

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS
FOURTH DIVISION

STATE OF ARKANSAS, *ex rel.*
LESLIE RUTLEDGE, ATTORNEY GENERAL

PLAINTIFF

v.

CASE NO. 60CV-21-7434

KRISTY MICHELLE WEEMS

DEFENDANT

ORDER GRANTING THE STATE'S MOTION FOR RELIEF

Currently before the Court is the State's Motion for Relief against Defendant Kristy Michelle Weems ("Weems" or "Defendant"). Based upon the facts, evidence, and all other matters before the Court, the State's Motion is GRANTED. Accordingly, the Court makes the following findings:

1. Pursuant to Ark. Code Ann. § 4-88-113(a)(3), Defendant is assessed civil penalties in the amount of \$40,000 for four violations of the Arkansas Deceptive Trade Practices Act, Ark. Code Ann. §§ 4-88-101, *et seq.* ("ADTPA") as alleged in the State's Complaint and the evidence and brief supporting the State's Motion for Relief.
2. Pursuant to Ark. Code Ann. § 4-88-201 *et seq.*, Defendant is assessed enhanced civil penalties of \$20,000 for ADTPA violations involving two elder persons.

3. Pursuant to Ark. Code Ann. § 4-88-113(b), and for good cause shown, all Arkansas Personal Care Aide (PCA), Home Health Aide (HHA), and caregiver licenses and certifications of Defendant issued by or regulated by the Arkansas Department of Health (ADH) or the Department of Human Services are hereby forfeited.
4. Pursuant to Ark. Code Ann. § 4-88-113(a), the Court finds that an injunction against Defendant's business practices is necessary in order to prevent the use or employment of any prohibited practices in violation of the ADTPA. Permanently enjoins Defendant from working in a position where she is responsible for the care of elder persons, including, but not limited to, working for Arkansas home health and private care agencies.
5. Pursuant to Ark. Code Ann. § 4-88-113(e), Defendant shall pay the State's fees and costs including \$262.50 for filing fees and for service of process.
6. Pursuant to Ark. Code Ann. § 16-66-221, Defendant shall file a schedule of property, verified by affidavit, within forty-five (45) days of the entry of this judgment detailing all property, both real and personal, including monies, bank accounts, rights, credits, and choses in action held, and specify the particular property Defendant claims as exempt. Failure to file a schedule of property shall constitute grounds for contempt.
7. Payments for all sums ordered herein shall be delivered to the Attorney General's office within 60 days after the entry of this Order. All payments shall be made by check, money order, or cashier's check made payable to

“The State of Arkansas.” The check or money order shall indicate the case number of this action, “60CV-21-7434,” and shall be delivered to:

Office of the Attorney General,
Attn: Chief Fiscal Officer
323 Center Street, Suite 200
Little Rock, Arkansas 72201

For the above-stated reasons, and for those reasons included in the State’s Motion for Relief and Incorporated Brief in Support, Plaintiff’s Motion for Relief is hereby GRANTED.

IT IS SO ORDERED, this ____ day of _____, 2022.

Hon. Herbert Wright
CIRCUIT JUDGE

Order Prepared By:

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Arkansas Judiciary

Case Title: STATE OF AR EX REL. LESLIE RUTLEDGE V KRISTY WEEMS
Case Number: 60CV-21-7434
Type: ORDER MOTION GRANTED

So Ordered

A handwritten signature in black ink, appearing to read "Herb T Wright".

Honorable Herbert T Wright