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THIRD JUDICIAL DISTRICT
KANSAS

IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS
Division 5

STATE OF KANSAS, *ex rel.*
CARLA J. STOVALL, Attorney General,

Plaintiff,

vs.

GRANT MATLOCK and STEVE SIMPSON,
d/b/a DISABLED FIREFIGHTERS ASSOCIATION;
d/b/a DEPUTY SHERIFFS ASSOCIATION;
d/b/a FIRE PREVENTION PUBLICATIONS;
d/b/a MIDWEST PRODUCTIONS;

Defendants.

CASE NO. 98 CV 301

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

MOTION AND ORDER FOR DEFAULT JUDGMENT

COMES NOW the plaintiff, State of Kansas, *ex rel.* Carla J. Stovall, Attorney General, by and through James J. Welch, Assistant Attorney General, and for her motion alleges and states as follows:

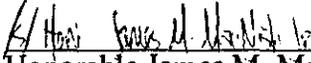
1. On or about March 6, 1998, the plaintiff brought suit against the defendants, Grant Matlock and Steve Simpson, d/b/a Disabled Firefighters Association; d/b/a Deputy Sheriffs Association; d/b/a Fire Prevention Publications; and d/b/a Midwest Productions, for violations of the Kansas Consumer Protection Act.
2. Defendants were served by serving the Kansas Secretary of State's Office, pursuant to K.S.A. 17-1770, and by certified mail, to Grant Matlock and Steve Simpson, on March 17, 1998 and March 16, 1998, respectively.

3. Defendants have submitted to the jurisdiction of the courts of this state by transacting business within this state. Defendants have entered into consumer transactions, as defined by the Kansas Consumer Protection Act, K.S.A. §50-624(c) and acted as professional fundraisers, as defined by K.S.A. 17-1760(d), by making solicitations for donations, as defined by K.S.A. 17-1760(f).
4. To date, Defendants have failed to respond to the plaintiff's petition or otherwise plead.
5. Defendants have committed a total of at least 71 violations of the Kansas Consumer Protection Act and the Charitable Organizations and Solicitations Act in representations to and transactions with consumers and potential donors.

WHEREFORE, plaintiff prays the Court to order, adjudge and decree that the Defendants are in default for failure to answer or otherwise plead in the above-captioned action by and through a licensed Kansas attorney as required by law and to grant the relief in the Petition, specifically:

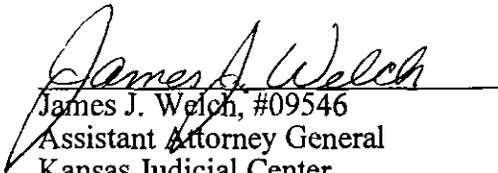
- (a) the Defendants be ordered to pay \$142,000.00, pursuant to K.S.A. §50-636(a) and K.S.A. 17-1773(a);
- (b) the Defendants be ordered to pay \$1,500.00 investigative fees, and
- (c) the Defendants be ordered to return any and all monies collected to persons from whom donations and/or other payments were received, as provided by K.S.A. 50-632(a)(3) and K.S.A. 17-1768 (a)(3).
- (d) the Defendants be permanently enjoined from engaging in any type of consumer transaction as a supplier and any type of charitable or professional fundraising within the state of Kansas.

SO ORDERED.



Honorable James M. MacNish
District Judge

Respectfully submitted,
OFFICE OF THE ATTORNEY GENERAL
CARLA J. STOVALL


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