



ELECTRONICALLY FILED
12/27/2023 2:04 PM
63-SM-2022-901091.00
DISTRICT COURT OF
TUSCALOOSA COUNTY, ALABAMA
MAGARIA HAMNER BOBO, CLERK

IN THE DISTRICT COURT OF TUSCALOOSA COUNTY, ALABAMA

ROYAL FURNITURE COMPANY, INC.,)	
Plaintiff,)	
V.)	Case No.: SM-2022-901091.00
ZINNERMAN SHANITA DENISE,)	
Defendant.)	

**ORDER GRANTING PLAINTIFF'S VERIFIED
MOTION FOR SERVICE BY POSTING AND MAILING**

Plaintiff having filed a Motion for Service by Posting and Mailing herein, and the Court having considered said Motion, it is hereby:

ORDERED, ADJUDGED and DECREED:

1. The Clerk of the Court shall post (i) a copy of the notice of the garnishment, including the Defendant's right to claim an exemption as provided in Rule 64A of the Alabama Rules of Civil Procedure, and (ii) this Order to its official website and in a designated and conspicuous location within the Courthouse for four (4) continuous weeks.

2. The Clerk of the Court shall send by regular U.S. Mail a copy of the posted notice of garnishment to the Defendant at the Defendant's last known address.

Additional costs and fees of this motion and service are taxed to the Defendant.

DONE this 27th day of December, 2023.

/s/ JAMES E GENTRY
DISTRICT JUDGE

8437631

IN THE SMALL CLAIMS COURT FOR TUSCALOOSA COUNTY, ALABAMA

CASE NUMBER
SM-2022-901091 JEG

Plaintiff/Address: Royal Furniture Company, Inc.
P. O. Box 171307
Memphis, TN 38187

Attorney/Address: (FRA011)
Frawley Boliek Lawyers, LLC
P. O. Box 101493
Irodsdale, AL 35210-6493
Phone: (205) 956-9749
Email: john@fb-lawyers.com
robert@fb-lawyers.com

Defendant/Address: Shanita Denise Zimmerman
16173 Stone Ridge Pkwy
Brookwood, AL 35444
SS# XXX-XX-1791

IF FULL SOCIAL SECURITY NUMBER IS NEEDED TO PROCESS GARNISHMENT PLEASE CONTACT JOHN FRAWLEY'S OFFICE AT 205-956-9749

Garnishee: Mercedes-Benz U. S. International, Inc.
1 Mercedes Drive
Vance, AL 35490

Date of Judgment: 1/25/2023
Judgment Amount: 2594.00
Costs: 228.16
Less Credit: .00
Interest: 39.69
TOTAL: 2861.85

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:
 - XXX 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, which amount is in compliance with the instructions on the reverse of this form.
- C. I hereby request disbursement of amounts periodically paid into Court pursuant to this Garnishment.

Sworn to and subscribed before me on March 1, 2023

Notary Public/Clerk/Registrar (Signature)
My commission expires: 1/31/2026

Attorney (Signature)



NOTICE TO GARNISHEE

You are hereby commanded to serve Process of Garnishment on the Garnishee, Mercedes-Benz U. S. International, Inc., and a copy on the DEFENDANT, Shanita Denise Zimmerman, and make proper return to this 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:

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

MAIL FILED

APR - 3 2023

MAGARIA H. BOBO

CLERK OF DISTRICT COURT

You are commanded to retain the amount indicated above of wages, salary, or other compensation due or which will become due to the Defendant for such ~~amounts~~ as necessary to accumulate the sum of \$2861.85 (judgment and costs). You are required, after a period of 30 days from the first retention of any sum from the Defendant, to begin making the money 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, you are further commanded to hold the property or money subject to the orders of this Court.

Date Issued: 4/6/23

By: Magaria Bobo
Deputy Clerk

Clerk, District Court
Tuscaloosa County Courthouse
P O Box 2883
Tuscaloosa, AL 35403
205-464-8335

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

ALABAMA JUDICIAL DATA CENTER
IN THE DISTRICT COURT OF TUSCALOOSA COUNTY
NOTICE TO DEFENDANT OF RIGHT TO CLAIM
EXEMPTION FROM GARNISHMENT

JUDGE: JAMES E GENTRY

CASE: SM 2022 901091.00

ROYAL FURNITURE COMPANY, INC. V. SHANITA DENISE ZINNERMAN

PARTY: ZINNERMAN SHANITA DENISE
ADDRESS: 16173 STONE RIDGE PKWY
BROOKWOOD AL 35444-0000

PLAINTIFF: ROYAL FURNITURE COMPANY, INC.
ADDRESS: 930 S WHITE STATION RD
MEMPHIS TN 38117-0000

A PROCESS OF GARNISHMENT HAS BEEN DELIVERED TO YOU. THIS MEANS THAT A COURT MAY ORDER YOUR WAGES, MONEY IN A BANK, SUMS OWED TO YOU, OR OTHER PROPERTY BELONGING TO YOU, TO BE PAID INTO COURT TO SATISFY A JUDGMENT AGAINST YOU.

