



ELECTRONICALLY FILED
7/31/2009 11:24 AM
CV-2006-001643.00
CIRCUIT COURT OF
MADISON COUNTY, ALABAMA
JANE C. SMITH, CLERK

IN THE CIRCUIT COURT OF MADISON COUNTY, ALABAMA

CONSOLIDATED CONSTRUCTION
COMPANY OF ALABAMA,

Plaintiff,

V.

ALR ROOFING & LEAK REPAIR
C/O JOHN PAYNE,
ALR ROOFING & LEAK REPAIR
INC C/O JOHN L RACKLEY,
ALR WATERPROOFING INC C/O
LARRY RACKLEY,
PLASTER JUSTIN,
RACKLEY LARRY,
ALR MANAGEMENT GROUP, LLC
ET AL,

Defendants.



20100120000018080 1/2 \$14.00
Shelby Cnty Judge of Probate, AL
01/20/2010 09:46:56 AM FILED/CERT

Case No.: CV-2006-001643.00

ORDER

APPLICATION, AFFIDAVIT, AND ENTRY OF DEFAULT filed by CONSOLIDATED
CONSTRUCTION CO against ALR CORPORATION is hereby GRANTED.

DONE this 31st day of July, 2009.

/s CARYL PENNEY PRIVETT

CIRCUIT JUDGE

STATE OF ALABAMA
MADISON COUNTY

IN THE CIRCUIT COURT
CASE NO. **CV06-1643**

I, Jane C. Smith, Clerk of the Circuit Court of Madison County,
Alabama hereby certify that this is a full true and correct copy of
the original record as the same appears of record and now
on file in this office.

Witness my hand this the 9th day of Dec. 2009

CLERK CIRCUIT COURT



ELECTRONICALLY FILED
7/21/2009 12:29 PM
CV-2006-001643.00
CIRCUIT COURT OF
MADISON COUNTY, ALABAMA
JANE C. SMITH, CLERK

State of Alabama
Unified Judicial System

APPLICATION, AFFIDAVIT, AND ENTRY OF DEFAULT

Form C-25 Rev. 8/97

IN THE CIRCUIT COURT OF MADISON COUNTY, ALABAMA
(Circuit or District) (Name of County)

CONSOLIDATED CONSTRUCTION COMPANY OF ALABAMA v. ALR CORPORATION
Plaintiff Defendant

☒ I, affiant, request that the ☐ clerk of court, or ☒ judge enter a default judgment against the above-named defendant,*
in the above case for the defendant(s)' failing to plead, answer or otherwise defend.

*Separate form shall be completed for each
defendant in cases involving multiple defendants.

Signed

Stacy L. Moon

The affiant, Stacy L. Moon, being duly sworn, states as follows:

1. That the affiant has personal knowledge of the facts set forth in this affidavit.
2. That the defendant was served with a summons and a copy of the Statement of Claim/Complaint on (date) February 6, 2009.
3. That more than 150 days have elapsed since the defendant was served with a summons and a copy of the Statement of Claim/Complaint.
4. That the defendant has failed to answer or otherwise defend against the plaintiff's claim/complaint.
5. That this affidavit is executed by the affiant in accordance with Rule 55(a) of the Alabama Rules of Civil Procedure, for the purpose of enabling the plaintiff to obtain an entry of default against the defendant, for the defendant's failing to answer or otherwise defend against the plaintiff's claim/complaint.

6. That the defendant is not an infant or an incompetent person, and there has been no violation of the provisions of Chapter 19, Title 5, Code of Alabama 1975.

7. Judgment Conditions: ☐ with ☒ without waiver of exemptions.

8. That the amount of money claimed by the defendant to the plaintiff is

☒ THE SUM OF \$ 669,911.37, which is to be determined as follows:

Principal Balance \$ 543,218.22

Interest \$

Attorney Fee \$ 126,693.15 (if requesting attorney's fees, it must be determined by the judge,

not the clerk).

(If provided by contract, note or law)

☐ SPECIFY PROPERTY (Describe on a separate sheet of paper, property of which the plaintiff demanded right to possession from the defendant in the claim/complaint).

9. The affiant requests entry of judgment: ☒ By the Court

☐ By the Clerk

Sworn To and Subscribed Before Me This

Date: July 21, 2009

Christine M. Potter
Officer's Signature Notary
Title

Affiant

Stacy L. Moon

Entry of default entered against the defendant,

Date

Judge/Clerk

Default judgment is hereby rendered against the defendant in the amount of \$

Date

Judge/Clerk



20100120000018080 2/2 \$14.00
Shelby Cnty Judge of Probate, AL
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