



ELECTRONICALLY FILED
1/24/2022 8:00 AM
63-SM-2014-900543.00
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

NAME AND ADDRESS OF PLAINTIFF (Persons Asserting Claim): LVNV Funding LLC 6801 S. Cimarron Road Suite 424-J Las Vegas, NV 89113	NAME AND ADDRESS OF DEFENDANT (Person Whose Property is Subject to Garnishment): 65N XXX-XX-2796 (Optional) Bessie Spencer 3834 5th Ave Tuscaloosa, AL 35405
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NAME AND ADDRESS OF ATTORNEY FOR PLAINTIFF:
Scott & Associates, P.C.
2012 Berryhill Rd
Montgomery, AL 36117
(866) 363-0809

DATE OF JUDGMENT: 10/07/2014

JUDGMENT AMOUNT: \$	768.99
INTEREST: \$	418.09
COSTS: \$	203.48
LESS CREDIT: \$	-184.65
OTHER: \$	0.00
TOTAL: \$	1,205.91

NAME AND ADDRESS OF GARNISHEE:
SPB Hospitality
19219 Katy Fwy
Houston, TX 77094

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, 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 12th

day of January, 2022 BRANDON GONZALEZ

Notary Public, Alabama State At Large

[Signature]
Notary Public/Clerk (Signature)

My Commission Expires 07/15/2025

[Signature]
Affiant/Attorney (Signature)

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, SPB Hospitality

(Name of garnishee)

and a copy on the defendant, Bessie Spencer

(Name of defendant)

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: YOUR 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 \$ 1,205.91 (Judgment and costs). You are required, after a period of 30 days from the first retention of any sum from the defendants 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:

1/24/22

Clerk
Address: _____

[Signature: Magaria Bobo]

By:

[Signature: KAD]

Deputy Clerk

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

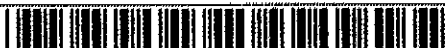
on (Date) _____

Service on (Defendant) _____

on (Date) _____

Served by: _____

Title: _____



PROCESS OF GARNISHMENT



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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, SPB HOSPITALITY (G002), and a copy on the defendant, SPENCER BESSIE (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 \$ \$1205.91 (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: 1/24/2022 /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: _____



IN THE DISTRICT COURT OF TUSCALOOSA COUNTY, ALABAMA

LVNV FUNDING LLC,
Plaintiff,

V.

SPENCER BESSIE,
Defendant.

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Case No.: SM-2014-900543.00

ORDER

Plaintiff having filed a Verified Motion for Judgment of 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 any and all sums withheld in partial satisfaction of the garnishment filed in this case, said sum(s) having been paid into the Office of the Circuit Clerk of Court of Tuscaloosa County. It is further ordered that the Clerk is directed to pay the sums to the attorney of record for Plaintiff.
2. All future funds paid into 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 25th day of January, 2024.

/s/ JAMES E GENTRY
DISTRICT JUDGE