

State of Alabama
Unified Judicial System

NOTICE OF FILING OF
FOREIGN JUDGMENT

Att'y's copy
CASE NUMBER
CV-96-184
ID YR Number

Form C-70 10/86

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

NOTICE TO JUDGMENT DEBTOR:

Mr. Donald D. Cochran
4363 Highway 18
Montevallo, AL 35115

Associates Leasing, Inc.
Name of Judgment Creditor
6012 East Broadway
Address
Spokane, WA 99212

Clifford W. Cleveland
Name of Judgment Creditor's Attorney
P.O. Box 699
Address
Prattville, AL 36067

Superior Court / State of California
Name of Court Entering Foreign Judgment
November 23, 1994
Date Foreign Judgment Entered

226014
Case Number
\$63,472.86
Amount of Foreign Judgment

NOTICE IS HEREBY GIVEN THAT THE ABOVE REFERENCED FOREIGN JUDGMENT WAS FILED IN THE CIRCUIT CLERK'S OFFICE IN THE ABOVE NAMED COURT. THIS JUDGMENT HAS THE SAME EFFECT AND IS SUBJECT TO THE SAME PROCEDURES, DEFENSES AND PROCEEDINGS FOR REOPENING, VACATING, OR STAYING AS A JUDGMENT OF A CIRCUIT COURT OF THIS STATE AND MAY BE ENFORCED OR SATISFIED IN LIKE MANNER. YOU ARE FURTHER NOTIFIED THAT NO EXECUTION OR OTHER PROCESS FOR ENFORCEMENT OF THIS FOREIGN JUDGMENT SHALL ISSUE UNTIL THIRTY (30) DAYS AFTER THE DATE THE JUDGMENT IS FILED.

Date Foreign Judgment Filed
In The Circuit Clerk's Office:

March 4, 1996
(Date)

Don Reene
CLERK

Court Record (White) Judgment Debtor (Canary)

Cleveland, Valley

Inst 96-09381
03/22/1996-09381
01:19 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MCD 16.00

IN LIEU OF ORIGINAL

1 STEPHEN D. FINESTONE, S.B.N. 125675
2 DANIEL B. HOYE, S.B.N. 139683
3 HAAS & NAJARIAN
4 456 Montgomery Street, 16th Floor
5 San Francisco, CA 94104
6 Telephone: (415) 788-6330

7 Attorneys for Plaintiff
8 ASSOCIATED LEASING, INC.



FILED
RIVERSIDE CA

NOV 28 1994

By ARTHUR A. SIMS, Clerk
T. Koenig
Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF RIVERSIDE

11 ASSOCIATED LEASING, INC., a
12 Washington Corporation,

13 Plaintiff,

14 v.

15 DESIGN GIFTS INTERNATIONAL,
16 INC., a California Corporation, GERALD
17 COLAPINTO and EILEEN COLAPINTO,
18 husband and wife, DONALD COCHRAN,
19 individually, and JANE DOE COCHRAN,
20 his wife, and the marital community
21 composed thereof, dba COCHRAN'S &
22 COMPANY, and DOES 1-10, inclusive,

23 Defendants.

CASE NO. 226014

AMENDED JUDGMENT

Judge: Hon. Victor Miceli

228
2:00
9-28

22 This cause came on regularly for trial on April 14, 1994, in Department 3 of the above-
23 entitled Court, the Honorable Victor Miceli, judge, presiding, sitting without jury. Plaintiff
24 appeared by its attorney, Daniel B. Hoyer. Defendants Gerald P. Colapinto, Eileen Colapinto,
25 and Donald D. Cochran appeared by their attorney, Herbert C. Schulze. Defendant Design Gift
26 International, Inc. was defaulted on April 14, 1993 and did not appear at trial. Evidence, both
27 oral and documentary, having been presented by all parties present, the cause having been argued
28 and submitted for decision,

1 IT IS ORDERED, AND DECREED that:

2 1. Plaintiff Associated Leasing, Inc. is entitled to judgment against defendant Design
3 Gifts International, Inc. on Cause of Action No. 1 for breach of contract and Cause of Action No.
4 3 for intentional misrepresentation;

5 2. Plaintiff Associated Leasing, Inc. is entitled to judgment against defendant Gerald
6 P. Colapinto on Cause of Action No. 2 for breach of guaranty and Cause of Action No. 3 for
7 intentional misrepresentation;

8 3. Plaintiff Associated Leasing, Inc. is entitled to judgment against defendant Donald
9 D. Cochran on Cause of Action No. 3 for intentional misrepresentation;

10 4. Plaintiff Associated Leasing, Inc. recover judgment from defendants Design Gifts
11 International, Inc., Gerald P. Colapinto and Donald D. Cochran in the amount of \$53,588.12,
12 plus interest from October 1, 1990 in the amount of \$8,173.44, and costs of suit in the amount of
13 \$1,711.30;

14 5. Plaintiff Associated Leasing, Inc. recover attorneys' fees from defendants Design
15 Gifts International, Inc. and Gerald P. Colapinto in the amount of \$26,547.50; and

16 6. Defendant Eileen Colapinto is entitled to judgment against plaintiff Associated
17 Leasing, Inc. for costs of suit.

