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KS. DISTRICT COURT
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TOPEKA, KS
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IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS
Division 7

STATE OF KANSAS, *ex rel.*)
DEREK SCHMIDT, Attorney General,)
)
Plaintiff,)
)
v.)
)
THE BUZZ MARKETING AND)
COMMUNICATIONS, LLC)
)
and)
)
BRANSONVACATIONLAND, LLC)
)
Defendants.)

Case No. 13 C 479
DN 7

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

ORDER OF DEFAULT JUDGMENT
AS TO DEFENDANT THE BUZZ MARKETING AND COMMUNICATIONS, LLC

NOW, on this 2nd day of August, 2013, Plaintiff's Motion for Default Judgment and Memorandum in Support as to Defendant The Buzz Marketing and Communications, LLC ("Plaintiff's Motion for Default Judgment") comes before this Court for consideration. The State of Kansas, *ex rel.* Derek Schmidt, appears by and through Assistant Attorney General, Meghan E. Stoppel. Defendant The Buzz Marketing and Communications, LLC ("Defendant BMC") appears 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 on June 25, 2013.
2. Plaintiff's Motion for Default Judgment is predicated upon Defendant BMC's failure to file an Answer to Plaintiff's Petition which was filed on April 23, 2013.
3. A copy of the Petition and the Summons were served upon Defendant BMC, care of its registered agent CSC-Lawyers Incorporating Service Company at 221 Bolivar Street, Jefferson City, Missouri 65101, on April 29, 2013, pursuant to K.S.A. 60-303(c) and 60-304(c).
4. Defendant BMC 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 BMC is not a minor or incapacitated person.
6. Pursuant to K.S.A. 60-255, Defendant BMC is in default.
7. The factual allegations set forth in Plaintiff's Motion for Default Judgment 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 BMC, 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 unconscionable.

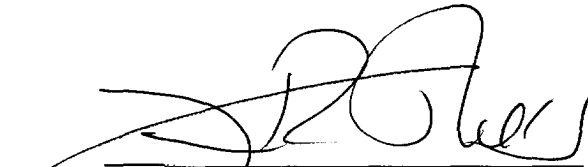
IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant BMC and Defendant BMC's employees and agents be permanently enjoined from engaging in the acts alleged in Plaintiff's Petition to be violations of the Kansas Consumer Protection Act.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant BMC pay reasonable investigative fees and expenses to the Office of the Kansas Attorney General, pursuant to K.S.A. 50-632(a)(4) and 50-670a(m), in this case amounting to \$2,000.00.

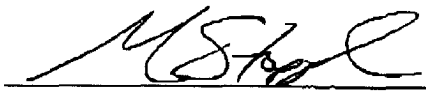
IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant BMC pay \$10,000.00 in civil penalties for each violation of the Kansas Consumer Protection Act alleged in Plaintiff's Petition, pursuant to K.S.A. 50-636 and 50-670a(m), in this case amounting to \$950,000.00.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant BMC pay all court costs and all costs associated with distributing and executing on this Judgment.

IT IS SO ORDERED.


The Honorable Franklin R. Theis
District Court Judge

Submitted by:


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