

CERTIFICATE OF JUDGMENT

Case Number
CV 96 1995
Yr Number

IN THE CIRCUIT COURT OF JEFFERSON COUNTY

Plaintiff: THE OVATION GROUP, INC.
9220 A-1 PARKWAY EAST
SUITE 114
BIRMINGHAM, AL 35206

Judgment Date 8/28/97

Judgment \$ 59,836.00

Costs

Other

TOTAL \$ 59,836.00

VS

Defendant: HUNTER V. POPE
2220 OLD SPRINGVILLE ROAD
BIRMINGHAM, AL 35215

Inst # 1997-31265

09/29/1997-31265
10:01 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

002 SNA 11.00

Plaintiff's Atty. Douglas P. Corretti

Defendant's Atty. Garrick Stotser

JUDGMENT RENDERED IN FAVOR OF

PLAINTIFF

X DEFENDANT

JUDGMENT:

☐ Default

☐ Dismissal

☐ Detinue

☒ Other

☐ Consent

☐ Workman's Comp.

☐ Unlawful Detainer

☐ Non Suit

☐ Pro Ami

JUDGMENT CONDITIONS:

☐ With Exemptions

☐ With Prejudice

☐ Without Exemptions

☐ Without Prejudice

8/28/97 The arbitration award filed this day per attached paper is enrolled as the final judgment in this action. Costs are taxed to the party incurring same.

Judge Hanes

Certified as a True Copy

September 24, 1997

CLERK

Gally Connolly
CLERK

IN THE CIRCUIT COURT OF JEFFERSON COUNTY

THE OVATION GROUP, INC.

Inst # 1997-31265
Plaintiff 09/29/1997-31265

vs.

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SHELBY COUNTY JUDGE OF PROBATE

002 SNA 11.00

HUNTER V. POPE

HUNTER V. POPE, D.M.D., P.C.

CASE NO. CV96-1995 AJH

and

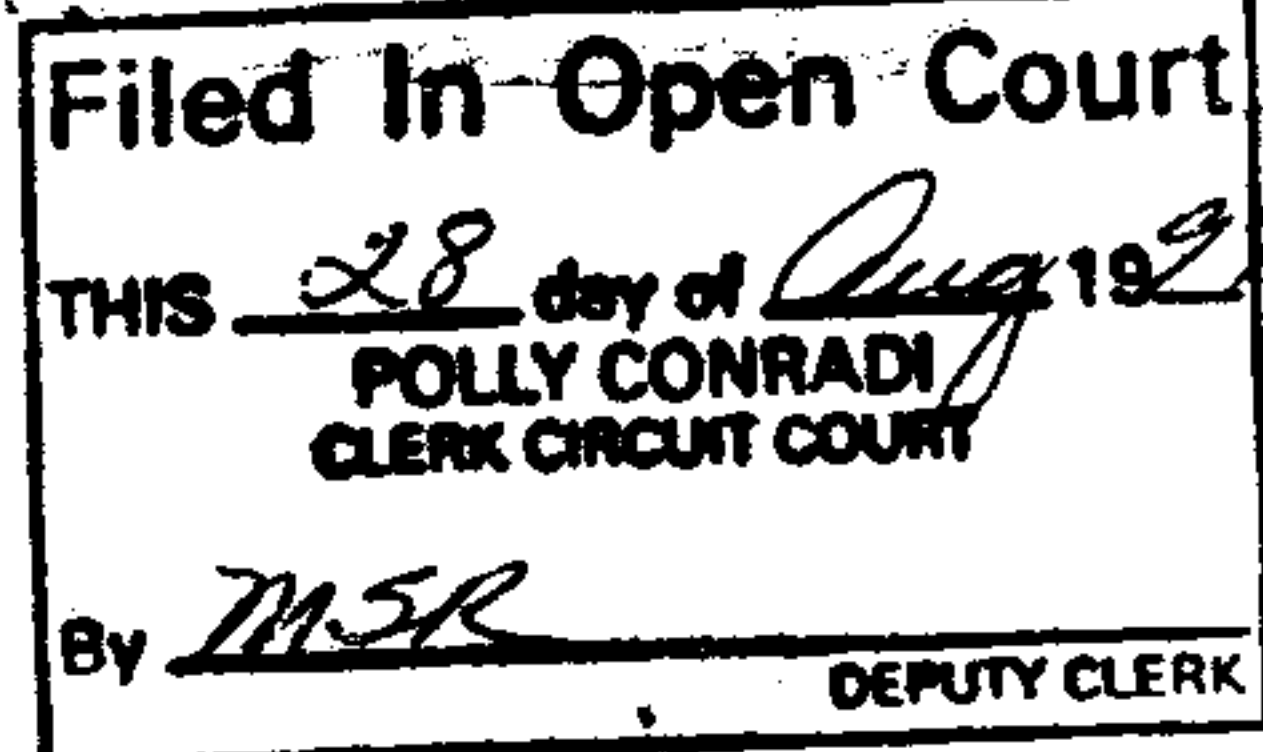
FIRST ALABAMA BANK (Regions Bank)

Defendants

vs.

DAVID HINKLE

Cross-Defendants



BY ORDER OF THE COURT

ARBITRATION AWARD

After consideration of the written arguments presented by both sides as well as the testimony and documentary exhibits presented by all parties as well as a viewing of the office building and house which are the subjects of the disputes between the parties hereto the arbitrators upon due consideration of all evidence and arguments do make the following awards to the plaintiff and defendants. The Defendant and Cross-Plaintiff, Dr. Hunter V. Pope, is herewith awarded the sum of \$59,836.00 as damages associated with construction of the house and office buildings. At the request of the parties, the sum of \$28,000.00 of that due to Dr. Hunter V. Pope is assigned as damages for the office building and the sum of \$31,836.00 is assigned as damages for the defects and delays and completion associated with the construction of the house.

The Arbitrators find that the Lien now on the residential property should be released forthwith. The arbitrators further find that David Hinkle is not guilty of fraud and should not be held personally liable for the damages awarded herein and find for the plaintiff and cross defendant, David Hinkle, on the defendants amended cross claim. Each of the parties are to bear their own cost associated with the arbitration.

ARBITRATORS:

Gayle C. Spencer
Witness

James D. Spencer

8/21/97
Date

Jan M. Thomson
Witness

Ernest Dean Thomson

8-21-97
Date

Emily R. Fretschel
Witness

Robert C. Gentle

8-21-97
Date

Inst # 1997-31265