

SUPERIOR COURT
Washington Unit

VT SUPERIOR COURT
WASHINGTON UNIT
CIVIL DIVISION
Docket No. 629-9-10 Wncv

State of Vermont
Plaintiff

EB
2010 NOV 22 A 9:59

v.

Michael R. Tome, d/b/a/
Cheapsmokesbymail.com and
Tobacco By Mail
Defendant

FILED

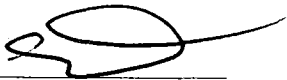
Judgment

Plaintiff, the State of Vermont, has moved this Court to enter judgment by default against Defendant, Michael R. Tome, d/b/a Cheapsmokesbymail.com and Tobacco By Mail. Based on the pleadings and affidavits on file, and hearing held on November 12, 2010, the Court finds that Defendant has failed to plead or otherwise defend within 20 days of service of the summons and complaint upon him as required by Rule 12(a) of the Vermont Rules of Civil Procedure; that Defendant is not a person in the military service as defined in Article I of the "Soldiers' and Sailors' Civil Relief Act" of 1940, nor is he an infant or incompetent person; and that Plaintiff's proposed civil penalty is appropriate under the circumstances.

It is therefore ORDERED that Plaintiff State of Vermont's motion for default judgment is granted and Defendant shall pay to the State of Vermont civil penalties in the amount of \$10,000. Plaintiff is entitled to continuing post-judgment interest at the statutory rate of 12% from the date of entry of this judgment to the date of satisfaction under 9 V.S.A. § 41a(a).

Date

11/19/10


Geoffrey W. Crawford
Presiding Judge