LAWS OF THE STATE OF ALABAMA AND OF THE UNITED STATES PROVIDE THAT IN SOME CIRCUMSTANCES CERTAIN MONEY AND PROPERTY MAY NOT BE TAKEN TO PAY CERTAIN TYPES OF COURT JUDGMENTS, BECAUSE CERTAIN MONEY OR PROPERTY MAY BE "EXEMPT" FROM GARNISHMENT. FOR EXAMPLE, UNDER STATE LAW, IN SOME CIRCUMSTANCES, UP TO \$7500.00 IN PERSONAL PROPERTY, INCLUDING MONEY, BANK ACCOUNTS, AUTOMOBILES, APPLIANCES, ETC., MAY BE EXEMPT FROM PROCESS EXCEPT WAGES, SALARIES, OR OTHER COMPENSATION OF GARNISHMENT. SIMILARLY, UNDER FEDERAL LAW, CERTAIN BENEFITS AND CERTAIN WELFARE PAYMENTS MAY BE EXEMPT FROM GARNISHMENT. BENEFITS AND PAYMENTS ORDINARILY EXEMPT FROM GARNISHMENT INCLUDE, FOR EXAMPLE, SOCIAL SECURITY PAYMENTS, SSI PAYMENTS, VETERAN'S BENEFITS, AFDC (WELFARE) PAYMENTS, UNEMPLOYMENT COMPENSATION PAYMENTS, AND WORKERS' COMPENSATION PAYMENTS.

THESE EXAMPLES ARE FOR ILLUSTRATION PURPOSES ONLY. WHETHER YOU WILL BE ENTITLED TO CLAIM ANY EXEMPTION FROM THE PROCESS OF GARNISHMENT, AND, IF SO, WHAT PROPERTY MAY BE EXEMPT, WILL BE DETERMINED BY THE FACTS IN YOUR PARTICULAR CASE. IF YOU ARE UNCERTAIN AS TO YOUR POSSIBLE EXEMPTION RIGHTS, YOU SHOULD CONSULT A LAWYER FOR ADVICE.

TO CLAIM ANY EXEMPTION THAT MAY BE AVAILABLE TO YOU, YOU MUST PREPARE A "CLAIM OF EXEMPTION" FORM LISTING ON IT ALL YOUR WAGES AND PERSONAL PROPERTY; HAVE THE CLAIM OF EXEMPTION NOTARIZED; AND FILE IT IN THE CLERK'S OFFICE. ALSO, IT IS YOUR RESPONSIBILITY TO MAIL OR DELIVER A COPY OF THE CLAIM OF EXEMPTION TO THE PLAINTIFF WHO HAS A JUDGMENT AGAINST YOU. YOU MUST INDICATE ON THE CLAIM OF EXEMPTION THAT YOU FILE IN THE CLERK'S OFFICE WHETHER YOU MAILED OR DELIVERED THE COPY TO THE PLAINTIFF AND THE DATE ON WHICH YOU MAILED OR DELIVERED IT. THE CLERK CANNOT GIVE YOU LEGAL ADVICE. IF YOU NEED ASSISTANCE, YOU SHOULD SEE A LAWYER.

IF YOU FILE A CLAIM OF EXEMPTION, THE PLAINTIFF WILL HAVE APPROXIMATELY TEN (10) DAYS TO FILE A "CONTEST" OF YOUR CLAIM OF EXEMPTION. IF A CONTEST IS FILED, A COURT HEARING WILL BE SCHEDULED AND YOU WILL BE NOTIFIED OF THE TIME AND PLACE OF THE HEARING. IF THE PLAINTIFF DOES NOT FILE A CONTEST, THE PROPERTY CLAIMED BY YOU AS EXEMPT WILL BE RELEASED FROM THE GARNISHMENT.

IF YOU DO NOT FILE A CLAIM OF EXEMPTION, YOUR PROPERTY MAY BE TURNED OVER TO THE COURT AND PAID TO THE PLAINTIFF ON THE JUDGMENT AGAINST YOU.

TO PROTECT YOUR RIGHTS, IT IS IMPORTANT THAT YOU ACT PROMPTLY. IF YOU HAVE ANY QUESTIONS, YOU SHOULD CONSULT A LAWYER.