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FILED BY JLEH  
U.S. DISTRICT COURT  
JUDICIAL DISTRICT  
OCT 5 3 04 PM '95  
LIMITED ADJUDICATION  
TOPEKA, KANSAS

IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS  
Division 3

STATE OF KANSAS, ex rel. )  
CARLA J. STOVALL, Attorney General )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
JIM WEST d/b/a OAK-N-THINGS, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Case No. 95 CV 793

JOURNAL ENTRY OF DEFAULT JUDGMENT

NOW on this 5<sup>th</sup> day of October, 1995, the above-entitled matter comes before the Court upon Plaintiff's Motion for Default Judgment. The plaintiff, State of Kansas ex rel., Carla J. Stovall, Attorney General, appears by and through counsel, Roy T. Artman, Assistant Attorney General. The Defendant does not appear.

The Court being fully advised finds as follows:

- 1) This action was brought by the Attorney General of Kansas, Carla J. Stovall, pursuant to authority under the

provisions of the Kansas Consumer Protection Act, K.S.A. 50-623 et seq.

2) Plaintiff filed its Petition on July 13, 1995.

3) Defendant, Jim West is an individual doing business as Oak-N-Things, located at Old 71 Highway North, Rich Hill, Missouri, 64779.

4) Defendant has been properly served with process.

5) Defendant is a supplier as defined by K.S.A. 50-624(i) and its activities constitute consumer transactions within the definition of K.S.A. 50-624(c) and (g).

6) This Court has jurisdiction over the parties and over the subject matter in this case.

7) Defendant is in complete default as it has failed to file a responsive pleading or appear in this action.

8) Each allegation in plaintiff's petition has been satisfactorily proven. By its default, defendant does not deny the allegations.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

A. Defendant's acts are declared to be violations of the Kansas Consumer Protection Act.

B. Defendant is ordered to pay to the Office of the Attorney General the amount of \$500, as reasonable costs and expenses incurred during the investigation of defendant's violations of the Kansas Consumer Protection Act.

C. Defendant is ordered to pay \$6,000 in civil penalties to the State of Kansas as a result of multiple violations of the Kansas Consumer Protection Act.

D. Defendant is enjoined from further acts declared herein to be violations of the Kansas Consumer Protection Act.

E. All Court costs are assessed to the defendant.

IT IS SO ORDERED.

**Original Signed By:**  
**Marla J. Luckert**

\_\_\_\_\_  
Judge of the District Court

PREPARED AND APPROVED:

OFFICE OF THE ATTORNEY GENERAL  
CARLA J. STOVALL



Roy T. Artman, #15092  
Assistant Attorney General

Attorney for Plaintiff