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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.)
)
NATIONWIDE DEBT SERVICES LLC)
d/b/a)
NATIONAL DEBT RELIEF)
and)
GEORGE RUSSO & ASSOCIATES, PC)
)
Defendants.)

Case No. 11 C 823

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

ORDER OF DEFAULT JUDGMENT
AGAINST DEFENDANT NATIONWIDE DEBT SERVICES LLC

NOW, on this 7th day of February, 2011, Plaintiff's Motion for Default Judgment against Defendant Nationwide Debt Services LLC d/b/a National Debt Relief ("Defendant NDS") 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 NDS 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 against Defendant NDS and Memorandum in Support on September 6, 2011.
2. Plaintiff's Motion for Default Judgment is predicated upon Defendant NDS's failure to file an Answer to Plaintiff's Petition which was filed on July 14, 2011.
3. A copy of the Summons and the original Petition were served upon Defendant NDS at 60 Dutch Hill Road, Suite 1, Orangeburg, New York 10962 on August 1, 2011, pursuant to K.S.A. §60-304(e) and §60-303(c)(5).
4. Plaintiff served a Notice of Hearing, along with a copy of Plaintiff's Motion for Default Judgment and a Notice of Default Judgment Amount, to Defendant NDS by certified mail, return receipt requested on September 21, 2011. Defendant NDS came into possession of the aforementioned notices on September 26, 2011, as set forth in Plaintiff's Certificate of Service, filed with the Court on October 3, 2011.
5. Defendant NDS failed to file an Answer to Plaintiff's Petition within thirty days after being served with process, as required by K.S.A. §60-308(a)(3).
6. Defendant NDS failed to appear at the hearing on Plaintiff's Motion for Default Judgment against Defendant NDS.
7. Pursuant to K.S.A. §60-255, Defendant NDS is in default.
8. The legal arguments and authorities set forth in Plaintiff's Motion for Default Judgment against Defendant NDS 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 against Defendant NDS is granted.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that judgment is hereby entered against Defendant NDS, 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.

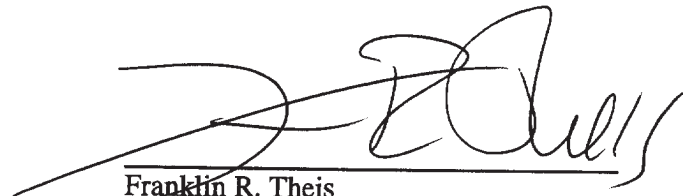
IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant NDS and Defendant NDS's employees and agents be permanently enjoined from engaging in the acts alleged in Plaintiff's Petition to be violations of the Kansas Consumer Protection Act.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant NDS 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 \$5,000.00.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant NDS 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, in this case amounting to \$30,000.00.

IT IS FURTHER ORDERED, ADJUDICATED AND DECREED that Defendant NDS 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.


Franklin R. Theis
District Court Judge

Submitted by:



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