18
19 Dated: NOV 23 1994, 1994

By *Victor Miceli*
HONORABLE VICTOR MICELI
Judge for the Superior Court of the State of
California

20
21 N:\CLIENTS\2126.001\AMDJUDGM.PLD

22 This must be in red to be a
"CERTIFIED COPY"

23 Each document to which this certificate
24 is attached is certified to be a full,
25 true and correct copy of the original
26 on file and of record in my office.

27 ARTHUR A. SIMS, CLERK Riverside
Superior Court, County of Riverside,
State of California OCT 16 1995

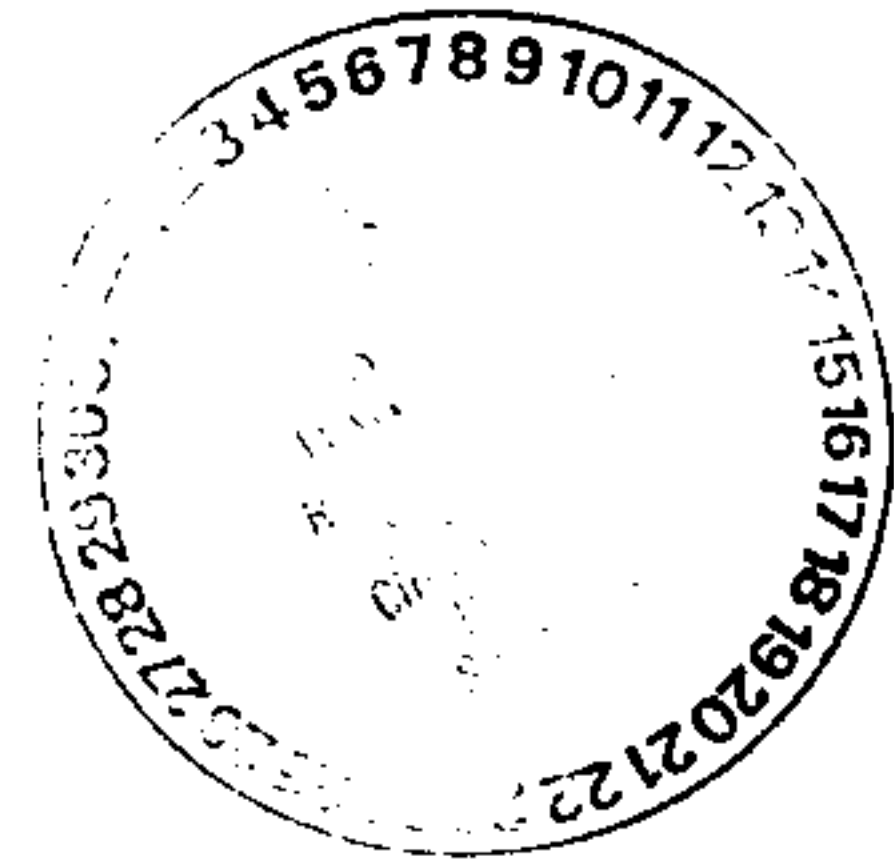
28 Dated: _____



AMENDED JUDGMENT

Certification must be in red to be a
"CERTIFIED COPY"

STATE OF ALABAMA)
)
COUNTY OF AUTAUGA)



AFFIDAVIT

The affiant being first duly sworn, said and deposed as follows:

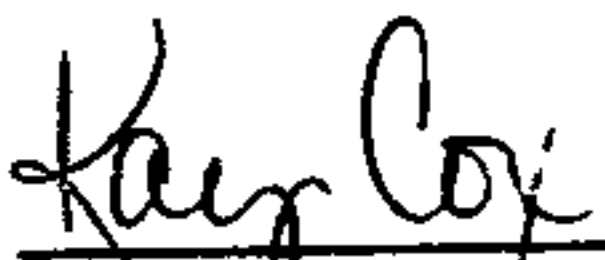
My name is Clifford W. Cleveland, and I represent Associated Leasing, Inc., a Washington corporation, which firm is a judgment creditor of Mr. Donald D. Cochran and other Defendants by virtue of a judgment rendered by The Superior Court of The State of California, County of Riverside in Case No. 226014 dated November 23, 1994.

The amount of the judgment is \$61,761.56 plus costs in the amount of \$1,711.30. Said judgment is valid, enforceable, and unsatisfied.


CLIFFORD W. CLEVELAND
Attorney for Judgment Creditor
Associated Leasing, Inc.

Further the affiant sayeth not.

SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 27th DAY OF February, 1996.


NOTARY PUBLIC

MY COMMISSION EXPIRES AUGUST 18, 1997

Inst # 1996-09381

03/22/1996-09381
01:19 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE
004 NCD 16.00