



20080905000354370 1/1 \$11.00
Shelby Cnty Judge of Probate, AL
09/05/2008 11:25:37AM FILED/CERT

IN THE DISTRICT COURT OF SHELBY COUNTY, ALABAMA

MINES MELANIE,)	
)	
Plaintiff,)	
)	
v.)	Case No.: CS-2003-000158.00
)	
CATHEY BYRON GEORGE,)	
)	
Defendant.)	

ORDER

THIS CAUSE BEING SET FOR TRIAL THIS DATE AND THE PLAINTIFF APPEARING WITH HER ATTORNEY OF RECORD, HON. JIM GILLIS, AND NEITHER THE DEFENDANT NOR HIS ATTORNEY APPEARING THIS DATE. THE GUARDIAN AD LITEM, HON. BRENT L. CALLIHAN WAS ALSO PRESENT. UPON CONSIDERATION OF THE PENDING MOTIONS, THE COURT FINDS AS FOLLOWS:

MOTION TO COMPEL FILED BY THE PLAINTIFF IS HEREBY GRANTED. THE DEFENDANT IS HEREBY GIVEN 30 DAYS TO RESPOND TO ALL OUTSTANDING DISCOVERY. IN THE EVENT THE DEFENDANT FAILS TO COMPLY, THE COURT SHALL IMPOSE SANCTIONS TO INCLUDE FINES AND INCARCERATION.

REQUEST FOR INTERIM GUARDIAN AD LITEM FEES IS HEREBY GRANTED. THE DEFENDANT SHALL PAY THE SUM OF \$6,430.00 FOR GUARDIAN AD LITEM FEES ACCRUED TO THE DATE OF FILING OF SAID REQUEST. THE DEFENDANT IS GIVEN A CREDIT IN THE AMOUNT OF \$2,000.00 AS PREVIOUSLY PAID.

MOTION FOR INTERIM FEES FILED BY THE PLAINTIFF IS HEREBY GRANTED. THE DEFENDANT SHALL PAY THE SUM OF \$9,000.00 AS INTERIM ATTORNEYS FEES TO THE ATTORNEY OF RECORD FOR THE PLAINTIFF. THE DEFENDANT IS GIVEN A CREDIT IN THE AMOUNT OF \$5,500.00 AS PREVIOUSLY PAID.

MOTION TO COMPEL FILED BY DEFENDANT IS DENIED.

THIS MATTER IS HEREBY RESET FOR TRIAL DE NOVO BEFORE HON. ROBERT HARPER ON THE 15TH DAY OF MAY, 2008 AT 9:00 A.M.

DONE this 4th day of April, 2008

/s JAMES R KRAMER

Certified a true and correct copy

Date: 9/5/08

Mary H. Harris / mh
Mary H. Harris, Circuit Clerk
Shelby County, Alabama