

93-024

IN THE DISTRICT COURT OF JEWELL COUNTY, KANSAS

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

Plaintiff,

vs.

RICK FREEMAN,

Defendant.

JUN 13 '94

FILED



Case No. 93-C-19

JEWELL COUNTY KANSAS

Clerk of District Court

S. Joan Roberts

By

JK

JOURNAL ENTRY OF CONSENT JUDGMENT

NOW on this 13th day of June 1994, the plaintiff's motion for approval of consent judgment comes before the court for consideration. The State of Kansas, ex rel. Robert T. Stephan, Attorney General, appears by and through Martin J. Peck, Assistant Attorney General. Defendant Rick Freeman appears by and through Jan Hamilton.

WHEREUPON, the parties advise the court that they have stipulated and agreed as follows:

1. Robert T. Stephan is the Attorney General of the State of Kansas.
2. Defendant has engaged in consumer transactions within the State of Kansas.
3. Defendant admits the court has personal and subject matter jurisdiction over the parties.
4. Plaintiff contends that defendant has committed violations of the Kansas Consumer Protection Act in connection with the operation of a mail-order business.

5. Defendant does not admit the allegations made but agrees to be permanently enjoined from owning any interest in, participating in the management of, or operating any mail-order business.

6. Plaintiff and defendant agree that in this judgment "mail-order business" shall include (1) a business in which any goods or services are delivered to customers by mail or by any other delivery service and (2) any business in which the only contacts between the business and its customers are by mail or other delivery service, by telephone, or otherwise without face-to-face contact between an agent of the business and a customer.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the stipulation and agreement of the parties contained herein are adopted and approved as the findings and order of the court pursuant to K.S.A. 1993 Supp. 50-632(b).

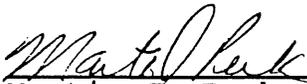
IT IS FURTHER ORDERED that defendant shall be permanently enjoined from owning any interest in, participating in the management of, or operating any mail-order business as that term is defined above.

IT IS FURTHER ORDERED that defendant shall pay all court costs and filing fees.

SO ORDERED.

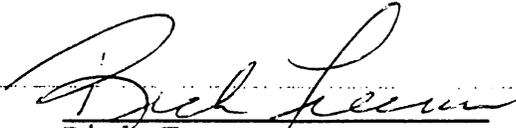
/s/Thomas M. Tuggle
Thomas M. Tuggle
District Court Judge

Approved by:



Martin J. Peck, #16273
Assistant Attorney General
Kansas Judicial Center
301 West 10th Street
Topeka, KS 66612-1597

Attorney for plaintiff



Rick Freeman, pro se
Defendant



Jan Hamilton, #08163
Hamilton, Peterson, Tipton & Keeshan
1206 West 10th Street
Topeka, KS 66604-1291
(913) 233-1903

Attorney for defendant