

## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ALABAMA SOUTHERN DIVISION

NATIONAL CANADA FINANCE, LLC.	}
Plaintiff,	}
V.	Case Number: CV-02-CO-1000-S
JWF INDUSTRIES, INC. and JOHN W.	}
FLEMING,	}
Defendant and Third-Party	$\hat{race}$
Plaintiff,	}
V.	}
LARRY C. LAVENDER,	}
	}
Third-Party Defendant.	}

## CERTIFICATE OF JUDGMENT

I, Perry D. Mathis, Clerk of the United States District Court for the Northern District of Alabama, do hereby certify that on the 12<sup>th</sup> day of January, 2004, a Judgment was rendered in the United States District Court for the Northern District of Alabama, in the above-styled cause, wherein it was ORDERED by the Court that National Canada Finance, LLC (NCF) obtained a Judgment against defendant JWF Industries, Inc., whose address is c/o attorney James F. Walsh., Adams & Reese/Lange, Simpson LLP, 2100 3<sup>rd</sup> Avenue, North, Suite 1100, Birmingham, AL 35203-3367 as shown in the Court proceeding, for the sum of \$263,420.16 Dollars, and interest at the rate of 1.29% from date of said Judgment; thereon as provided by law, plus costs and fees; that plaintiff National Canada Finance, LLC (NCF) obtained a Judgment against defendant John W. Fleming whose address is c/o attorney James F. Walsh, Adams & Reese/Lange, Simpson LLP, 2100 3<sup>rd</sup> Avenue, North, Suite 1100, Birmingham, AL 35203-3367 as shown in the Court proceeding, for the sum of \$263,420.16 Dollars and interest at the rate of 1.29% from date of said Judgment; thereon as provided by law, plus cost and fees; cost not taxed; and that David B. Anderson of Walston, Wells, Anderson & Baines LLP is the Attorney of Record for plaintiff in said cause.

WITNESS My Hand and Seal of this Court on January 30, 2004.

PERRY D. MATHIS, CLERK
By: Shully Brown

Deputy Clerk

ールーレ

## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ALABAMA, JAN 12 PM 4: 07 SOUTHERN DIVISION

U.S. UISTRICT COURT N.D. OF ALABAMA

NATIONAL CANADA FINANCE, LLC.,	N.D. OF ALABAMA
Plaintiff,	
VS.	] CV02-CO-01000-S
JWF INDUSTRIES, INC. and JOHN W. FLEMING,	
Defendant and Third-Party Plaintiff,	
VS.	ENTERED
LARRY C. LAVENDER,	JAN (2 2000)
Third-Party Defendant.	

## JUDGMENT

Before the Court is the motion for summary judgment filed by National Canada Finance, LLC ("NCF") and the motion for summary judgment filed by third party defendant Larry C. Lavender ("Lavender").

The issues having been considered and a decision having been duly rendered, it is hereby ORDERED, ADJUDGED, and DECREED that:

4

- The motion for summary judgment, filed by third-party defendant Lavender, is GRANTED;
- The motion for summary judgment, filed by NCF is GRANTED;
- NCF shall recover of the defendant JWF the sum of \$263,420.16, with interest thereon as provided by law, plus costs and fees;
- NCF shall recover of the defendant Fleming the sum of \$263,420.16, with interest thereon as provided by law, plus costs and fees.

L. SCOTT COOGLER

UNITED STATES DISTRICT JUDGE