

3. A copy of the Summons and the original Petition were served upon Defendant care of its Registered Agent Lincoln Renwick at 11350 66th Street N., Suite 110, Largo, Florida 33773 on September 2, 2011, pursuant to K.S.A. §60-304(e) and §60-303(c).

4. Defendant failed to file an Answer within thirty days after being served with process, as required by K.S.A. §60-308(a)(3).

5. Defendant is not a minor or incapacitated person.

6. Pursuant to K.S.A. §60-255, Defendant is in default.

7. Plaintiff served a Notice of Default Judgment Amount upon Defendant by certified mail, return receipt requested on October 13, 2011, pursuant to K.S.A. §60-254(c) and Supreme Court Rule 118(d).

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

IT IS THEREFORE ORDERED, ADJUDICATED AND DECREED Plaintiff's Motion for Default Judgment is granted.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that judgment is hereby entered against Defendant, in favor of Plaintiff on all counts of the Petition.

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 and Defendant's employees and agents be permanently enjoined from engaging in the acts alleged in Plaintiff's Petition to be violations of the Kansas Consumer Protection Act.

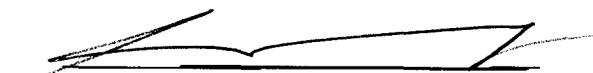
IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant pay restitution to Mr. Montei in the amount of \$2,900.00, and that Defendant and Defendant's owners, operators, board members and principals be restrained from advertising, soliciting and selling any services, goods or property in Kansas until such time that full restitution is made by Defendant.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant pay reasonable investigative fees and expenses to the Office of the Kansas Attorney General, pursuant to K.S.A. §50-632, in this case amounting to \$2,500.00.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant pay \$10,000.00 in civil penalties, and an additional \$10,000.00 in enhanced civil penalties, for each violation of the Kansas Consumer Protection Act alleged in Plaintiff's Petition, pursuant to K.S.A. §50-636 and §50-677, in this case amounting to \$40,000.00.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant pay all court costs and all costs associated with distributing and executing on any restitution or judgment made by this Court.

IT IS SO ORDERED.


District Court Judge

Submitted by:


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