



ELECTRONICALLY FILED
4/6/2023 11:16 AM
63-SM-2022-901970.00
DISTRICT COURT OF
TUSCALOOSA COUNTY, ALABAMA
MAGARIA HAMNER BOBO, CLERK

IN THE DISTRICT COURT OF TUSCALOOSA COUNTY, ALABAMA

THE DCH HEALTH CARE AUTHORITY,)
Plaintiff,)
V.)
PRICE TERESA,)
Defendant.)

Case No.: SM-2022-901970.00

ORDER ON PLAINTIFF'S VERIFIED MOTION FOR CONDEMNATION AFTER POSTING

Plaintiff having filed a Verified Motion for Condemnation Against Garnishee and Condemnation of Proceeds pursuant to Alabama Code §6-6-394.1, and the Court having considered said Motion, it is hereby;

ORDERED, ADJUDGED, and DECREED:

1. The Court hereby condemns the sums of any and all sums withheld in partial satisfaction of the garnishment filed in this case, said sums having been paid into the Office of the Clerk of Court. Further ordered that the Clerk is directed to pay the sums to the attorney of record for the Plaintiff.
2. It is further ordered that all future funds paid into the Office of the Clerk of Court pursuant to the garnishment filed in this cause be and are condemned and the Clerk is directed to pay said garnishment funds to the attorney of record for the Plaintiff.

DONE this 6th day of April, 2023.

/s/ JOANNE M JANNIK
DISTRICT JUDGE

PROCESS OF GARNISHMENT



ELECTRONICALLY FILED
1/24/2023 10:27 AM
63-SM-2022-901970.00
DISTRICT COURT OF

IN THE SMALL CLAIMS COURT OF TUSCALOOSA CO

TUSCALOOSA COUNTY, ALABAMA
MAGARIA HAMNER BOBO, CLERK

NAME AND ADDRESS OF PLAINTIFF (Person Asserting Claim)
THE DCH HEALTH CARE AUTHORITY

NAME AND ADDRESS OF
Teresa Price *Subject to Garnishment*
2811 Swallow Lane, Northport, AL 35476
XXX-XX-8526, call 256-539-8343 for full SSN

NAME AND ADDRESS OF ATTORNEY FOR PLAINTIFF
Waldrop & Associates, P.C.
2102 Triana Blvd SW
Huntsville, AL 35805

DATE OF JUDGMENT: December 7, 2022
JUDGMENT AMOUNT: \$ 1,693.01
INTEREST: \$ 11.41
COSTS: \$ 217.46
LESS CREDIT: \$.00
OTHER: \$.00
TOTAL: \$ 1,921.88

NAME AND ADDRESS OF GARNISHEE
Southern Tire Mart at Pilot, LLC, c/o CT Corp
2 N Jackson St, #605, Montgomery, AL 36104

AFFIDAVIT

- A. I make oath that have obtained the above judgment and believe the named garnishee is or will be indebted to the named defendant or has or will have effects of the defendant under the garnishee's control. I believe that a Process of Garnishment against the garnishee is necessary to obtain satisfaction of the judgment.
- B. If the garnishment is for wages, salary or other compensation, I further make oath that the amount to be withheld must be:
 - 25% of disposable earnings for the week OR the amount by which disposable earnings for the week exceed 30 times the federal minimum hourly wage in effect at the time the earnings are payable, **WHICHEVER IS LESS,**
 - 20% of disposable earnings for the week OR the amount by which disposable earnings for the week exceed 30 times the federal minimum hourly wage in effect at the time the earnings are payable, **WHICHEVER IS LESS,** which amount is in compliance with the instructions on the reverse side of this form.
- C. I hereby request disbursement of amounts periodically paid into court pursuant to this garnishment.

Sworn to and subscribed before me this 23rd day of January, 2023.

Notary Public/Clerk (Signature) 4-9-22

Affiant/Attorney (Signature)

WRIT OF GARNISHMENT

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:

You are hereby commanded to serve Process of Garnishment on the GARNISHEE, **Southern Tire Mart at Pilot, LLC**, and a copy on the defendant, **Teresa Price**, SS# XXX-XX-8526, and make proper return to this court.

NOTICE TO DEFENDANT: READ THE IMPORTANT INFORMATION ON THE BACK OF THE FORM (Regarding Your Rights).
NOTICE TO GARNISHEE: YOU ARE THE GARNISHEE IN THE ABOVE ACTION.

