8-04-00000

FILED BY CLERK K.S. DISTRICT COURT THIRD JUDICIAL DIST. TOPEKA, KS.

2004 JUN 30 P 1: 18

IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS Division 4

| |) |
|---|-----------------------------------|
| Defendant. |) |
| GLAM PROMOTIONS INC., f/k/a CSI CONSULTING |) Case No. 04-C-99))) |
| Plaintiff, |))) Case No. 04-C-99 |
| STATE OF KANSAS, ex rel., PHILL KLINE, Attorney General, |))) |

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

Joseph N. Molina, #20934

Assistant Attorney General Office of the Attorney General

(785) 296-3751

120 SW 10th Avenue, 2nd Floor Topeka, Kansas 66612-1597

JOURNAL ENTRY FOR DEFAULT JUDGMENT

COMES NOW THIS 29^{m} day of 400, 2004, the Plaintiff's Motion for

Default comes before this court for consideration, the Honorable Eric S. Rosen presiding. The state of Kansas *ex rel*. Phill Kline, Attorney General, appears by and through Assistant Attorney General, Joseph N. Molina. The defendant appears not.

WHEREUPON, after reviewing the court file and hearing comments and arguments

of counsel, the court finds as follows:

- On January 20, 2004, the Plaintiff filed a Petition against Defendant Glam
 Promotions, Inc., f/k/a CSI Consulting.
- On February 11, 2004, Michael P. Brundage waived service of summons, acknowledged receipt of the petition and entered an appearance for Defendant.

- On March 2, 2004, Plaintiff, State of Kansas filed its First Set of Request for Admissions upon Defendant Glam Promotions, Inc., f/k/a CSI Consulting.
- On March 10, 2004, Plaintiff filed proof of service for the State of Kansas'
 Firsts Set of Request for Admissions.
- 5. On March 17, 2004, Defendant answered Plaintiff's petition with affirmative defenses.
- On April 1, 2004, Defendant responded to Plaintiff's, State of Kansas' First Set of Request for Admissions to Defendant Glam Promotions, Inc., f/k/a CSI Consulting.
- 7. On May 6, 2004, Plaintiff filed its Motion for Partial Summary Judgment and memorandum in support thereof. Plaintiff's Motion for Partial Summary Judgment is predicated upon Defendant's responses to Plaintiff State of Kansas' Request for Admissions received on April 1 2004.
- 8. On May 6, 2004, Plaintiff's Motion for Partial summary Judgment was served upon Defendant. Proof of such service was filed with the clerk of the court on June 3, 2004.
- As of June 11, 2004, Defendant has failed to file a response to Plaintiff's Motion for Partial Summary Judgment as defined by K.S.A. 60-256(a).

IT IS THEREFORE ORDERED, ADJUDICATED AND DECREED that the Plaintiff's Journal Entry of Default Judgment for Plaintiff's Motion for Partial Summary Judgment be and is granted.

IT IS THEREFORE ORDERED, ADJUDICATED AND DECREED that this Default

Judgment be entered in favor of Plaintiff and against Defendant for Counts I, III, IV, V, VII, and IX found in Plaintiff's petition filed on January 20, 2004.

IT IS THEREFORE ORDERED, ADJUDICATED AND DECREED that the six violations of the Kansas No-Call Act, K.S.A. 50-670 *et seq.*, K.S.A. 50-670a *et seq.*, are unconscionable and in violation of the Kansas Consumer Protection Act.

IT IS THEREFORE ORDERED, ADJUDICATED AND DECREED that Defendant and its employees and agents be permanently enjoined from these and other violating practices, pursuant to K.S.A. 50-632(a)(2).

IT IS THEREFORE ORDERED, ADJUDICATED AND DECREED that Defendant pay \$10,000.00 for each of the six (6) violations of the Kansas No-Call Act, cumulatively amounting to \$60,000.00, as provided by K.S.A. 50-636(a).

IT IS SO ORDERED

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Stawnee County District Court Judge Honorable Eric S. Rosen

Prepared and Submitted by:

Joseph N. Molina, #20934 Assistant Attorney General 120 S.W. 10th Ave., 2nd Floor Topeka, KS 66612 (785)368-6650

Attorney for Plaintiff

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