

02-001

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IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS
Division 14

STATE OF KANSAS, *ex rel.*,)
CARLA J. STOVALL, Attorney General,)
)
Plaintiff,)
)
v.)
)
Mark Emberton and DeAnn Emberton,)
Individually, and d/b/a Emberton Photography)
)
Defendants.)
)

Case No. 02 C 175

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

ORDER FOR DEFAULT JUDGMENT

COMES NOW the Plaintiff, State of Kansas, *ex rel.* Carla J. Stovall, Attorney General, by and through counsel, James J. Welch, Assistant Attorney General. There are no other appearances.

Upon review of the file and the statements of counsel, and being fully apprised of the particulars in this matter, the Court finds and concludes as follows:

On February 4, 2002, the Plaintiff brought suit against the Defendants, Mark Emberton and DeAnn Emberton, Individually, and d/b/a Emberton Photography, alleging violations of the Kansas Consumer Protection Act, K.S.A. 50-623, *et. seq.* and requesting that Defendants be ordered to pay the Office of the Attorney General restitution in the amount of \$1,079.20 and civil penalties and investigative fees in the amount of \$5,000.00. Defendants were properly served with a copy of the

Petition. More than thirty (30) days have passed since Defendants' were served with a copy of the Petition, and no answer thereto has been filed by any defendant. On August 13, 2002, Plaintiff filed a Motion for Default Judgment against Defendants, and Defendants were properly served with a copy of this motion.

WHEREFORE, Defendants are hereby ordered to pay restitution and civil penalties to the Office of the Attorney General in the amount of \$6,079.20.

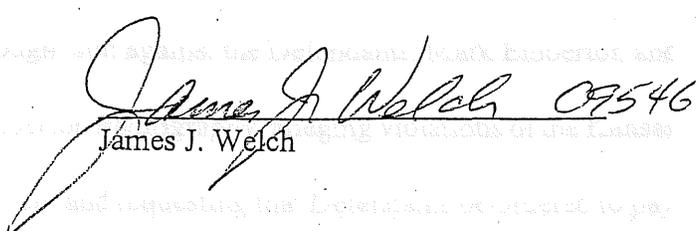
Judge Nancy E. Parrish
District Court Judge
Fourteenth Division

CERTIFICATE OF SERVICE

The undersigned hereby certifies the on the 2nd day of October, 2002, the above-referenced document was mailed, first class postage prepaid, addressed to:

DeAnn Emberton
202 E. 8th Street
Onaga, KS 66521

Mark Emberton
P.O. Box 1691
Independence, MO 64058.


James J. Welch