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CLERK OF DISTRICT COURT
18TH JUDICIAL DISTRICT
SEDGWICK COUNTY, KS

IN THE EIGHTEENTH JUDICIAL DISTRICT
DISTRICT COURT OF SEDGWICK COUNTY, KANSAS
CIVIL DEPARTMENT

STATE OF KANSAS, *ex rel*
Phill Kline, ATTORNEY GENERAL

Plaintiff

vs

Case No. 04 C 645

RICHARD DALE HOLLIS,
an Individual

Defendant

Pursuant to K.S.A. Chapter 60

ORDER FOR DEFAULT JUDGMENT

NOW on this 14TH day of May, 2004, there comes before the Court the Plaintiff's Motion for Default Judgment. Plaintiff appears by and through counsel James R. McCabria, Assistant Attorney General. There are no other appearances.

WHEREUPON, the Court, after reviewing the Motion and hearing the statements of counsel, finds as follows:

1. On February 10, 2004, Plaintiff filed a Petition alleging, *inter alia*, that Defendant Richard Dale Hollis, committed unconscionable acts or practices in violation of the Kansas Consumer Protection Act, K.S.A. 50-623 *et seq.*, and engaged in the unauthorized practice of law within this State.

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2. A copy of the summons and a copy of the Petition were duly and lawfully served upon Defendant Richard Dale Hollis on February 13, 2004.

3. Defendant Richard Dale Hollis did not file an Answer within twenty (20) days after being served with process, as required by K.S.A. 60-212(a).

4. More than thirty (30) days have elapsed since Defendant Richard Dale Hollis was served with a copy of the summons and a copy of the Petition, but he has not filed an Answer. Pursuant to K.S.A. 60-308(a)(3), Defendant Richard Dale Hollis is in default.

5. Defendant Richard Dale Hollis has not appeared in this action and, therefore, no notice of the hearing on this Motion for Judgment by Default need be served on Defendant Richard Dale Hollis pursuant to K.S.A. 60-255(a) and K.S.A. 60-205(a). Nonetheless, notice of the Plaintiff's Motion for Default and notice of this hearing was served upon Defendant Hollis by Plaintiff in the manner allowed by K.S.A. 60-303(c).

6. Defendant Richard Dale Hollis is neither a minor nor an incapacitated person.

7. Plaintiff is entitled to entry of judgment by default in favor of Plaintiff State of Kansas and against Defendant Richard Dale Hollis and for all remedies to which Plaintiff is entitled, as prayed for in the demand for judgment, pursuant to K.S.A. 60-255(a) and K.S.A. 60-254(c).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

A. The acts and practices described in Plaintiff's petition are hereby declared deceptive and in violation of the Kansas Consumer Protection Act, pursuant to K.S.A. 50-632(a)(1);

B. Defendant is hereby permanently enjoined from such practices, pursuant to K.S.A. 50-632(a)(2) and is permanently enjoined from engaging in the unauthorized practice of law;

C. Defendant shall pay restitution to consumer Jerry Bedgood in the amount of \$2,400.00;

D. Defendant shall pay restitution to consumer Lisa Stummeier in the amount of \$12,000.00;

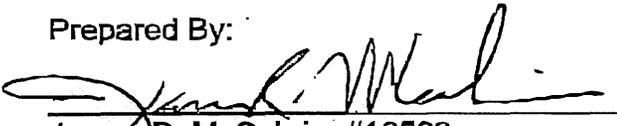
E. Defendant shall pay \$20,000.00 civil penalties for pursuant to K.S.A. 50-636(a);

IT IS SO ORDERED.



District Court Judge

Prepared By:



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