

**IN THE COURT OF COMMON PLEAS
UNION COUNTY, OHIO**

STATE OF OHIO ex rel.)	
ATTORNEY GENERAL)	
DAVE YOST)	Case No:
30 E. Broad St., 14 th Floor)	
Columbus, Ohio 43215)	
)	Judge:
Plaintiff,)	
v.)	
)	
RANSOM KULASA)	COMPLAINT AND REQUEST FOR
251 W. Third St.)	DECLARATORY JUDGMENT,
Marysville, OH 43040)	INJUNCTIVE RELIEF, CONSUMER
)	RESTITUTION, CIVIL PENALTIES,
and)	AND OTHER APPROPRIATE RELIEF
)	
MAGGIE KULASA)	
251 W. Third St.)	
Marysville, OH 43040)	
)	
and)	
)	
MBR, LLC)	
c/o Ransom or Maggie Kulasa)	
251 W. Third St.)	
Marysville, OH 43040)	
)	
Defendants.)	
)	

JURISDICTION AND VENUE

1. Plaintiff, State of Ohio, by and through its counsel, the Attorney General of Ohio, Dave Yost, having reasonable cause to believe that violations of Ohio's consumer protection laws have

occurred, brings this action in the public interest and on behalf of the State of Ohio under the authority vested in him by the Consumer Sales Practices Act (“CSPA”), R.C. 1345.01 *et seq.*

2. The actions of Ransom Kulasa, Maggie Kulasa, and MBR, LLC, (“Defendants”), hereinafter described, have occurred in Union and other counties in the State of Ohio and, as set forth below, are in violation of the CSPA, R.C. 1345.01 *et seq.*, and its Substantive Rules, Ohio Adm.Code 109:4-3-01 *et seq.*
3. Jurisdiction over the subject matter of this action lies with this Court pursuant to R.C. 1345.04 of the CSPA.
4. This Court has venue to hear this case pursuant to Ohio Civ. R. 3(C)(1), (3), and (6), in that Defendants reside in Union County, this is the County where they conducted some of the activity giving rise to the claims for relief, and the County where part of the claims for relief arose.

DEFENDANTS

5. Defendant Ransom Kulasa is a natural person residing at 251 W. Third St., Marysville, OH 43040.
6. Defendant Maggie Kulasa is a natural person residing at 251 W. Third St., Marysville, OH 43040.
7. Defendant MBR, LLC is a domestic Limited Liability Company registered with the Ohio Secretary of State on May 2, 2021.
8. Defendant Ransom Kulasa, at all times relevant to this action, controlled and directed the business activities and sales conduct of MBR, LLC, causing, personally participating in, or

ratifying the acts and practices of the same, including the conduct giving rise to the violations described herein.

9. Defendant Maggie Kulasa, at all times relevant to this action, controlled and directed the business activities and sales conduct of MBR, LLC, causing, personally participating in, or ratifying the acts and practices of the same, including the conduct giving rise to the violations described herein.
10. Defendants are each a “supplier,” as they engaged in the business of effecting “consumer transactions” by soliciting “consumers” either directly or indirectly for home improvement goods and services for a fee, for purposes that were primarily for personal, family or household use, as those terms are defined in R.C. 1345.01(A), (C), and (D).

STATEMENT OF FACTS

11. Defendants provide home improvement goods and services, specifically window and door repair and installation services, to consumers in Ohio, including in Union County.
12. Defendants have purportedly stopped operating MBR, LLC.
13. Upon information and belief, Defendants are now operating as New View Windows of Worthington, LLC, a company registered with the Ohio Secretary of State on April 19, 2011.
14. Defendants solicited and sold home improvement goods and services, specifically window and door repair and installation services, at the residences of Ohio consumers.
15. Defendants accepted down payments for home improvement goods and services, specifically window and door repair and installation.

16. In some instances, Defendants accepted monetary deposits from consumers for the purchase of home improvement goods and services, specifically window and door repair and installation services, and failed to deliver those goods and provide the services.
17. In some instances, after receiving payment, Defendants began work under the contract, but then failed to complete the work or provide a timely refund.
18. In some cases, Defendants provided shoddy, substandard, or incomplete home repair services to consumers and then failed to correct such services.
19. In some instances, Defendants did not provide consumers with refunds of deposits paid when Defendants did not perform the contracted work.
20. In some instances, Defendants have refused to refund consumers' deposits or payments despite consumers' requests for refunds.
21. In at least one instance, Defendants failed to pay a building materials distributor, which resulted in that company placing a lien on a consumer's home.

PLAINTIFF'S CAUSE OF ACTION: VIOLATIONS OF THE CSPA

COUNT I- FAILURE TO DELIVER

22. Plaintiff incorporates by reference, as if completely rewritten herein, the allegations set forth in the preceding paragraphs of this Complaint.
23. Defendants committed unfair or deceptive acts or practices in violation of the Failure to Deliver Rule, Ohio Adm.Code 109:4-3-09(A), and the CSPA, R.C. 1345.02(A), by accepting money from consumers for goods and services and then permitting eight weeks to elapse without making shipment or delivery of the goods and services ordered, making a full refund, advising the consumers of the duration of an extended delay and offering to send a refund within two

weeks if so requested, or furnishing similar goods or services of equal or greater value as a good faith substitute.

COUNT II- SHODDY, SUBSTANDARD, OR INCOMPLETE WORK

24. Plaintiff incorporates by reference, as if completely rewritten herein, the allegations set forth in the preceding paragraphs of this Complaint.
25. Defendants committed unfair or deceptive acts and practices in violation of the CSPA, R.C. 1345.02(A), by performing shoddy and substandard work and then failing to correct such work.
26. The acts or practices described above have been previously determined by Ohio courts to violate the CSPA, R.C. 1345.01 *et seq.* Defendants committed said violations after such decisions were available for public inspection pursuant to R.C. 1345.05(A)(3).

PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests that this Court grant the following relief:

- A. ISSUE A DECLARATORY JUDGMENT that each act or practice complained of herein violates the CSPA, R.C. 1345.01 *et seq.*, and its Substantive Rules, Ohio Adm.Code 109:4-3-01 *et seq.*, in the manner set forth in the Complaint.
- B. ISSUE A PERMANENT INJUNCTION enjoining the Defendants, their agents, employees, successors or assigns, and all persons acting in concert and participation with them, directly or indirectly, through any corporate device, partnership, or other association, under these or any other names, from engaging in the acts and practices of which Plaintiff complains and from further violating the CSPA, R.C. 1345.01 *et seq.*, its Substantive Rules, Ohio Adm.Code 109:4-3-01 *et seq.*

- C. ORDER Defendants, pursuant to R.C. 1345.07(B), to pay actual damages to all consumers injured by the conduct of the Defendants as set forth in this Complaint.
- D. ASSESS, FINE and IMPOSE upon Defendants a civil penalty of up to \$25,000.00 for each separate and appropriate violation of the CSPA described herein pursuant to R.C. 1345.07(D).
- E. ISSUE AN INJUNCTION prohibiting Defendants from engaging in business as a Supplier in any consumer transactions in this state until such time as Defendants have satisfied all monetary obligations ordered by this Court, and any other Court in Ohio in connection with a consumer transaction.
- F. GRANT Plaintiff its costs incurred in bringing this action, including, but not limited to, the costs of collecting on any judgment awarded.
- G. ORDER Defendants to pay all court costs associated with this matter.
- H. GRANT such other relief as the court deems to be just, equitable, and appropriate.

Respectfully submitted,

DAVE YOST
Attorney General



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