

District Attorney Marc Bennett
18th Judicial District of Kansas



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WICHITA, KAN. – A used car dealership and one of its owners have entered into a consent judgment with the Office of the District Attorney. The District Attorney’s Consumer Protection Division investigated iDeal Enterprises, LLC (d/b/a iDeal Motors) located at 4435 S. Broadway after receiving two consumer complaints in September.

The District Attorney’s Office reviewed the transactions and the dealership’s warranty paperwork. The consumers and Adam Newbrey, an owner of iDeal, agreed to back out the transactions and that the consumers would be provided a full refund. The warranty paperwork, the District Attorney’s Office alleged, violated the Kansas Consumer Protection Act (KCPA) because it attempted to limit the implied warranties of merchantability. Adam Newbrey and iDeal denied the allegations.

The consent judgment calls for Adam Newbrey and iDeal to pay \$10,000 in civil penalties in addition to other costs and expenses. The consent judgment also calls for an injunction from engaging in deceptive or unconscionable acts and cooperation with any future complaints.

The District Attorney reminds residents dealerships cannot sell a car “As Is” in Kansas. Buyers Guides (“the window stickers”) provided by the Federal Trade Commission (FTC) are required to be placed on used vehicles. The guides give consumers important information such as any mechanical issues, safety recall information, and other defects. Consumers should also try and have the vehicle inspected, ask for a vehicle history report, and check for recalls at <https://www.safercar.gov/vin> before purchasing. Recalls are free and repairs are covered by the manufacturer. Dealerships selling cars for normal (“merchantable”) use must be in a reasonably safe condition, substantially free of defects that could render them inoperable, and they must perform up to the level reasonably expected of cars of the same age, mileage, and price.

The consent judgment was signed by Judge Hernandez-Mitchell and filed November 22, 2019.

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