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FILED BY CLERK
KS. DISTRICT COURT
3RD JUDICIAL DISTRICT
JAN 14 9 19 AM '00

TOPEKA, KANSAS

IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS
Division 5

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

Plaintiff,

vs.

CASE NO. 99 C 1500

ABOLFAZL FAKHARI, individually, d/b/a
BEST BUY IMPORTS AUTO SALES, and
ASGHAR JAVADI, individually, d/b/a
BEST BUY IMPORTS AUTO SALES,

Defendants.

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

ORDER OF DEFAULT JUDGMENT

1. On or about October 21, 1999, the plaintiff brought suit against the defendants, Abolfazl Fakhari, individually, d/b/a Best Buy Imports Auto Sales, and Asghar Javadi, individually, d/b/a Best Buy Imports Auto Sales, for violations of the Kansas Consumer Protection Act.
2. Defendants Abolfazl Fakhari, individually, d/b/a Best Buy Imports Auto Sales, and Asghar Javadi, individually, d/b/a Best Buy Imports Auto Sales were personally served by registered mail on October 25, 1999.
3. Defendants have submitted to the jurisdiction of the courts of this state by transacting business within this state and have entered into consumer transactions, as defined by the Kansas Consumer Protection Act, K.S.A. §50-624(c).
4. To date, Defendants have failed to respond to the plaintiff's petition or otherwise plead.

5. Defendants have committed violations of the Kansas Consumer Protection Act in representations to and transactions with consumers.

WHEREFORE, Defendant is 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 Defendant is hereby ordered to pay \$20,000.00 civil penalties to the State of Kansas,
- (b) the Defendant is ordered to pay \$1,000.00 investigative fees, and
- (c) the Defendant is ordered to pay a total of \$1,208.38 restitution to Ms. Lisa Pyles,
- (d) the Defendant is permanently enjoined from engaging in any type of consumer transaction as a supplier within the state of Kansas.

SO ORDERED.

/s/ Hon. James M. MacNish
Honorable James M. MacNish
District Judge
Fifth Division