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CLERK OF THE BOURBON COUNTY DISTRICT COURT
CASE NUMBER: BB-2025-CV-000015
PII COMPLIANT



Court: Bourbon County District Court
Case Number: BB-2025-CV-000015
Case Title: Susan Walker f/k/a Susan Bancroft vs. Board of
County Commissioners of Bourbon County, Kansas
Type: ORD: Order (Generic) Agreed Journal Entry
Setting Aside Default Judgment

SO ORDERED,

A handwritten signature in blue ink, reading "Richard M. Fisher, Jr.", is positioned above a horizontal line.

The Honorable Richard M. Fisher, Jr.

HITE, FANNING & HONEYMAN L.L.P.
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IN THE SIXTH JUDICIAL DISTRICT
DISTRICT COURT, BOURBON COUNTY, KANSAS
CIVIL DEPARTMENT

SUSAN WALKER
f/k/a SUSAN BANCROFT,

Plaintiff,

vs.

BOARD OF COUNTY COMMISSIONERS
OF BOURBON COUNTY, KANSAS,

Defendant.

Case No. BB-2025-CV-000015

PURSUANT TO K.S.A. CHAPTER 60

AGREED JOURNAL ENTRY SETTING ASIDE DEFAULT JUDGMENT

Now comes for hearing Defendant's Motion to Set Aside Default Judgment. Plaintiff appears by and through counsel Gaye Tibbets of Hite, Fanning & Honeyman, LLP. Defendant appears by and through Jacob D. Bielenberg of Fisher, Patterson, Sayler & Smith, LLP.

Counsel informs the Court they have reached an agreement to set aside the Journal Entry of Default Judgment entered on May 8, 2025 in favor of Plaintiff and against Defendant.

THEREFORE, pursuant to the agreement of the parties and K.S.A. 60-260(b), and after reviewing the pleadings and the file, the Court finds as follows:

1. Plaintiff filed suit against Defendant by filing a Petition on February 24, 2025. She then filed an Amended Petition on February 26, 2025.

2. Defendant was served Summons and the First Amended Petition on March 3, 2025 by certified mail addressed to the County Treasurer Patty Love.
3. A Return of Service was filed March 6, 2025.
4. Defendant did not timely file an Answer or otherwise plead.
5. Plaintiff filed a Motion for Default Judgment and an Amended Motion for Default Judgment Defendant on April 3, 2025.
6. Plaintiff was awarded default judgment against Defendant for \$199,527.04 plus prejudgment and post judgment interest on May 8, 2025.
7. On May 14, 2025, Defendant filed a Motion to Set Aside Default Judgment.
8. On May 28, 2025, Plaintiff filed a Response to Motion to Set Aside Default Judgment and on June 11, 2025, Defendant filed a Reply in Support of Motion to set Aside Default Judgment.
9. The parties have reached a compromise and agree that the default judgment of May 8, 2025 should be set aside.
10. Defendant must file an Answer or otherwise plead to Plaintiff's Amended Petition on or before October 6, 2025.

IT IS SO ORDERED.

This order is effective as of the date and time shown on the electronic stamp.

Respectfully submitted,

**FISHER, PATTERSON, SAYLER & SMITH,
LLP**

/s/ Jacob D. Bielenberg

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