

ALABAMA JUDICIAL DATA CENTER
JEFFERSON COUNTY
CERTIFICATE OF JUDGEMENTCV 95 003320.00
J SCOTT VOWELLIN THE CIRCUIT COURT OF JEFFERSON COUNTY
FIRST COMMERCIAL BANK VS DAVID KHOURY AKA DAVID P KHOURY

DEFENDANT

KHOURY DAVID AKA
KHOURY DAVID P
2134 VESTA RIDGE COURT
BHAM , AL 35216-0000

PARTY'S ATTORNEY:


PHILLIPS, PAUL A
100 VESTAVIA DR. PK. ST. 200
BIRMINGHAM , AL 35216

I, POLLY CONRADI (CV) , CLERK OF THE ABOVE NAMED COURT HEREBY
CERTIFY THAT ON 10/03/95 PLAINTIFF, FIRST COMMERCIAL BANK RECOVERED
OF DEFENDANT IN SAID COURT A JUDGEMENT FOR THE
SUM OF \$7,472.84 DOLLARS PLUS \$116.00 DOLLARS COURT COSTS, AND
THAT THE PLAINTIFF'S ATTORNEY(S) OF RECORD WAS: SPARKS, DANIEL DAVIDSON

10/03/95 JUDGMENT IS RENDERED IN FAVOR OF THE PLAINTIFF AND
AGAINST THE DEFENDANT, PER ATTACHED ORDER.

JUDGE VOWELL

GIVEN UNDER MY HAND THIS DATE 11/27/95


CLERK: POLLY CONRADI (CV)
716 W 21ST ST ROOM 313
BIRMINGHAM, AL 35263
(205) 325-5355OPERATOR: SIH
PREPARED: 11/27/95

PLAINTIFF'S ATTORNEY:

SPARKS, DANIEL DAVIDSON
925 FINANCIAL CENTER
505 N 20TH ST
BIRMINGHAM AL 35203

Inst # 1996-00306

01/04/1996-00306
09:59 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MCD 16.00

Inst # 1996-00306

IN THE CIRCUIT COURT FOR
JEFFERSON COUNTY, ALABAMA
TENTH JUDICIAL CIRCUIT

Filed In Open Court
This 3rd day of Oct. 1995
POLLY CONRADI
CLERK CIRCUIT COURT
By Thomas J. Eason
DEPUTY CLERK

IN RE:

FIRST COMMERCIAL BANK,

Plaintiff,

v.

DAVID KHOURY, a/k/a

DAVID P. KHOURY,

Defendant.

CIVIL ACTION NO:
CV 95-3320

CONSENT JUDGMENT

This cause came to be heard upon the plaintiff's Motion for Summary Judgment, and the parties, prior thereto, having informed the Court that they have mutually reached an agreement for entry of a Consent Judgment, now therefore, it is ORDERED, ADJUDGED and DECREED as follows:

1. Judgment is rendered in favor of the plaintiff, First Commercial Bank, (the "Bank"), and against the defendant, David Khoury a/k/a David P. Khoury ("Khoury") in the amount of \$7,472.84.

2. Khoury shall satisfy this Judgment by installment payments as follows:

A. \$3,000.00 to be paid and received by the Bank on or before October 1, 1995.

B. Monthly payments of \$300.00 commencing November 1, 1995 with each subsequent payment due the first day of each month thereafter, until this Judgment, plus post-judgment interest accruing, shall be paid in full.


C. Interest shall accrue on this Judgment at the legal rate of 12% until paid in full, and all payments hereunder shall be applied first to interest due and then to principal.

3. The Bank agrees not to record its Judgment in the Probate Courts, agrees not to initiate any sheriff's levy, execution or garnishment proceedings and further agrees not to initiate post judgment discovery so long as, and only so long as, Khoury shall make each and every installment payment due under this Consent Order on or before its respective due date. In the event Khoury should fail to make any installment payment on or before its respective due date, this paragraph shall be null and void, and the Bank shall be entitled to pursue all legal collection remedies, and shall further be entitled to initiate levy, execution, garnishment or any and all other collection proceedings which it deems appropriate.

4. Nothing in this Consent Order shall be deemed to preclude First Commercial Bank from regular and routine communication or correspondence with Khoury such as is routine and in the ordinary course of business of the banking industry.

5. Costs of Court are taxed to the defendant.

It is hereby DONE and ORDERED this 3rd day of October, 1995.



J. Scott Vowell
Circuit Court Judge

Copies mailed this day
pursuant to Rule 77(b)
of the Alabama Rules of
Civil Procedure.

Dated _____

Daniel D. Sparks
TOFFEL & SPARKS, P.C.
925 Financial Center
505 North 20th Street
Birmingham, AL 35203


Paul A. Phillips
100 Vestavia Office Park
Suite 200-A
Birmingham, AL 35216

Read and approved:



Daniel D. Sparks
Attorney for Plaintiff

Read and approved:



Paul A. Phillips
Attorney for Defendant

Inst # 1996-00306

Consent.Jdm

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