

**IN THE COURT OF COMMON PLEAS
FRANKLIN COUNTY, OHIO**

STATE OF OHIO, ex rel.)	CASE NO.: 17 CV 011019
ATTORNEY GENERAL)	
MICHAEL DEWINE)	JUDGE BEATTY BLUNT
)	
Plaintiff)	
)	
v.)	<u>Agreed Consent Judgment</u>
)	<u>Entry and Order Against</u>
AMAZING AUTO SALES LLC, et al.)	<u>Defendant Patrick Franklin</u>
)	
Defendants)	
)	

CONSUMER PROTECTION SECTION
PUBLIC INSPECTION FILE

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PREAMBLE

This matter came to be heard upon the filing of a Complaint on December 13, 2017, by the Attorney General on behalf of the State ("State" or "Plaintiff") alleging that Defendants Amazing Auto Sales LLC, Patrick Franklin, Laura Lassiter, and Charles White violated the Ohio Consumer Sales Practices Act ("CSPA"), R.C. 1345.01 et seq., and the Certificate of Motor Vehicle Title Act, R.C. 4505.01 et seq.

On July 30, 2018, this Court issued a Judgment Entry and Order Granting Default Judgment Against Defendant Amazing Auto Sales LLC ("Amazing Auto"). The Court issued an Amended Judgment Entry and Order Granting Default Judgment Against Defendant Charles R. White ("White") on December 27, 2018. The default judgments ordered them to jointly and severally pay \$13,935 to reimburse the Attorney General's Title Defect Recision Fund and to separately pay \$10,000 in civil penalties.

By signing this Agreed Consent Judgment Entry and Order ("Consent Judgment"), Defendant Patrick Franklin ("Franklin") submits to the personal jurisdiction of this Court, consents to the entry of this Consent Judgment pursuant to R.C. 1345.07(F), consents to the

Court's findings of fact and conclusions of law, and consents to the rights of Plaintiff to enforce this Consent Judgment. Defendant Franklin further waives any and all appeals rights he may have.

FINDINGS OF FACT

1. Defendant Amazing Auto was an Ohio limited liability company whose principal place of business was 3586 Westerville Road, Columbus, Ohio 45102.
2. Defendant Franklin is a natural person residing at 690 Northview Avenue, Columbus, Ohio 43219.
3. Defendant Amazing Auto held used motor vehicle dealer license number UD017951 issued under R.C. 4517.01 et seq., allowing it to engage in the business of displaying or selling at retail or wholesale used motor vehicles. That dealer license has since been cancelled.
4. In 2015, Defendant Patrick Franklin submitted a "Motor Vehicle Dealer Application for Change of Officer" form to the Ohio Bureau of Motor Vehicles representing that he was the new "member" of Defendant Amazing Auto and that his title with the dealership was "manager."
5. In Defendant Franklin's involvement with the used motor vehicle dealer license for Defendant Amazing Auto, he acted as a "supplier," as that term is defined in R.C. 1345.01(C).

CONCLUSIONS OF LAW

6. The actions of Defendant Franklin occurred in the State of Ohio, including Franklin County.

7. Plaintiff State of Ohio, through Attorney General Michael DeWine, brought this action in the public interest and on behalf of Ohio under the authority vested in the Attorney General by R.C. 1345.07.
8. Jurisdiction over the subject matter of this action lies with this Court pursuant to R.C. 1345.04 of the CSPA.
9. This Court has venue to hear this case because Franklin County is where Defendant Franklin resides.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

- A. Defendant Franklin, doing business under his own name, the name Amazing Auto Sales, or any other name, is hereby PERMANENTLY ENJOINED from committing any unfair, deceptive, or unconscionable acts or practices that violate the CSPA, R.C. 1345.01 et seq., and the Certificate of Motor Vehicle Title Act, R.C. 4505.01 et seq., including, but not limited to, the acts and practices identified in Plaintiff's Complaint.
- B. Defendant Franklin agrees that he is PERMANENTLY ENJOINED from applying for or obtaining any motor vehicle dealer or salesperson license under Chapter 4517 of the Revised Code.
- C. In the event the Attorney General must initiate legal action or incur any costs to compel Defendant Franklin to abide by this Consent Judgment, Defendant Franklin shall be liable to the State, should the State prevail, for all related enforcement costs including, but not limited to, a reasonable sum for attorney fees and investigatory costs.
- D. Defendant Franklin shall not represent directly or indirectly or in any way whatsoever that the Court or the Attorney General has sanctioned, condoned, or approved any part or

aspect of his actions related to this case, including related to his involvement with Amazing Auto.

E. Defendant Amazing Auto and Defendant White have previously been ORDERED to pay all court costs for this case.

F. This Court shall retain jurisdiction to enforce compliance with this Consent Judgment.

IT IS SO ORDERED.

DATE

JUDGE BEATTY BLUNT

APPROVED:

PLAINTIFF

MICHAEL DEWINE
Ohio Attorney General

/s/ Tracy Morrison Dickens
TRACY MORRISON DICKENS (0082898)
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Counsel for Plaintiff

DEFENDANT

/s/ Patrick Franklin, per verbal authorization, by Tracy Morrison Dickens
PATRICK A. FRANKLIN
690 Northview Ave.
Columbus, Ohio 43219

Franklin County Court of Common Pleas

Date: 01-18-2019
Case Title: OHIO STATE ATTORNEY GENERAL MIKE DEWINE -VS-
AMAZING AUTO SALES LLC ET AL
Case Number: 17CV011019
Type: CONSENT JUDGMENT

It Is So Ordered.

A handwritten signature in black ink, reading "Laurel Beatty Blunt". The signature is written in a cursive, flowing style.

/s/ Judge Laurel Beatty Blunt