The Order of the Court is stated below:

**Dated:** July 25, 2018 12:53:22 PM

/s/ RICHARD MCKELVIE District Court Judge

I CERTIFY THAT THIS IS A TRUE COPY OF AN ORIGINAL DOCUMENT ON FILE IN THE THIRD DISTRICT COURT, SALT LAKE

Christopher J. Cheney, #15572

SKOUBYE NIELSON & JOHANSEN, LLC

999 East Murray Holladay Road, Suite 200

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Attorneys for DTS Recovery, LLC

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**RICHARD T. MAUGHAN** 

DAVIS COUNTY, UTAH RECORDER

8/15/2018 10:27:00 AM FEE \$29.00 Pgs: 7

DEP eCASH REC'D FOR OLSEN SKOUBYE & NIELSON LEC

## IN THE THIRD JUDICIAL DISTRICT COURT IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

DTS RECOVERY, LLC,

Plaintiff,

v.

J&L REAL ESTATE GROUP LLC; D.L. BENTLEY REAL ESTATE GROUP, LLC; D.L. BENTLEY INVESTMENT GROUP, LLC; D.L. BENTLEY MANAGEMENT GROUP, LLC; D.L. BENTLEY FASHION, LLC; LANDON SMITH CONSULTING, INC.; JACOB LEE CONSULTING, INC.; LANDON M. SMITH, an individual; and JACOB L. LEE, an individual,

Defendants.

**DEFAULT JUDGMENT** 

Civil No.: 180903368

Judge: Richard McKelvie

Defendants J&L Real Estate Group LLC, Landon Smith Consulting, Inc., D.L. Bentley Fashion, LLC, and Landon M. Smith ("Smith Defendants") were properly served process in the above-captioned action and failed to plead or otherwise appear and defend against the Complaint of Plaintiff DTS Recovery, LLC ("Plaintiff"). The time allowed for Smith Defendants to answer the Complaint or otherwise appear has expired and the default of Smith Defendants has been entered according to law. Upon the application of Plaintiff, IT IS HEREBY ORDERED that:

- 1. On its First Cause of Action (Fraud), Plaintiff is awarded Judgment against Defendants J&L Real Estate Group LLC, Landon Smith Consulting, Inc., D.L. Bentley Fashion, LLC, and Landon M. Smith, jointly and severally, in the principal amount of \$830,000.00, which constitutes the amount of funds stolen from Plaintiff through Smith Defendants' fraudulent representations.
- 2. On its Second Cause of Action (Breach of Contract), Plaintiff is awarded Judgment against J&L Real Estate Group LLC, Landon Smith Consulting, Inc., D.L. Bentley Fashion, LLC, and Landon M. Smith, jointly and severally, as follows:

DESCRIPTION	AMOUNT
Principal Amount	\$2,725,000.00
Interest (at 10% per annum from the default date of each promissory note through June 27, 2018)	\$58,058.90
Attorney Fees (through June 27, 2018)	\$34,333.50
Costs (through June 27, 2018)	\$2,195.19
TOTAL JUDGMENT	\$2,819,587.59

- 3. Interest shall accrue on the total amount of the Judgment at the statutory post-judgment rate of 3.76% per annum from the date of entry of Judgment until paid in full.
- 4. Any amounts collected from Smith Defendants shall first be applied to post-judgment interest then to the interest, attorney fee, and cost portions of this judgment. Amounts collected in excess of the interest, attorney fees, and costs incurred, shall be applied both to the principal amount owing on Plaintiff's First Cause of Action and the principal amount owing on Plaintiff's Second Cause of Action.
  - 5. Upon application to the Court, this Judgment may be augmented in the amount of

costs and attorney fees incurred in enforcing, preserving, and collecting this Judgment.

END OF ORDER. SEE COURT SEAL LOCATED AT TOP OF DOCUMENT.



#### **CERTIFICATE OF SERVICE**

I hereby certify that on this 27th day of June 2018, a true and correct copy of the foregoing DEFAULT JUDGMENT was electronically filed with the Court, which sent electronic filing notification to the following identified parties.

L. Miles LeBaron
Melinda Checketts Hibbert
LeBaron & Jensen, P.C.
476 West Heritage Park Blvd., Ste. 230
Layton, Utah 84041
Attorneys for Defendants Jacob L. Lee; D.L.
Bentley Real Estate Group, LLC; D.L.
Bentley Investment Group, LLC; and Jacob
Lee Consulting, Inc.

