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

2014 MAR 21 A 9:50

IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS
DIVISION SEVEN

STATE OF KANSAS, *ex rel.*)
DEREK SCHMIDT, Attorney General,)
)
Plaintiff,)
)
v.)
)
UST DEVELOPMENT, INC. d/b/a UST,)
US-TELECOM, INC., AND)
US-TELECOM.COM, INC;)
AND DAVID BELL, INDIVIDUALLY)
AND BRANDEN BELL, INDIVIDUALLY)
)
Defendants.)

Case No. 13 C 1157

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

ORDER OF DEFAULT JUDGMENT

NOW, on this 20th day of March, 2014, Plaintiff's Motion for Default Judgment and Memorandum in Support ("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 Jackie Williams. Defendants 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 on 3/19, 2014.
2. Plaintiff's Motion for Default Judgment is predicated upon Defendant's failure to file an Answer to Plaintiff's Petition which was filed on October 8, 2013.

3. A copy of the Petition and the Summons were served upon Defendant, David Bell, at his residence located at 3305 Park Vista Drive, Glendale, CA 91214, on October 31, 2013, pursuant to K.S.A. 60-303(d) and 60-308(a).

4. A copy of the Petition and the Summons were served upon Defendant, UST DEVELOPMENT, INC. d/b/a UST, US-TELECOM, INC., and US-TELECOM.COM, INC., at the business located at 357 Bonita Avenue, Pomona, CA 91767, on January 29, 2014, pursuant to K.S.A. 60-303(d) and 60-304(e).

5. Defendants have failed to file an Answer within thirty days after being served with process, as required by K.S.A. 60-255(a) and 60-308(a)(3).

6. Defendants are not a minor or incapacitated person.

7. Defendants are in default, having failed to file or answer within 30 days as required by K.S.A. 60-255(a) and 60-308(a)(3).

8. 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 that Plaintiff's Motion for Default Judgment is granted.

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

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED That the acts and practices alleged in Plaintiff's Petition are declared to be in violation of the Kansas False Claims Act.

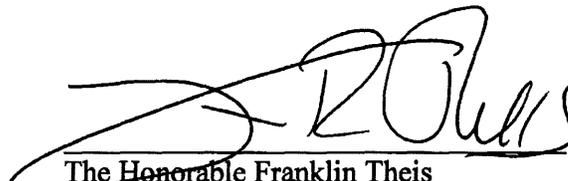
IT IS FURTHER ORDERED, ADJUDICATED AND DECREED That Defendant's

pay civil penalties to the Office of the Kansas Attorney General in the maximum amount of \$11,000 for each violation of the Kansas False Claims Act, for a total of \$132,000.00, pursuant to K.S.A. 75-7503(a); to be disbursed pursuant to K.S.A. 75-7508.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED That Defendants pay costs and attorneys fees to the Office of the Kansas Attorney General in the amount of \$10,000.00 pursuant to K.S.A. 75-7503(a) and K.S.A. 75-7508.

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

IT IS SO ORDERED.


The Honorable Franklin Theis
District Court Judge

Submitted by:

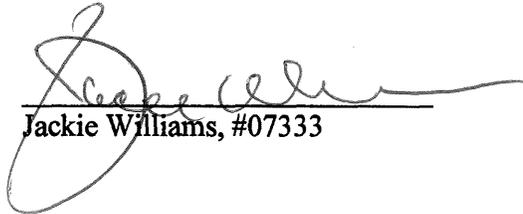

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CERTIFICATE OF MAILING

This is to certify that a copy of the foregoing **ORDER FOR DEFAULT JUDGMENT** was served by first class mail, postage prepaid, this 25th day of March, 2014 to the following Defendants:

UST Development, Inc. d/b/a UST,
US-Telecom, Inc. and US-Telecom.com, Inc.
357 Bonita Avenue
Pomona, CA 91767

David Bell
3305 Park Vista Drive
Glendale, CA 91214



Jackie Williams, #07333