

PROCESS OF GARNISHMENT



ELECTRONICALLY FILED
6/16/2023 9:38 AM
63-SM-2015-900686.00
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, XPO LOGISTICS FREIGHT INC and a copy on the defendant, WHITT RICKY (D001) (G004) 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 \$ \$1313.50 (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: 6/16/2023 /s/ MAGARIA HAMNER BOBO Clerk By: /s/ CLH 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: _____



ELECTRONICALLY FILED
6/16/2023 3:41 AM
63-SM-2015-900686.00
DISTRICT COURT OF
TUSCALOOSA COUNTY, ALABAMA
MAGARIA HAMNER BOBO, CLERK

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

PROCESS OF GARNISHMENT

IN THE SMALL CLAIMS COURT OF TUSCALOOSA, ALABAMA

NAME AND ADDRESS OF PLAINTIFF (Persons Asserting Claim):
CAVALRY SPV I, LLC

NAME AND ADDRESS OF DEFENDANT (Person Whose Property is subject to Garnishment):
Ricky Whitt, ***-***-4853
5050 Cypress Creek Ave E Apt 117
Tuscaloosa AL 35405-6046

NAME AND ADDRESS OF ATTORNEY FOR PLAINTIFF:
Christina W. Davenport (WOR025)
Jan S. Green (GRE152)
Lloyd & McDaniel, PLC
P.O. Box 23200 Louisville, KY 40223-0200

DATE OF JUDGMENT: July 8, 2015

JUDGMENT AMOUNT: \$1,069.51
INTEREST: \$0.00

COSTS: \$243.99
LESS CREDIT: \$0.00
OTHER: \$

TOTAL (as of June 8, 2023): \$1,313.50

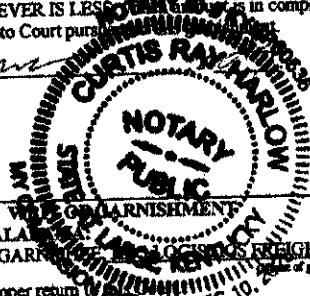
NAME AND ADDRESS OF GARNISHEE
XPO LOGISTICS FREIGHT, INC.
2 NORTH JACKSON ST SUITE 605
Montgomery AL 36104

AFFIDAVIT

- A. I make oath that I 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 50 times the federal minimum hourly wage in effect at the time the earnings are payable, WHICHEVER IS LESS, if the garnishment 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 the judgment.

Sworn to and Subscribed before me this 9 day of June

Notary Public/Clerk (Signature)



Christina W. Davenport (WOR025)
Jan S. Green (GRE152)
Affiant/Attorney (Signature)

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF ALABAMA: You are hereby commanded to serve this Process of Garnishment on the GARNISHEE, XPO LOGISTICS FREIGHT, INC. and a copy on the defendant, Ricky Whitt and make proper return to the Court.

NOTICE TO DEFENDANT: READ THE IMPORTANT INFORMATION ON THE BACK OF THIS 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:

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- (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 \$1,313.50 (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 monies 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: _____
Address: P.O. BOX 2883 Tuscaloosa, AL 35401

This process was executed by serving a copy on (Garnishee) XPO LOGISTICS FREIGHT, INC.
on (Date) _____ Service on (Defendant) Ricky Whitt on (Date) _____
Served by: _____ Title: _____

COURT RECORD (Original) PLAINTIFF (Copy) DEFENDANT (Copy) GARNISHEE (Copy)