

STATE OF INDIANA

IN THE LAKE COUNTY SUPERIOR COURT

CAUSE NO. 45D01-2009-PL-000584

STATE OF INDIANA,

Plaintiff,

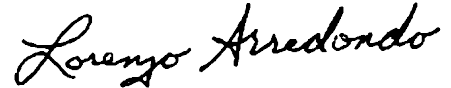
v.

NEW BRITAIN FINANCIAL, LLC
and NELSON MACWAN,
individually,

Defendants.

DEFAULT JUDGMENT

Filed in Open Court
March 17, 2021



CLERK LAKE SUPERIOR COURT

CM

The Plaintiff, State of Indiana, having filed its Motion for Default Judgment and the Court having read the same and being duly advised in the premises, now finds:

1. The Court has subject matter jurisdiction and personal jurisdiction over the Defendants.
2. The Plaintiff provided the Defendants with proper notice of these proceedings through service by certified mail at 3725 Countryside Ln, Glenview, IL 60025.
3. The Plaintiff provided the Defendants with proper service of its Amended Complaint.
4. The Defendants failed to plead or otherwise respond in this action.

5. Defendant Nelson Macwan is not an infant, incompetent, or in the military service.

RELIEF

6. IT IS ORDERED, ADJUDGED, AND DECREED the Motion for Default Judgment is GRANTED in favor of the Plaintiff, State of Indiana, and against the Defendants. Judgment is entered for the relief described in Paragraphs 7 through 13 of this Order.
7. Judgment is entered in favor of the Plaintiff and against Defendant New Britain Financial for a permanent injunction under Ind. Code § 24-5-0.5-4(c)(1) and Ind. Code § 24-4.6-6-5(f)(1), enjoining New Britain Financial, LLC and its agents, representatives, employees, successors, and assigns, from engaging in debt collection in or from the State of Indiana.
8. Judgment is entered in favor of the Plaintiff and against Defendant Nelson Macwan for a permanent injunction under Ind. Code § 24-5-0.5-4(c)(1) and Ind. Code § 24-4.6-6-5(f)(1) enjoining Nelson Macwan, individually, from engaging in debt collection in any form in or from the State Indiana.
9. Judgment is entered in favor of the Plaintiff and against the Defendants for consumer restitution under Ind. Code § 24-5-0.5-4(c)(3) and Ind. Code § 24-4.6-6-5(f)(3) in the amount of fifty-six thousand ninety-six dollars and fifty-fix cents (\$56,096.55), payable to the Office of the Attorney General, for the benefit of Doris Tinson.

10. Judgment is entered in favor of the Plaintiff and against the Defendants for consumer restitution under Ind. Code § 24-5-0.5-4(c)(2), payable to the Office of the Attorney General, for the benefit of the following consumers in the following amounts:

<u>Consumer</u>	<u>Amount</u>
Alberta Rentchler	\$ 930.00
Andrea Bahr	\$ 338.49
Angela Griffin	\$ 40.00
Angela Stephensen	\$ 1,404.17
Ann Milliman	\$ 3,000.00
Anna Perez	\$ 520.00
Anne Riti	\$ 437.34
Annetta Cox	\$ 2,000.00
Annette Gaewood	\$ 1,451.43
Arthur Holms	\$ 236.00
Audrey Alston	\$ 230.00
Barbara Adams	\$ 12,396.00
Barbara Metz	\$ 700.00
Barbara Roy	\$ 1,200.00
Beetty Benson	\$ 50.00
Bernice Eason	\$ 2,000.00
Berta Perez	\$ 250.00
Beth Fretz	\$ 265.26
Betty Brown	\$ 450.00
Bob Henry	\$ 1,375.00
Brad Johnson	\$ 350.27
Brian McBride	\$ 2,750.00
Brian Rasmussen	\$ 250.00
Cameron Niel	\$ 330.18
Carla Hall	\$ 325.62
Carline Fleming	\$ 250.00
Carlos Guerrero	\$ 150.00
Carol Woodlock	\$ 425.17
Charles Parsons	\$ 500.00
Charmagne Reavis	\$ 3,011.10
Chester Johnston	\$ 1,800.00
Claudia Martinez	\$ 843.00