You must complete and file the enclosed Answer form within thirty (30) days from service of process. If you fail to file an Answer, the plaintiff can proceed for judgment against you for the amount of the claim, plus costs. Mailing the Notarized Answer Form to the clerk of the court at the address below constitutes making a proper appearance in the court. **YOU MUST ANSWER:**

- (1) whether you are or will be indebted to the defendant at the time you received this process, or when you make your answer, or during the intervening time, or
- (2) whether you will be indebted to the defendant in the future by existing contract, or
- (3) whether by existing contract you are liable to the defendant for the delivery of personal property or for the payment of money, or
- (4) whether you have in your possession or control, money or effects belonging to the defendant.

You are commanded to retain the amount indicated above wages, salary or other compensation due or which will become due to the defendant for such period of time as is necessary to accumulate the sum of \$ 1,921.88 (judgment and costs). You are required after a period of 30 days from the first retention of any sum from the defendant's wages salary or other compensation to begin paying the moneys withheld into court as they are deducted or withheld and continue to do so on a monthly or more frequent basis until the full amount is withheld. If employment of the defendant is terminated BEFORE the sum is accumulated, you are required by law to report the termination and pay into court within 15 days AFTER termination, all sums withheld in compliance with this garnishment. (See Reverse Side for Instructions on Garnishments). If you have in your possession or control property or money belonging to the defendant, which is NOT wages, salary or other compensation, and is not exempt as a matter of law, you are further commanded to hold the property or money, or the amount shown above as "Total," whichever is less, subject to orders of this court.

Date Issued

Clerk

By:

Deputy Clerk

Small Claims P.O. Box 2883
Tuscaloosa, AL, 35403

This process was executed by serving a copy on (Garnishee)

on (Date)

Service on (Defendant)

on (Date)

Served by: 22-00607-0

Title:

gn1- 39043335

State of Alabama
Unified Judicial System
Form C-21 Rev. 7/2017

PROCESS OF GARNISHMENT



ELECTRONICALLY FILED
1/24/2023 12:43 PM
63-SM-2022-901970.00
DISTRICT COURT OF
TUSCALOOSA COUNTY, ALABAMA
MAGARIA HAMNER BOBO, CLERK

WRIT OF GARNISHMENT

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF ALABAMA:

You are hereby commanded to serve this Process of Garnishment on the GARNISHEE, SOUTHERN TIRE MART AT PILOT, LLC (D001), and a copy on the defendant, PRICE TERESA (D001), and make proper return to this

NOTICE TO DEFENDANT: READ THE IMPORTANT INFORMATION ON THE NEXT PAGE REGARDING YOUR RIGHTS.

NOTICE TO GARNISHEE: YOU ARE THE GARNISHEE IN THE ABOVE ACTION.

You must complete and file the enclosed Answer form within thirty (30) days from service of process. If you fail to file an Answer, the plaintiff can proceed for judgment against you for the amount of the claim, plus costs. Mailing the notarized Answer form to the Clerk of the Court at the address below constitutes making a proper appearance in the Court. **YOU MUST ANSWER:**

- (1) Whether you are or will be indebted to the defendant at the time you received this process, or when you make your answer, or during the intervening time, or
- (2) Whether you will be indebted to the defendant in the future by existing contract, or
- (3) Whether by existing contract you are liable to the defendant for the delivery of personal property, or for the payment of money, or
- (4) Whether you have in your possession or control, money or effects belonging to the defendant.

You are commanded to retain the amount indicated above from wages, salary or other compensation due or which will become due to the defendant for such period of time as is necessary to accumulate the sum \$ \$1921.88 (Judgment and costs). You are required, after a period of 30 days from the first retention of any sum from the defendant's wages, salary, or other compensation, to begin paying the moneys withheld into court as they are deducted or withheld and continue to do so on a monthly or more frequent basis until the full amount is withheld. If employment of the defendant is terminated BEFORE the sum is accumulated, you are required by law to report the termination and pay into court within 15 days AFTER termination, all sums withheld in compliance with this garnishment. (See Instructions on Garnishments attached in this packet). If you have in your possession or control property or money belonging to the defendant, which is NOT wages, salary or other compensation, and is not exempt as a matter of law, you are further commanded to hold the property or money, or the amount shown above as "Total," whichever is less, subject to orders of this Court.

Date issued: 1/24/2023 By: /s/ KAD
/s/ MAGARIA HAMNER BOBO Clerk Deputy Clerk
 Address: POST OFFICE BOX 2883, TUSCALOOSA, AL 35403

This process was executed by serving a copy on (Garnishee) _____
 on (Date) _____ . Service on Defendant _____ on (Date) _____
 Served By: _____ Title: _____