations of the Kansas consumer protection act.

G. Defendant is assessed civil penalties and ordered to pay the same to the State of Kansas as follows:

- 1) For engaging in a deceptive act or practice in connection with a consumer transaction as alleged in Count I, \$5,000.00;
- 2) For engaging in a deceptive act or practice in connection with a consumer transaction as alleged in Count II, \$5,000.00;
- 3) For engaging in a deceptive act or practice in connection with a consumer transaction as alleged in Count III, \$5,000.00;
- 4) For engaging in an unconscionable act or practice in connection with a consumer transaction as alleged in Count IV, \$5,000.00;
- 5) For engaging in a deceptive act or practice in connection with a consumer transaction as alleged in Count V, \$5,000.00;
- 6) For engaging in a deceptive act or practice in connection with a consumer transaction as alleged in Count VI, \$5,000.00; and
- 7) For engaging in a deceptive act or practice in connection with a consumer transaction as alleged in Count VII, \$5,000.00.

H. Defendant is ordered to pay reasonable investigation expenses to the Office of the Attorney General in the amount of \$1,375.00.

I. Costs of this action are assessed against defendant.

IT IS SO ORDERED.

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JAMES M. MACNISH  
DISTRICT COURT JUDGE

PREPARED AND APPROVED:



Mark W. Stafford, #13233  
Assistant Attorney General  
Office of the Attorney General  
Kansas Judicial Center  
Topeka, Kansas 66612-1597

Attorney for plaintiff