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FILED BY CLERK  
KS. DISTRICT COURT  
3RD JUDICIAL DISTRICT

SEP 11 3 24 PM '98

TOPEKA, KANSAS

IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS  
Division 11

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

Plaintiff,

vs.

REX E. ROOT and AZ PROFESSIONAL SERVICE,

Defendants.

Case No. 98 CV 966

(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 July 15, 1998, the plaintiff brought suit against the defendants, Rex E. Root and AZ Professional Service, for enforcement of a subpoena pursuant to K.S.A. §77-624(a) and K.S.A. §50-631(e).

2) To date, defendants have failed to respond to the plaintiff's petition or otherwise plead.

3) Pursuant to K.S.A. §50-631(e)(1) and (2), the court may grant injunctive relief restraining the sale or advertisement of any merchandise or issue any other relief as may be

required.

4) The basis for the complaint filed with the Attorney General's Consumer Protection Division is violations of the Kansas Consumer Protection Act, K.S.A. §50-623 *et seq.*

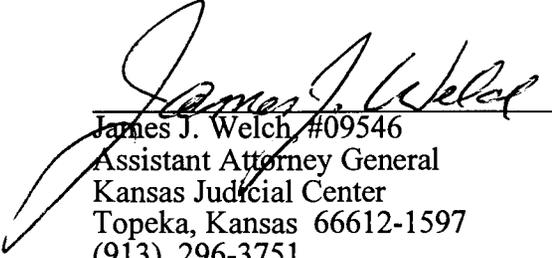
WHEREFORE, plaintiff prays that the court issue an order restraining the defendant from the sale or advertisement of any merchandise or services in the State of Kansas, and further relief as the court deems just and equitable.

SO ORDERED.

  
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Honorable Matthew J. Dowd  
District Judge  
Eleventh Division

Respectfully submitted,

OFFICE OF THE ATTORNEY GENERAL  
CARLA J. STOVALL

  
\_\_\_\_\_  
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Attorney for plaintiff