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FILED
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COURT REPORTER
DISTRICT COURT
SEDGWICK COUNTY, KS

**IN THE EIGHTEENTH JUDICIAL DISTRICT
DISTRICT COURT, SEDGWICK COUNTY, KANSAS
CIVIL DEPARTMENT**

CHURCH OF GOD IN CHRIST, INC. and)
KANSAS SOUTHWEST JURISDICTION)
CHURCH OF GOD IN CHRIST,)

Plaintiffs,)

vs.)

Case No. 09-CV-3960

BOARD OF TRUSTEES OF EMMANUEL)
CHURCH OF GOD IN CHRIST,)
WICHITA, KANSAS; R.E. STIDHAM;)
JAMES S. RICH; DORIS WOODS;)
EVELYN ECHOLS; MISSY LOIS)
McINTYRE; DONALD C. McIntYRE;)
BRENDA STIDHAM; and)
JEROME FRANKLIN,)

Defendants.)

Pursuant to K.S.A. Chapter 60

ORDER AND TEMPORARY INJUNCTION

NOW ON this 30th day of October 2009, plaintiffs' Application for Temporary Injunction comes on for hearing. Plaintiffs appear by and through their counsel of record, C. Edward Watson, II and Holly A. Dyer of Foulston Siefkin LLP. Defendants appear by and through their counsel of record JoElaine Heaven. There are no other appearances.

WHEREUPON, after reviewing the file, considering the evidence and testimony presented, hearing the statements of counsel, and being duly and fully advised in the premises, the Court finds that plaintiffs' Application for Temporary Injunction should be granted and that

COPY

EXHIBIT
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of this action, and for such other and further relief as the Court deems just, equitable, and proper. as prescribed in paragraphs F and G. A proposed Journal Entry of Default Judgment will be presented at the hearing on this Motion.

24. Solely for purposes of this default judgment, plaintiffs' seek \$114,645.20 in damages to compensate them for the loss of access to their property from January 1, 2005, to October 10, 2009. It is based on a reasonable rate of return for leasing the property, which plaintiffs' expert opines is \$2,000 a month (based on a property valuation of \$240,000). Plaintiffs are also entitled to the offerings which defendants collected from 2004 through October 10, 2009. Because defendants have not submitted their discovery responses on this matter as of the date of this Motion, plaintiffs will only seek this item of damage if the Court deems it necessary to conduct a hearing to determine the amount of compensatory damages.