

ELECTRONICALLY FILED  
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CLERK OF THE SHAWNEE COUNTY DISTRICT COURT  
CASE NUMBER: 2019-CV-000631



**Court:** Shawnee County District Court  
**Case Number:** 2019-CV-000631  
**Case Title:** State of Kansas ex rel Derek Schmidt Atty General  
vs. All Seasons Brokerage LLC  
**Type:** Journal Entry of Default Judgment and Permanent  
Restraining Order

SO ORDERED.

A handwritten signature in cursive script that reads "M.E. Christopher".

/s/ Honorable Mary E Christopher, District Judge

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**IN THE THIRD JUDICIAL DISTRICT COURT OF  
SHAWNEE COUNTY, KANSAS  
Division 8**

<b>STATE OF KANSAS, <i>ex rel.</i>,</b>	)	
<b>DEREK SCHMIDT, Attorney General,</b>	)	
	)	
<b>Plaintiff,</b>	)	
<b>v.</b>	)	<b>Case No. 2019-CV-631</b>
	)	
<b>ALL SEASONS BROKERAGE, LLC,</b>	)	
<b>a foreign corporation,</b>	)	
<b>Defendant.</b>	)	
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(Pursuant to K.S.A. Chapter 60)

**JOURNAL ENTRY OF DEFAULT JUDGMENT AND  
RESTRAINING ORDER PURSUANT TO K.S.A. 50-631(e)**

**NOW** on this day, the Plaintiff’s Motion for Default Judgment and Restraining Order is before this Court for hearing. The State of Kansas appears *ex rel.* Derek Schmidt, Attorney General, by and through counsel, Melanie S. Jack, Assistant Attorney General. Defendant does not appear.

**WHEREUPON**, after hearing testimony, reviewing the Court’s file and Plaintiff’s Motion for Default Judgment with Memorandum in support, the Court finds the following:

1. Plaintiff filed its Motion for Default Judgment and Memorandum in Support on October 11, 2019.

2. Plaintiff's Motion for Default Judgment is predicated upon Defendants' failure to file an Answer to Plaintiff's Petition which was filed on August 29, 2019.

3. A copy of the Summons and the Petition were served upon the Defendant, care of its resident agent, United States Corporation Agents, Inc., 5 Doctors Park, Cape Girardeau, MO 63703 on September 6, 2019, by United States Postal Service, certified mail with return receipt, pursuant to K.S.A. 60-303(c) and 60-304(e).

4. Defendant failed to file an Answer within thirty (30) days after being served with process, as required by K.S.A. 60-308(a)(3).

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

6. Plaintiff is entitled to all injunctive relief set forth in its Petition pursuant to KCPA, K.S.A. 50-631(e).

7. The factual allegations 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** that Plaintiff's Motion for Default Judgment is granted;

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that judgment is hereby entered in favor of Plaintiff and against Defendant;

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant is enjoined from destroying, disposing of, or otherwise concealing the evidence requested by the

subpoena, or any other evidence relevant to the investigation, including any such evidence stored in electronic format;

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant and Defendant's employees and agents are enjoined from advertising, soliciting, performing, accepting payments for, supervising, operating or in any manner conducting any business related to the sale of property or services in Kansas as defined in K.S.A. 50-624;

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant is enjoined from engaging in any consumer transactions in Kansas as defined by K.S.A. 50-624(c) until such time as the Court finds Defendant is in compliance with the subpoena;

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant is enjoined from moving, liquidating or in any way releasing any funds obtained by Defendant as a result of any consumer transaction with any Kansas consumer;

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant is enjoined from engaging in any corporate or non-corporate reorganization, reconstruction, dissolution, bankruptcy or any other business entity restructuring or reforming without prior, written notice to this Court and Plaintiff; and

**IT IS FURTHER ORDERED, ADJUDICATED AND DECREED** that Defendant pay all court costs incurred to date.

**IT IS SO ORDERED.**

**THIS ORDER IS EFFECTIVE AS OF THE DATE AND TIME OF ITS ELECTRONIC FILING.**

Submitted by:

    /s/ Melanie Jack      
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