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KS DISTRICT COURT  
3RD JUDICIAL DISTR.

APR 16 2 17 PM '91

GENERAL  
JURISDICTION  
TOPEKA KS

29-89

D. Jeanne Kutzley #12399  
Assistant Attorney General  
Kansas Judicial Center  
Topeka, Kansas 66612-1597  
(913) 296-3751

IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS  
Division 11

STATE OF KANSAS, ex rel.,  
ROBERT T. STEPHAN, Attorney General,

Plaintiff,

vs.

Case 89 CV 1504

CHUCK RULE, et al.

Defendants

JOURNAL ENTRY OF JUDGMENT

On this \_\_\_\_\_ day of \_\_\_\_\_, 1991 the above-entitled matter comes on regularly before the Court for hearing. Plaintiff appears by and through D. Jeanne Kutzley, Assistant Attorney General. Defendants do not appear.

The Court having been fully advised, makes the following findings:

1. Defendant Mark Rule has failed to cooperate in this action by failing to respond to discovery pursuant to K.S.A. 60-233, K.S.A. 60-236 and K.S.A. 60-237;

2. Defendant Mark Rule failed to appear at and no attorney entered an appearance on his behalf at the pre-trial conference scheduled by the Court pursuant to K.S.A. 60-216;

3. Defendant Mark Rule's current address is unknown to Plaintiff;

4. Defendant Mark Rule was notified by service on his attorney by order of this Court of the amount of damages sought in default by Plaintiff;

5. The certified receipts for delivery of that notice are attached as Exhibit "B";

6. Judgment for liability was previously granted by the Court against Defendants Chuck Rule and Patricia Rule;

7. Defendants Chuck Rule and Patricia Rule have been notified by publication on March 6, 1991 by order of this Court of the amount of damages sought in default by the Plaintiff;

8. An affidavit of publication has been filed with the Court;

9. Eight consumers paid Defendants a total of \$21,204.11 for work which was never completed (see attached Exhibit "A");

10. Defendants violated the Kansas Consumer Protection Act, K.S.A 50-623 et seq.

IT IS ORDERED that default judgment is granted against Defendant Mark Rule;

IT IS ORDERED that judgment is granted against Defendants Chuck Rule, Patricia Rule and Mark Rule for \$21,204.11 in consumer restitution (see attached Exhibit "A"), \$8,000.00 in civil penalties and \$2,000.00 for reasonable investigative fees and expenses.

IT IS SO ORDERED.

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JUDGE OF THE DISTRICT COURT

Submitted by:

A handwritten signature in cursive script, appearing to read "D. Jeanne Kutzley", is written over a horizontal line.

D. Jeanne Kutzley  
Attorney for Plaintiff

J/SAFE.JE/TXTATTY  
D. J