Cliff Maker	\$ 3,624.00
Connie Turner	\$ 1,477.05
Constance Buckner	\$ 400.00
Corey Hanson	\$ 300.00
Danielle Andrews	\$ 200.00
Darin Mckenzie	\$ 700.00
David Wilkinson	\$ 2,108.00
David Williamson	\$ 100.00
Deborah Birch	\$ 5,645.00
Deborah Goodwin	\$ 300.00
Deborah Hall	\$ 1,182.00
Deborah Hoffman	\$ 3,167.20
Deborah Sturgill	\$ 50.00
Deborah Willenburg	\$ 4,475.30
Dennis Hoffman	\$ 2,295.63
DeSanta Walker	\$ 1,619.36
Diane Slabach	\$ 625.00
Dianna Cassidy	\$ 5,315.70
Doris Melbert	\$ 50.00
Edward Batchelor	\$ 500.00
Elizabeth Holloway	\$ 200.00
Ellifritz Paul	\$ 75.00
Erica Digel	\$ 531.01
Eva Smith	\$ 2,500.00
Floyd Gray	\$ 1,000.00
Francena Bennett	\$ 439.42
Freda Best	\$ 500.00
Gail Browning	\$ 13,000.00
Gail Isler	\$ 200.00
Gailard Haumont	\$ 8,406.31
Gary Greer	\$ 155.00
Gerald Brunner	\$ 722.65
Geraldine Harrison	\$ 468.00
Gertrude Williams	\$ 356.00
Gladys Stephensen	\$ 400.00
Glenn Ziegler	\$ 5,690.00
Grace Lira	\$ 229.49
Gregory Lemega	\$ 2,278.00
Gwendelyn Barkley	\$ 647.44
Harry Knopp	\$ 100.00
Harvey Bobby	\$ 356.48

Henry Edwards	\$ 706.00
Hettie Green	\$ 1,000.00
Holly Bisenius	\$ 100.00
Hugh Cortez	\$ 95.00
Huulan/Jason Trinh/Talbott	\$ 100.00
James Dabbs	\$ 600.00
Jan Cresswell	\$ 792.93
Janice Howard	\$ 5,790.10
Janice Rondeau	\$ 500.00
Jawanda Lark	\$ 516.58
Jean Turley	\$ 176.95
Jennifer Snider	\$ 5.00
Jeremy Coleman	\$ 1,425.00
Joaquin Archuleta	\$ 243.20
John Beach	\$ 540.00
John Grochowski	\$ 3,936.00
John Beach	\$ 270.00
John Grochowski	\$ 3,627.00
Jones Michael	\$ 1,680.00
Josephine Chavarria	\$ 500.00
Judy Neeley	\$ 200.00
Judy Neely	\$ 50.00
Julie Pralle	\$ 150.00
Karen Bolden	\$ 2,496.00
Karen Sawler	\$ 618.80
Kendra Vinson	\$ 663.11
Kenneth May	\$ 300.00
Kenneth Planitzer	\$ 9,181.51
Kevin Black	\$ 1,044.75
Kinyanjui Ndungu	\$ 500.00
Krista Andrews	\$ 680.00
Laura Aguilar	\$ 253.00
Laura Sehika	\$ 200.00
Lauren Ballinger	\$ 1,171.93
Leslie Allen	\$ 1,379.00
Linda Wike	\$ 50.00
Linda Bates	\$ 10.00
Linda Troy	\$ 3,316.07
Lisa Milby	\$ 1,800.00
LLoyd Jones	\$ 600.00
Lonny/Nancy Walker	\$ 1,200.00

Lynne Westfaul	\$ 400.00
Magdalena Marquez	\$ 3,696.00
Marianne Gratingo	\$ 250.00
Marjorie Pings	\$ 50.00
Mark Oliphant	\$ 400.00
Mark Rias	\$ 1,990.00
Marshall McCall	\$ 1,000.00
Mary Bass	\$ 450.00
Mary Dingle	\$ 253.35
Mary Holcomb	\$ 1,500.00
Mary Mungia	\$ 250.00
Matthew Perry	\$ 775.78
McQuiston Toney	\$ 171.20
Mellie Surratt	\$ 600.00
Michael David	\$ 3,000.00
Michael Harris	\$ 11,616.00
Michael Keyser	\$ 500.00
Michael Yarbrough	\$ 934.89
Michael Zinnecker	\$ 2,042.15
Michele Rybczynski	\$ 1,364.56
Michelle Jones	\$ 189.05
Moran Jenell	\$ 175.00
Nathaniel Hill	\$ 3,784.00
Neoma Apple	\$ 1,200.00
D. Cribar-McWhirter	\$ 771.11
Pamela Johnson	\$ 530.00
Patricia Boswell	\$ 3,691.00
Patricia Keel	\$ 525.00
Paul Ellifritz	\$ 300.00
Penny Richey	\$ 900.00
Peter Iengo Sr.	\$ 200.00
Randy Bailey	\$ 6,380.00
Raymod Polkinghorn	\$ 1,450.00
Ricardo Arguello	\$ 600.00
Richard Morrison	\$ 3,975.00
Richard Stant	\$ 1,374.00
Richard Vashaw	\$ 1,512.00
Richard/Betty Peck	\$ 3,848.00
Robbie King	\$ 50.00
Robbie Kings	\$ 400.00
Robert Carroll	\$ 100.00