By: /s/ Shantel Shurtleff



Christopher J. Cheney, #15572 SKOUBYE NIELSON & JOHANSEN, LLC 999 East Murray Holladay Road, Suite 200 Salt Lake City, Utah 84117

Telephone: (801) 365-1030 Telephone: (801) 365-1031 Email: chris@snjlegal.com

Attorneys for DTS Recovery, LLC

# IN THE THIRD JUDICIAL DISTRICT COURT IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

DTS RECOVERY, LLC,

Plaintiff,

v.

J&L REAL ESTATE GROUP LLC; D.L. BENTLEY REAL ESTATE GROUP, LLC; D.L. BENTLEY INVESTMENT GROUP, LLC; D.L. BENTLEY MANAGEMENT GROUP, LLC; D.L. BENTLEY FASHION, LLC; LANDON SMITH CONSULTING, INC.; JACOB LEE CONSULTING, INC.; LANDON M. SMITH, an individual; and JACOB L. LEE, an individual,

Defendants.

## JUDGMENT INFORMATION STATEMENT

Civil No.: 180903368

Judge: Richard McKelvie

Plaintiff DTS Recovery, LLC ("Plaintiff"), by and through counsel, hereby submits the following information statement in connection to the Default Judgment entered in favor of Plaintiff against Defendants J&L Real Estate Group LLC, Landon Smith Consulting, Inc., D.L. Bentley Fashion, LLC, and Landon M. Smith ("Judgment Debtors") in the above-captioned action.

### Name and Last-known Address(es) of Judgment Debtors:

- J&L Real Estate Group LLC
   35 E 100 S, Apt. 1309, Salt Lake City, UT 84111
   233 N 1250 W, Ste. 204, Centerville, UT 84014
   890 E 250 N, Bountiful, UT 84010
- D.L. Bentley Fashion, LLC
   E 100 S, Apt. 1309, Salt Lake City, UT 84111
   N 1250 W, Ste. 204, Centerville, UT 84014
   E 250 N, Bountiful, UT 84010
- Landon Smith Consulting, Inc.
   E 100 S, Apt. 1309, Salt Lake City, UT 84111
   N 1250 W, Ste. 204, Centerville, UT 84014
   E 250 N, Bountiful, UT 84010
- Landon M. Smith
   E 100 S, Apt. 1309, Salt Lake City, UT 84111
   N 1250 W, Ste. 204, Centerville, UT 84014
   E 250 N, Bountiful, UT 84010

## Address at which Judgment Debtors Received Service of Process

- J&L Real Estate Group LLC
   35 E 100 S, Apt. 1309, Salt Lake City, UT 84111
- D.L. Bentley Fashion, LLC
   35 E 100 S, Apt. 1309, Salt Lake City, UT 84111
- Landon Smith Consulting, Inc.
   E 100 S, Apt. 1309, Salt Lake City, UT 84111
- 4. Landon M. Smith 35 E 100 S, Apt. 1309, Salt Lake City, UT 84111

### Name and Address of Judgment Creditor:

DTS Recovery, LLC 234 E 100 S, Apt. A1 Salt Lake City, UT 84111

Amount of Judgment Entered in Registry of Judgments: \$2,819,587.59

### **Debtors' Social Security Number:**

- 1. J&L Real Estate Group LLC N/A
- 2. D.L. Bentley Fashion, LLC N/A
- 3. Landon Smith Consulting, Inc. -N/A
- 4. Landon M. Smith 647-01-1422

#### **Debtors' Date of Birth:**

- 1. J&L Real Estate Group LLC N/A
- 2. D.L. Bentley Fashion, LLC N/A
- 3. Landon Smith Consulting, Inc. -N/A
- 4. Landon M. Smith July 3, 1990

#### **Debtors' Driver's License Number:**

- 1. J&L Real Estate Group LLC N/A
- 2. D.L. Bentley Fashion, LLC N/A
- 3. Landon Smith Consulting, Inc. N/A
- 4. Landon M. Smith 174816733

No stay of enforcement has been ordered by the Court.

DATED this <u>/5</u> day of August 2018.

SKOUBYE NIELSON & JOHANSEN, LLC

Christopher J. Cheney Attorneys for Plaintiff

STATE OF UTAH )

SCOUNTY OF SALT LAKE )

On the 15 day of August 2018, personally appeared before me Christopher J. Cheney, the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.



NOTARY PUBLIC