



**Court:** Riley County  
**Case Number:** RL-2019-CV-000238  
**Case Title:** State of KS Atty General Derek Schmidt  
vs.  
Oladipo Fajimolu  
**Type:** Order for Default Judgment

SO ORDERED.

A handwritten signature in black ink that reads "John F. Bosch". The signature is written in a cursive style.

/s/ Honorable John F. Bosch, District Court Judge

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**IN THE DISTRICT COURT OF RILEY COUNTY, KANSAS  
TWENTY-FIRST JUDICIAL DISTRICT**

<b>STATE OF KANSAS, <i>ex rel.</i>,</b>	)	
<b>DEREK SCHMIDT, Attorney General,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. RL-2019-CV-000238</b>
	)	
<b>OLADIPO FAJIMOLU, an individual</b>	)	
<b>d/b/a OLADIPO DEALERSHIP,</b>	)	
	)	
<b>Defendant.</b>	)	
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**(Pursuant to K.S.A. Chapter 60)**

**ORDER FOR DEFAULT JUDGMENT**

NOW on this date, this matter comes before the Court on for Plaintiff’s Motion for Default Judgment against Defendant Oladipo Fajimolu, an individual doing business as Oladipo Dealership. State of Kansas, *ex rel.* Derek Schmidt, Attorney General, appears by and through counsel, Kimberley A. Davenport, Assistant Attorney General. Defendant Oladipo Fajimolu appears not and is in default.

**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 November 25, 2019.

2. Plaintiff's Motion for Default Judgment is predicated on Defendant's failure to file an answer to the Plaintiff's Petition, which was filed on October 1, 2019. A copy of the Summons and the Petition were served on the Defendant on October 5, 2019, by U.S. Certified Mail at the Defendant's business address of 917 N. 3<sup>rd</sup> Street, Manhattan, Kansas 66502, as authorized by K.S.A. 60-303(c)(1).

3. Defendant has failed to file an Answer within twenty-one (21) days after being served with process, as required by K.S.A. 60-212(a).

4. Defendant is not a minor or an incapacitated person.

5. Defendant is in default pursuant to K.S.A. 60-255.

6. The factual allegations set forth in the 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** that Plaintiff's Motion for Default Judgment is granted.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that judgment is hereby entered against Defendant Oladipo Fajimolu, an individual doing business as Oladipo Dealership and in favor of Plaintiff.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant's acts referred to in Plaintiff's Petition are unconscionable, and as such, are in violation of the Kansas Consumer Protection Act, pursuant to K.S.A. 50-632(a)(1).

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant and their officers, directors, employees, shareholders and agents, if any, are permanently enjoined from

these and other practices in violation of the Kansas Consumer Protection Act, pursuant to K.S.A. 50-632(a)(2).

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant is permanently enjoined from engaging in acts or practices alleged in Petition in violation of the Kansas Consumer Protection Act, K.S.A. 50-623 *et seq.*

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant, Oladipo Fajimolu pay investigative fees and expenses in the amount of \$725.25 to the Office of the Kansas Attorney General, pursuant to K.S.A. 50-632(a)(4) and K.S.A. 50-636(c).

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant, Oladipo Fajimolu pay \$10,000 in civil penalties for violations of the Kansas Consumer Protection Act as provided by K.S.A. 50-636.

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant, Oladipo Fajimolu pay restitution to the consumer, R.M., in the amount of \$3,268.50, through the Office of the Kansas Attorney General.

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

**IT IS SO ORDERED.**

**THIS ORDER IS EFFECTIVE AS OF THE DATE AND TIME SHOWN ON THE ELECTRONIC FILE STAMP.**

Respectfully submitted,

/s/ Kimberley A. Davenport  
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