



Court: Wyandotte County District Court
Case Number: 2018-CV-000662
Case Title: Kansas Board of Examiners in Optometry vs. Bunny's
Beauty Supply
Type: Journal Entry and Permanent Restraining Order

SO ORDERED.

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke, representing the name Constance M. Alvey.

/s/ Honorable Constance M. Alvey, District Court
Judge

IN THE DISTRICT COURT OF WYANDOTTE COUNTY, KANSAS
DIVISION 2

THE KANSAS BOARD OF EXAMINERS)
IN OPTOMETRY,)

Plaintiff,)

v.)

BUNNY’S BEAUTY SUPPLY,)

Defendant.)

Case No. 2018-CV-000662

JOURNAL ENTRY AND PERMANENT RESTRAINING ORDER

On October 16, 2018, after proper service and Notice of Hearing, this case came before the Court on Plaintiff’s Ex Parte Temporary Restraining Order entered August 14, 2018, seeking the issuance of a Permanent Restraining Order. Plaintiff appeared by and through counsel, Brenda L. Head of Frieden & Forbes, LLP and by Dr. Gerard Lozada, Vice President of the Kansas Board of Examiners in Optometry. Defendant Bunny’s Beauty Supply appeared by Defendant’s Manager, Wonho Jeong and Defendant’s tenant, JHB Trading 2, LLC by Jung Ho Bae, neither of whom are authorized to practice law in the State of Kansas.

The reasons for seeking permanent restraining order include the Defendant’s repeated failure to abide by the Kansas Optometry Law and the Defendant’s repeated sale and/or distribution of ophthalmic lens or lenses, including lens with or without power, in the State of Kansas without a valid and current prescription from a duly licensed optometrist or a person licensed to practice medicine or surgery in violation of Kansas Optometry Law, K.S.A., 65-1501

et. seq. Said violations expose the citizens of Kansas to significant harm and no other remedy exists to protect the public and prevent Defendant's violations.

The Court, having heard and considered arguments of the parties, their respective pleadings, admissions and statements, hereby enters the following Orders:

IT IS HEREBY ORDERED that a Permanent Restraining Order is entered prohibiting the Defendant, its owners, managers and/or any tenants or occupants of the Defendant's premises from engaging in the sale or distribution of ophthalmic lens or lenses, including ophthalmic lens with or without power, in the State of Kansas without a valid and current prescription from a duly licensed optometrist or a person licensed to practice medicine and surgery in violation of the Kansas Optometry Law, K.S.A. 65-1501 et. seq. The Defendant's failure to abide by this Order may result in a contempt citation and monetary fines.

*** This Order is effective as of the date and time shown on the electronic file stamp.**

IT IS SO ORDERED.

The Honorable Constance M. Alvey,
District Court Judge

Prepared and approved by:

/s/ Brenda L. Head

Brenda L. Head, #15657

FRIEDEN & FORBES, LLP

1414 S.W. Ashworth Place, Suite 201

Topeka, Kansas 66604

TEL: 785/354-1100

FAX: 785/354-1113

bhead@fflawllp.com

ATTORNEYS FOR THE PLAINTIFF