

District Attorney Marc Bennett  
18<sup>th</sup> Judicial District of Kansas



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For Immediate Release, October 11, 2024

**WICHITA, KAN.** – A car dealership and its owner have each been found to be in willful violation of Consent Judgments they entered with the Office of the District Attorney. The District Attorney's Consumer Protection Division filed motions against 37 Auto Sales, LLC, located at 1739 N. Broadway in Wichita and its owner, Jacobs Lucky, arguing they each failed to make payments on their respective February 2023 agreements.

The Court ruled that the dealership and owner each willfully violated their respective Consent Agreements, ordered the full amount of each judgment to be due immediately and imposed an additional \$20,000.00 penalty on each. As a result, 37 Auto Sales was ordered to pay a total of \$80,000.00 and Jacobs Lucky \$30,000.00 in civil fines and penalties.

The Court also ordered that 37 Auto Sales, LLC and Jacobs Lucky are restrained and prohibited from selling cars in the State of Kansas until these judgments are paid. The Court revoked Jacobs Lucky's license to sell cars as well.

In the original case filed against 37 Auto Sales, LLC and Jacobs Lucky, several consumers filed complaints after failing to receive title following their purchase, while others filed complaints when the dealership failed to honor their warranties. During its investigation, the Consumer Protection Division found the dealership failed to disclose a safety recall on one car sale and the dealership issued multiple 60-day temporary registration permits in violation of Kansas law on nine car sales. Titles and sales tax receipts provided to some consumers were also improperly documented.

37 Auto Sales previously entered into a Consent Judgment in May of 2019 involving other allegations of violations of the Kansas Consumer Protection Act.

The District Attorney reminds consumers they should receive certificates of title within 60 days of the vehicle purchase so the buyer can properly register the vehicle. Failure to provide title within 60 days makes the purchase "fraudulent and void", entitling the buyer to a full refund. K.S.A. 8-135(c)(7). In addition, car dealerships may only issue one 60-day temporary registration permit following the sale of a vehicle. K.S.A. 8-2409.

The judgment against 37 Auto Sales, LLC was entered by Senior Judge James Fleetwood on July 23, 2024. Judge Faith Johnson entered judgment against owner Jacobs Lucky on October 3, 2024.

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