

6-21-10 LED 941am  
MICHAEL K. JEANES, Clerk  
By W. Thompson  
W. Thompson, Deputy

1 Terry Goddard  
2 Attorney General  
(Firm State Bar No. 14000)  
3 Rebecca Salisbury  
Assistant Attorney General  
4 State Bar No. 22006  
Office of the Attorney General  
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5 Phoenix, AZ 85007  
(602) 542-7760  
6 Fax: (602) 542-4377  
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Attorneys for Plaintiff

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8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
9 **IN AND FOR THE COUNTY OF MARICOPA**

10 STATE OF ARIZONA, *ex rel.* TERRY  
GODDARD, Attorney General,

11 Plaintiff,

12 vs.

13 ALL ABOUT ENGINES, LLC, a Nevada  
14 limited liability company; BRADLEY UPTON  
and LANA UPTON, husband and wife;  
15 ENGINE DR., INC., an Arizona corporation;  
PAUL NOLAN and JANE DOE NOLAN,  
16 husband and wife; A+ ENGINE BUILDER  
SPECIALIST, LLC, an Arizona limited liability  
17 company; and MARIVEL ROMERO and  
JOHN DOE ROMERO, wife and husband;

18 Defendants.

No.: CV2009-030812

**DEFAULT JUDGMENT AS TO  
DEFENDANT MARIVEL ROMERO**

(Assigned to the Honorable Sam Myers)

(Default Hearing Assigned to Commissioner  
Michael Barth)

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20 This matter having come before the Court on the State's Motion for Default Judgment,  
21 and the Court having reviewed the pleadings of record and having conducted a hearing on June  
22 21, 2010 on the issue of relief to be awarded to the State, and being fully advised in the  
23 premises, finds that Defendant Marivel Romero was regularly served with process, that the  
24 Court's Order granting the State's Motion to Strike Defendant's Answer and for Entry of  
25 Default Judgment was entered on May 11, 2010, that the above-named Defendant is neither an  
26 infant nor incompetent, and that the State is entitled to affirmative relief against the above-

1 named Defendant as specified herein.

2 Based on the foregoing findings, and good cause appearing therefore:

3 IT IS ORDERED, ADJUDGED AND DECREED:

4 1. Pursuant to A.R.S. § 44-1528(A), Defendant Marivel Romero is permanently  
5 enjoined from engaging in, directly or indirectly, any of the following activities:

- 6 a. Failing to honor existing warranties issued by the prior owner, which her company  
7 is contractually obligated to honor;
- 8 b. Failing to honor her company's warranties;
- 9 c. Misrepresenting the terms of her company's warranty in its advertising and  
10 directly with consumers by failing to state that labor is not included and other  
11 exclusions apply;
- 12 d. Increasing the advertised or agreed upon price of repairs without obtaining the  
13 documented consent of consumers;
- 14 e. Failing to perform initial repairs and warranty work in a timely and workmanlike  
15 fashion; and
- 16 f. Failing to promptly respond to and resolve consumer complaints.

17 2. Pursuant to A.R.S. § 44-1528(A) Defendant Marivel Romero shall comply with  
18 the Arizona Consumer Fraud Act to the extent such Act applies to any of her activities in the  
19 State of Arizona.

20 3. Pursuant to A.R.S. § 44-1528(A)(2), the State is awarded judgment against  
21 Defendant Marivel Romero, jointly and severally with A+ Engine Builder Specialist, LLC, in  
22 the amount of \$18,911.33, with interest thereon at ten percent (10%) per annum until paid, as  
23 restitution.

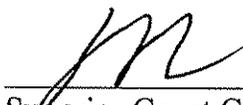
24 4. Pursuant to A.R.S. § 44-1531, the State is awarded judgment against Defendant  
25 Marivel Romero, jointly and severally with A+ Engine Builder Specialist, LLC in the amount of  
26 \$9,000.00 with interest thereon at ten percent (10%) per annum until paid, as civil penalties.

1           5. Pursuant to A.R.S. § 44-1534, the State is awarded judgment against Defendant  
2 Marivel Romero, jointly and severally with A+ Engine Builder Specialist, LLC in the amount of  
3 \$4,662.41, with interest thereon at ten percent (10%) per annum until paid, as attorney's fees  
4 and costs.

5           6. The State shall allocate payments received pursuant to this Judgment first to  
6 restitution, then to attorney's fees and costs, and then to civil penalties, until the total of  
7 \$32,573.74 (plus any interest thereon) is reached.

8           7. Any amounts received for restitution that cannot be distributed to the consumers  
9 identified by the State as customers of Marivel Romero and A+ Engine Builder Specialist, LLC  
10 within six months shall revert to the Consumer Protection – Consumer Fraud Revolving Fund,  
11 established pursuant to A.R.S. § 44-1531.01.

12           DATED this 21 day of June, 2010.

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Superior Court Commissioner

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17 Commissioner Michael L. Barth  
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**ORIGINAL** of the foregoing lodged  
this 27 day of May, 2010 with:

Commissioner Michael Barth  
Maricopa County Superior Court  
125 W. Washington St., Suite 005  
Phoenix, Arizona 85003

**COPY** of the foregoing hand-delivered  
this 27 day of March, 2010 to:

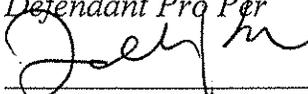
The Honorable Sam Myers  
Maricopa County Superior Court  
101 W. Jefferson Street, Suite 812  
Phoenix, AZ 85003

**COPY** of the foregoing mailed  
this 27 day of May, 2010 to:

Don P. Crampton, Esq.  
Crampton Law Firm, P.C.  
2409 N. 4<sup>th</sup> Street, Suite 202  
Flagstaff, AZ 86004  
*Attorney for Defendant Engine Dr. Inc  
And Paul and Catherine Nolan*

Marivel Romero  
2601 W. Cypress St.  
Phoenix, AZ 85009

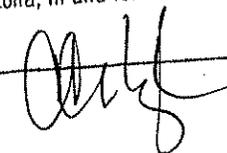
*Defendant Pro Per*

  
by: \_\_\_\_\_

Doc. #840489

The foregoing instrument is a full, true and correct copy  
of the original on file in this office.

Attest 6-21-10 20  
MICHAEL K. JEANES, Clerk of the Superior Court of the  
State of Arizona, in and for the County of Maricopa.

By  Deputy