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IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS
DIVISION 12

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

2010 JUN 21 P 12:22

STATE OF KANSAS, *ex rel.*,)
 STEVE SIX, Attorney General,)
)
 Plaintiff,)
 v.)
)
 Charles Freeman III, individually,)
)
 and)
 Jerilyn Bredow, Individually,)
)
 and)
)
 Freeman Investment Services, LLC)
 d/b/a Loadboard International,)
 d/b/a Trailer Transportation,)
 d/b/a Renegade Transportation,)
 d/b/a L.T.L. Express,)
)
 Defendants.)

Case No. 09 C 314

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

**AMENDED JOURNAL ENTRY OF DEFAULT JUDGMENT AGAINST DEFENDANT
JERILYN BREDOW AND DEFENDANT FREEMAN INVESTMENT SERVICES, LLC**

COMES NOW, on this ___ day of _____, 2010, Plaintiff's Amended Motion for Default Judgment Against Defendant Jerilyn Bredow and Defendant Freeman Investment Services, LLC, comes before this Court for consideration. The State of Kansas, *ex rel.* Steve Six, appears by and through Assistant Attorney General, Tai J. Vokins. Defendant Jerilyn Bredow and Freeman Investment Services, LLC, appear not.

WHEREUPON, after reviewing the Court's file and Plaintiff's Motion for Default Judgment, the Court finds the following:

1. Plaintiff filed its Motion for Default Judgment and Memorandum in Support on August 3, 2009.

2. Plaintiff's Motion for Default Judgment is predicated upon Defendant Jerilyn Bredow's ("Defendant Bredow") and Defendant Freeman Investment Services, LLC's failure to file an Answer to Plaintiff's Petition which was filed on March 3, 2009.

3. A copy of the Summons and a copy of the Petition were served upon Defendant Bredow and Defendant Freeman Investment Services, LLC by personal service on April 16, 2009.

4. Defendant Bredow failed to file an Answer within twenty days after being served with process, as required by K.S.A. 60-212(a).

5. Defendant Freeman Investment Services, LLC failed to file an Answer within twenty days after being served with process, as required by K.S.A. 60-212(a).

6. Notice of Default was served upon Defendant Freeman Investment Services, LLC and Defendant Bredow by certified mail on July 21, 2009, pursuant to K.S.A. 60-254(c) and Supreme Court Rule 118(d). More than ten days has elapsed since this Notice of Default was served.

7. Pursuant to K.S.A. 60-255, Defendant Bredow is in default.

8. Pursuant to K.S.A. 60-255, Defendant Freeman Investment Services, LLC is in default.

9. On June 18, 2010 Plaintiff filed a Motion to Amend Journal Entry of Default against Defendant Jerilyn Bredow and Defendant Freeman Investment Services, LLC and supporting documents.

10. The legal arguments and authorities set forth in Plaintiff's Motion and Memorandum of Default Judgment are adopted by the Court as its conclusions of law as though fully set forth herein.

IT IS THEREFORE ORDERED, ADJUDICATED AND DECREED that Plaintiff's Motion to Amend Journal Entry of Default against Defendant Jerilyn Bredown and Defendant Freeman Investment Services, LLC is granted.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Plaintiff's corrected pleadings be accepted and incorporated into the court's file.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that judgment is hereby entered in favor of Plaintiff on all counts of the Petition against Defendant Jerilyn Bredow and Defendant Freeman Investment Services, LLC.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that the alleged violations of the Kansas Consumer Protection Act are declared to be deceptive and unconscionable.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant Jerilyn Bredow and Defendant Freeman Investment Services, LLC be permanently enjoined from the enumerated deceptive and unconscionable acts and practices, pursuant to K.S.A. 50-632(a)(2).

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant Jerilyn Bredow and Defendant Freeman Investment Services are permanently enjoined from engaging in all advertising, soliciting, performing, accepting payments for, supervising, operating or in any manner conducting any business related to the sale of property or services as defined in K.S.A. 50-624 within the State of Kansas as described in Plaintiff's Petition and from engaging in any consumer transactions as defined by K.S.A. 50-624(c).

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant Jerilyn Bredow and Freeman Investment Services, LLC are ordered to pay \$2,500.00 to Shepard

Goodman, \$500.00 to Michael Goeghegan, \$1,200.00 to Sandy Brutto, \$2,214.25 to Gay Smith, and \$2,500.00 to David Knapp as restitution for the consumer transactions referenced in Plaintiff's petition. Payment should be made to the Kansas Attorney General for delivery to the above named consumers.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant Jerilyn Bredow and Defendant Freeman Investment Services, LLC are ordered to pay \$20,000.00 in enhanced civil penalties for each violation of the Kansas Consumer Protection Act as alleged in the State's original petition for those consumers classified as an elderly or disabled victim as defined by K.S.A. 50-676, for a total of \$160,000.00;

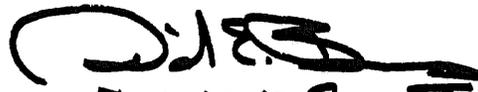
IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant Jerilyn Bredow and Defendant Freeman Investment Services, LLC are ordered to pay \$10,000.00 in civil penalties for each violation of the Kansas Consumer Protection Act as alleged in this Petition, for a total of \$120,000.00 as provided by K.S.A. 50-636(a);

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant Jerilyn Bredow and Defendant Freeman Investment Services, LLC are ordered to pay reasonable investigative fees and expenses to the Office of the Kansas Attorney General of \$9,000.00, pursuant to K.S.A. 50-636(c).

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that the total amount of the judgment against Defendant Jerilyn Bredow and Defendant Freeman Investment Services, LLC, jointly and severally, is \$297,914.25.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant Jerilyn Bredow and Defendant Freeman Investment Services, LLC pay all court costs.

IT IS SO ORDERED.


District Court Judge

~~IT IS SO ORDERED.~~

~~District Court Judge~~

Submitted by:



Tai J. Vokins, #23707
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