Robert Dudley	\$ 1,054.03
Robert Goode	\$ 390.00
Robert Pankavich	\$ 468.00
Robert Stephens	\$ 1,600.00
Robert Wood	\$ 600.00
Robin Clark	\$ 600.00
Rodney Clifton	\$ 519.00
Roland Jones	\$ 500.00
Rose Cummings	\$ 200.00
Ruth Gernhart	\$ 2,860.00
Ruth Rogers	\$ 1,305.00
Sallie Smith	\$ 250.00
Samuel Hawkins	\$ 20.00
Sandy Schultz	\$ 300.00
Sehika Laura	\$ 50.00
Selma Davis	\$ 600.00
Shawn Henry	\$ 100.85
Sheila Lewis	\$ 120.00
Shelia Jolly	\$ 500.00
Sherri Burton	\$ 148.80
Sherry Smith-Durst	\$ 350.00
Sonya Hampton	\$ 300.00
Steven Alverado	\$ 600.00
Steven Haun	\$ 2,000.00
Susan Barilla	\$ 400.00
Tammy Puff	\$ 667.05
Tasha/Andrew Cochran	\$ 25.00
Terry Vandermark	\$ 700.00
Thomas Awesome	\$ 800.00
Timothy Estes	\$ 600.00
Tina Hobbs	\$ 1,164.57
Tommie Odom	\$ 50.00
Tommy Cox	\$ 500.00
Tracey Clark	\$ 500.00
Travis Heffron	\$ 233.30
Ursal Jeter	\$ 660.00
William Grimes	\$ 1,100.00
William Robinson	\$ 75.00
William Branstetter	\$ 400.00
Total	\$ 247,624.69

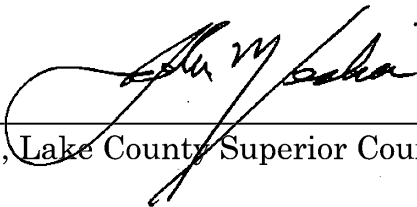
11. Judgment is entered in favor of the Plaintiff and against the Defendants for costs under Ind. Code § 24-5-0.5-4(d)(3), awarding the Office of the Attorney General its reasonable expenses incurred in the investigation and prosecution of this action in the amount of four hundred seven dollars and fifty cents (\$407.50).
12. Judgment is entered in favor of the Plaintiff and against the Defendants for civil penalties under Ind. Code § 24-5-0.5-4(g), for the Defendants' knowing violations of Ind. Code § 24-5-0.5-10(a), in the amount of five thousand dollars (\$5,000.00) per violation, with 195 violations, for a total penalty amount of nine hundred seventy-five thousand dollars (\$975,000.00), payable to the State of Indiana.
13. Judgment is entered in favor of the Plaintiff and against the Defendants for civil penalties under Ind. Code § 24-5-0.5-8, for the Defendants' incurable deceptive acts, in the amount of five thousand dollars (\$500.00) per violation, with 199 violations, for a total penalty amount of ninety-nine thousand five hundred dollars (\$99,500.00), payable to the State of Indiana.

A total monetary judgment in the amount of one million three hundred seventy-eight thousand six hundred twenty eight dollars and seventy-four cents (\$1,378,628.74) shall be entered in favor of the Plaintiff, State of Indiana, and against the Defendants, New Britain Financial, LLC and Nelson Macwan. Additionally, the Defendants are enjoined from engaging

in the conduct referenced in Paragraphs 7 and 8, above. The Court finds no just reason for delay and this Order constitutes the final appealable Judgment of this Court in this Cause.

SO ORDERED.

DATE: March 17, 2021



Judge, Lake County Superior Court

Distribution:

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