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

FILED
2026 APR 28 A 9:16
CLERK OF COURTS
CUYAHOGA COUNTY

STATE OF OHIO, EX REL. ATTORNEY GENERAL
DAVE YOST
Plaintiff

Case No: CV-25-128167

Judge: ASHLEY KILBANE

ALL STREETS AUTO, LLC, ET AL
Defendant

JOURNAL ENTRY

92 DEFAULT - FINAL

MOTION FOR DEFAULT JUDGMENT PLAINTIFF'S MOTION FOR DEFAULT JUDGEMENT AGAINST DEFENDANTS ALL STREET AUTO, LLC & DALTON LINDESMITH, FILED 03/19/2026, IS GRANTED.

O.S.J.

COURT COSTS ASSESSED TO THE DEFENDANT(S).

PURSUANT TO CIV.R. 58(B), THE CLERK OF COURTS IS DIRECTED TO SERVE THIS JUDGMENT IN A MANNER PRESCRIBED BY CIV.R. 5(B). THE CLERK MUST INDICATE ON THE DOCKET THE NAMES AND ADDRESSES OF ALL PARTIES, THE METHOD OF SERVICE, AND THE COSTS ASSOCIATED WITH THIS SERVICE.

-O.S.J.-

Judge Signature

Date

RECEIVED
ATTORNEY GENERAL OF OHIO

APR 29 2026

CONSUMER PROTECTION SECTION
PUBLIC INSPECTION FILE

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

STATE OF OHIO, ex rel.
ATTORNEY GENERAL
DAVE YOST

Plaintiff,

v.

ALL STREETS AUTO, LLC,

and

DALTON LINDESMITH,

Defendant.

) Case No. CV 25 128167

)
) Judge ASHLEY KILBANE

) **DEFAULT JUDGMENT ORDER AND**
) **ENTRY AGAINST DEFENDANTS**

This matter came to be heard upon the filing of Plaintiff's Motion for Default Judgment on March 18, 2026 against Defendants All Streets Auto, LLC ("All Streets Auto") and Dalton Lindesmith ("Lindesmith") (collectively "Defendants"). Plaintiff filed its complaint against Defendants on November 14, 2025. Defendants subsequently failed to file answers or otherwise defend against this action. Thus, this Court finds Plaintiff's Motion well-taken. The Court finds that a default judgment is proper pursuant to Civ.R.4.1(A)(1)(a) and hereby **GRANTS** a default judgment against Defendants.

The Court hereby renders the following Default Judgment Entry and Order. The facts alleged in Plaintiff's Complaint are deemed admitted, and the injunctive, declaratory, and other additional relief requested by Plaintiff's Complaint are ordered.

The Court makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

1. Defendant All Streets Auto, LLC (hereafter “All Streets Auto”) is an Ohio limited liability company that has operated at both 2662 E. 69th Street, Cleveland, Ohio 44104 and 15317 Chatfield, Cleveland, Ohio 44111.
2. Defendant Lindesmith is an individual residing at 9412 Orchard Ave., Brooklyn, Ohio 44144.
3. Defendant All Streets Auto is a licensed used motor vehicle dealer under permit issued by the Ohio Bureau of Motor Vehicles, permit number UD024385, which expired on March 31, 2025.
4. Defendant Lindesmith is the principal owner of Defendant All Streets Auto and dominated, controlled and directed the business activities and sales conduct of Defendant All Streets Auto, exercised the authority to establish, implement or alter the policies of Defendant All Streets Auto, and committed, allowed, directed, ratified or otherwise caused the following unlawful acts to occur.
5. Defendant Lindesmith was the salesperson selling motor vehicles to directly to consumers.
6. Defendant Lindesmith is the individual whose name appears on the motor vehicle dealer’s license and the Secretary of State documents pertaining to Defendant All Streets Auto, LLC, and is believed to be the only individual involved in the operation of Defendant All Streets Auto, LLC.
7. Defendants, as described below, are “suppliers” as that term is defined in R.C. 1345.01(C) as they, at all times relevant herein, engaged in the business of effecting or soliciting “consumer transactions” by offering for sale, selling or financing the purchase of used motor vehicles to individuals for purposes that were primarily personal, family or

household within the meaning specified in R.C. 1345.01(A).

