

STATE OF SOUTH DAKOTA
COUNTY OF HUGHES

IN CIRCUIT COURT
SIXTH JUDICIAL CIRCUIT

SOUTH DAKOTA PUBLIC UTILITIES
COMMISSION, an agency of the State of South
Dakota,

Plaintiff,

vs.

LES SUMPTION and MATT SWEARINGEN
d/b/a S&S Communications and S&S
COMMUNICATIONS, a South Dakota general
partnership,

Defendants.

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CIV 05-236

DEFAULT JUDGMENT

This action came on for hearing before the Court on May 31, 2006, the Honorable Max A. Gors, Circuit Judge, presiding and the issues having been duly heard and the Court having found good and sufficient cause to enter judgment by default against Defendants,

It is Ordered and Adjudged

1. That the Plaintiff, South Dakota Public Utilities Commission recover from the Defendants, Les Sumption, Matt Swearingen and S&S Communications, a South Dakota general partnership, the sum of Thirteen Thousand Four Hundred and 00/100 Dollars (\$13,400.00), and that Defendants shall be jointly and severally liable for the payment of such sum; and

2. That pursuant to SDCL 48-7A-307(4), Plaintiff may levy execution on the judgment against Les Sumption's and Matt Swearingen's personal assets without having to first exhaust execution against the partnership assets of S&S Communications.

Dated at Pierre, South Dakota, this ____ day of _____, 2006.

BY THE COURT

Circuit Judge

ATTEST: _____
Clerk of Courts