

District Attorney Marc Bennett
18th Judicial District of Kansas



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For Immediate Release, October 5, 2023

WICHITA, KAN. – An owner of a used car dealership has entered into a consent judgment with the Office of the District Attorney based on allegations that he sold two vehicles with undisclosed structural damage. The District Attorney’s Consumer Protection Division investigated Marco Abraham, who operates a used car dealership at 5927 E. Kellogg in Wichita, after receiving two consumer complaints.

The Consumer Protection Division obtained records that two vehicles sold by Abraham had undisclosed structural damage. Abraham denied he intentionally sold the vehicles with structural damage as he asserted he was unaware of the damage when he purchased the vehicles at auction. As a sign of good faith, Abraham took immediate steps to remedy the situation by issuing a \$15,000 refund to one consumer and by providing a replacement vehicle at no additional cost to the other consumer.

To prevent this happening in the future, Abraham agreed to change the business practices of the dealership and now provides all buyers with a CARFAX report, a list of any open recalls and copies of any announcements at the auction. Abraham’s goal is to prevent any defects being inadvertently undisclosed.

Based on the voluntary actions, the Consumer Protection Division dismissed many of the original allegations as part of the settlement. Abraham agreed to a \$2,000.00 civil penalty along with payment of court costs and investigative fees at the time of settlement.

The District Attorney reminds residents, 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 District Attorney also reminds residents to check for safety recalls at <https://www.safercar.gov/vin> before purchasing an automobile. Residents should also consider having the vehicle inspected by a trusted mechanic before agreeing to any purchase of a used vehicle.

The judgment, filed October 4, 2023, was approved by Judge Stephen Ternes and investigated by Kristen Zluticky of the District Attorney’s Office.

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