8. Defendants were, at all times relevant to this action, engaged in the business of soliciting, promoting, purchasing, selling, financing and collecting the proceeds of the sales of used motor vehicles to consumers residing in Cuyahoga and other Ohio counties.
9. Defendants solicited individual consumers to enter into consumer transactions, specifically for the sale of used motor vehicles.
10. In some instances, the Defendants did not have physical possession of the titles and/or the vehicles were not titled to the Defendants on the dates the vehicles were sold to consumers.
11. Defendants failed to file applications for certificates of title within thirty days after the assignment or delivery of motor vehicles.
12. Defendants failed to obtain certificates of title on or before the fortieth day after the sale of motor vehicles.
13. As a result of Defendants' conduct consumers were unable to obtain certificates of title to their used motor vehicles and filed complaints with the Ohio Attorney General.
14. Because of Defendants' conduct, to date, the Ohio Attorney General's Office has made one payout from the Title Defect Recision Fund ("TDRF") in the amount of \$8,560 as a result of the Defendants' failure to transfer title.
15. Under Ohio law, after a claim is paid by the TDRF, the motor vehicle dealer on whose behalf the payout was made must obtain a surety bond in an amount not less than \$25,000.00.
16. Defendants have not obtained a surety bond as required by law.
17. Defendants are believed to no longer operating a used motor vehicle business and have disabled their website and email address.

18. In many instances, Defendants have failed to respond to consumer complaints and inquiries.

CONCLUSIONS OF LAW

19. The Court has jurisdiction over the subject matter, issues, Defendants, and venue is proper.
20. Defendants have committed unfair and deceptive acts or practices in violation of the CSPA, R.C. 1345.02(A), by failing to file for applications for certificates of title within 30 days after the assignment or delivery of motor vehicles as required by R.C. 4505.06(A)(5)(b).
21. Defendants have committed unfair and deceptive acts or practices in violation of the CSPA, R.C. 1345.02(A), by selling motor vehicles to consumers, in the ordinary course of business, and then failing to obtain certificates of title in the name of the retail purchaser on or before the fortieth day after the sale of the motor vehicles as required by R.C. 4505.181(B)(1).
22. Defendants have committed unfair and deceptive acts and practices by, after receiving a notice of request for rescission after failing to deliver title to a vehicle and then failing to comply with their obligation to deliver a full refund of the purchase price of the motor vehicle in violation of R.C. 4505.181(B) and (C).
23. Such acts or practices have been previously determined by Ohio courts to violate the CSPA, R.C. 1345.01 *et seq.* Defendants committed said violations after such decisions were available for public inspection pursuant to R.C. 1345.05(A)(3).

THEREFORE, IT IS ORDERED, ADJUDGED, AND DECREED THAT:

- A. Plaintiff's request for Declaratory Judgment is GRANTED, and it is therefore DECLARED that the acts and practices set forth above violate the CSPA, R.C. 1345.01 *et*

seq., and the substantive rules enacted thereunder and the Certificate of Motor Vehicles Act, R.C. 4505.01 *et seq.*

- B. Defendants and any officers, doing business under their own names, or any other names, their agents, representatives, salespeople, employees, successors, or assigns, and all persons acting in concert or participating with Defendants, directly or indirectly, are PERMANENTLY ENJOINED, pursuant to R.C. 1345.07(A)(2), from engaging in the acts and practices described in this order and from further violating the CSPA, R.C. 1345.01 *et seq.*, its Substantive Rules, Ohio Adm.Code 109:4-3-01 *et seq.*, and the Certificate of Motor Vehicle Title Act, R.C. 4505.01 *et seq.*, including, but not limited to, violating the specific provisions described herein.
- C. Pursuant to R.C. 1345.52 and R.C. 1345.07, Defendants are ORDERED to pay the Consumer Protection Section of the Ohio Attorney General's Office \$8,560 as payment to the TDR Fund, established pursuant to R.C. 1345.52, for the amount spent to resolve consumer title complaints.
- D. Pursuant to R.C. 1345.07(A) and (D), Defendants are jointly and severally liable for, and ORDERED to pay, a civil penalty to the Ohio Attorney General's Office in the total amount of \$25,000, which shall be deposited into the Consumer Protection Enforcement Fund, with one-fourth of the amount to the Cuyahoga County Treasurer, per R.C. 1345.07(G).
- E. Pursuant to R.C. 1345.07(B), which authorizes the Court to grant other appropriate relief, Defendants are ENJOINED from engaging in business as supplier in any consumer transactions in the State of Ohio until such time as they have satisfied all monetary obligations ordered by this Court or any other Ohio court in connection with a consumer transaction.

- F. Pursuant to R.C. 1345.07(B), which authorizes the Court to grant other appropriate relief, Defendants are PROHIBITED from maintaining, renewing, or applying for an auto dealer or salesperson's license under Chapter 4517 of the Revised Code.
- G. Defendants are ORDERED to pay Plaintiff's costs in bringing this action, including, but not limited to, any future collection costs and interest on any judgment awarded in this matter as permitted by Ohio law.
- H. Defendant is ORDERED to pay all court costs of this action.

IT IS SO ORDERED.

4/27/20
DATE



JUDGE ASHLEY KILBANE

Submitted by:

DAVE YOST
Ohio Attorney General

/s/ Rebecca F. Schlag

Rebecca F. Schlag (0061897)

Senior Assistant Attorney General

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