

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

PRIDE BUILT CABINETS, INC.,

Plaintiff,

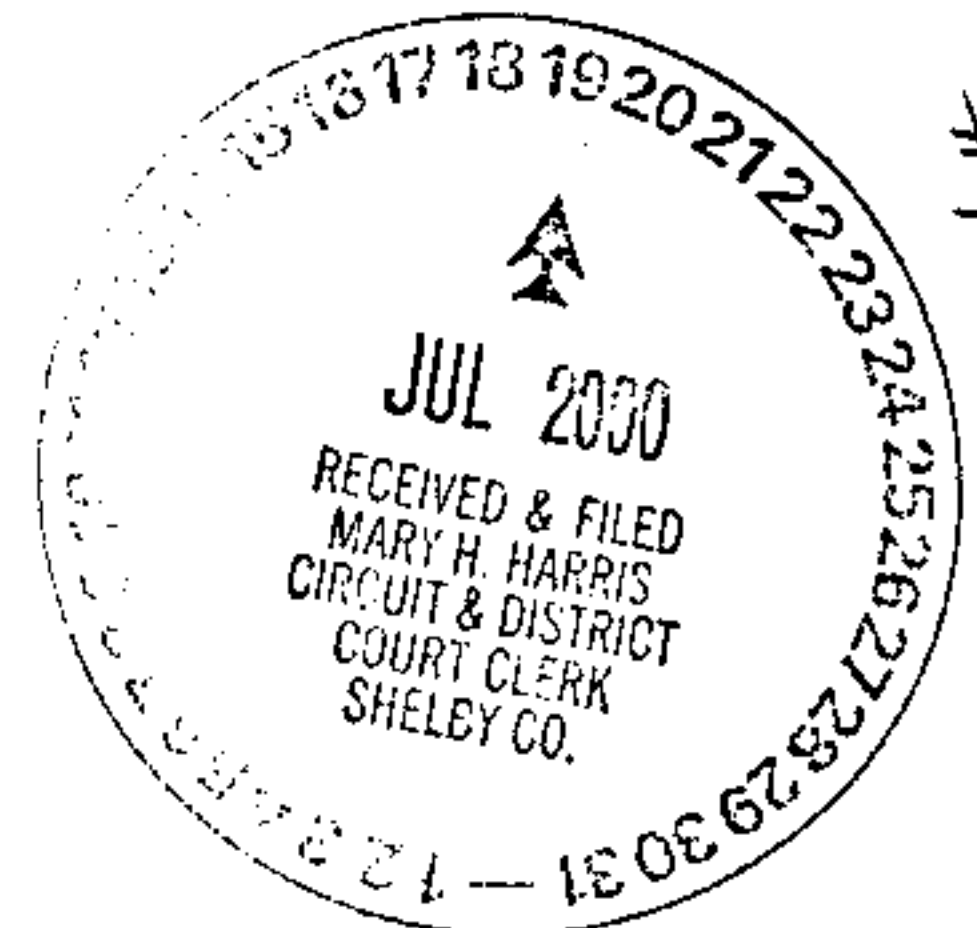
vs.

DAVID DOWNARD and TAMMY
DOWNARD,

Defendants.

CIVIL ACTION NUMBER

CV-98-806



Inst # 2000-24338

ORDER FOR PARTIAL JUDGMENT

This matter came on to be heard at trial on MAY 31, 2000, with all parties and their counsel being present. Based upon the evidence presented, the Defendant's Motion for Partial Judgment as a Matter of Law and Plaintiff's counsel's agreement, the Court finds that the Mechanic's Lien Verified Statement in the amount of Four Thousand Seven Hundred Seventy-Five and 00/100 Dollars (\$4,775.00) filed by Plaintiff Pride Built Cabinets, Inc. in the Office of the Judge of Probate of Shelby County, Alabama at Instrument # 1998-29934 is not supported by the evidence in this action.

It is therefore, **ORDERED, ADJUDGED, and DECREED** as follows:

1. A partial judgment as a matter of law is entered against the Plaintiff, Pride Built Cabinets, Inc., and in favor of the Defendants, David Downard and Tammy Downard, as to any claim or attempt to perfect and enforce the Mechanic's Lien Verified Statement in the amount of Four Thousand Seven Hundred Seventy-Five and 00/100 Dollars (\$4,775.00) filed by Plaintiff Pride Built Cabinets, Inc. in the Office of the Judge of Probate of Shelby County, Alabama at Instrument # 1998-29934.

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2. This order be recorded in the Office of the Judge of Probate of Shelby County, Alabama, in order expunge and release from the records of the Office of the Probate Judge of Shelby County, Alabama, the Mechanic's Lien Verified Statement in the amount of Four Thousand Seven Hundred Seventy-Five and 00/100 Dollars (\$4,775.00) filed by Pride Built Cabinets, Inc. at Instrument # 1998-29934.
3. Other claims in this action remain pending until further order of this court.

DONE and ORDERED this the 19 day of July, 2000.


J. MICHAEL JOINER
CIRCUIT COURT JUDGE

cc: Joe L. Tucker, Jr.
Laurie Boston Sharp

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