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Shelby Cnty Judge of Probate, AL  
02/16/2012 10:35:51 AM FILED/CERT

**IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA**

**SHELBY AUTO BROKERS, et al.,**

**Plaintiffs,**

**v.**

**TERRY MCCOLLUM, et al.**

**Defendants.**

RECEIVED AND FILED  
Case No.: CV-01-478  
MARY H. HARRIS

CIRCUIT & DISTRICT  
COURT CLERK  
SHELBY CO

**AFFIDAVIT OF CARMON HALL MCCONATHY**

Before me, the undersigned a Notary Public in and for said County and State, personally appeared Carmon Hall McConathy who is known to me and who, being first duly sworn, deposes and says as follows:

1. My name is Carmon Hall McConathy. I am over the age of 21 years and I am competent to testify as to the matters asserted herein of which I am familiar.
2. As regarding the Default Judgment entered on February 26, 2002, by the Honorable Dan Reeves against Defendants Terry McCollum and M & M Associates in the amount of Sixteen Thousand, Five Hundred (\$16,500.00) Dollars in compensatory damages and Sixteen Thousand, Five Hundred (\$16,500.00) in punitive damages, plus Court costs, I can state with absolute certainty that as of the date this Affidavit is given Defendants have **not** satisfied the judgment, either in part or in whole.
3. To date, there remains an outstanding balance due of Thirty-Three Thousand (\$33,000.00) Dollars, plus Court costs, plus accrued interest from the date of entry of said Judgment.



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the judgment and said judgment will be presumed to have been satisfied, despite having not been satisfied.

WHEREFORE, Plaintiffs respectfully request this Honorable Court enter an Order renewing and/or reviving the judgment against Defendants Terry McCollum and M & M Associates originally entered on February 26, 2002.

Respectfully Submitted,

*Carmon Hall McConathy*

SHELBY COUNTY AUTO BROKERS  
PRO SE

By: Carmon Hall McConathy  
714 Olde Towne Circle  
Alabaster, Alabama 35007  
Telephone: (205) 305-5242  
Email: hallcl@bellsouth.net

**CERTIFICATE OF SERVICE**

Unless otherwise served by the AlaFile system, I hereby certify that I have this date served a copy of the foregoing pleading upon all parties in this cause by placing a copy of same in the United State mail, postage paid, addressed as follows:

Terry McCollum  
209 Silver Creek Parkway  
Alabaster, Alabama 35007

M & M Associates  
c/or Agent for Service of Process:  
Terry McCollum  
209 Silver Creek Parkway  
Alabaster, Alabama 35007

Dated this 16<sup>th</sup> day of February, 2012.

*Carmon Hall McConathy*  
PRO SE

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

RECEIVED AND FILED  
MARY H. HARRIS

SHELBY AUTO BROKERS, et al.,

Plaintiffs,

v.

CIRCUIT & DISTRICT  
COURT CLERK  
SHELBY CO  
Case No.: CV-01-478

TERRY MCCOLLUM, et al.

Defendants.

**PLAINTIFFS' MOTION TO RENEW AND/OR REVIVE JUDGMENT**

COME NOW Plaintiffs, acting pro se, and hereby move this Honorable Court to renew and/or revive the Default Judgment entered by the Court in this matter on February 26, 2002, against Defendants Terry McCollum and M & M Associates in the amount of Sixteen Thousand, Five Hundred (\$16,500.00) Dollars in compensatory damages and Sixteen Thousand, Five Hundred (\$16,500.00) in punitive damages, plus Court costs. (See February 26, 2002 Default Judgment attached hereto as Exhibit A) As grounds for said motion, Plaintiffs hereby state as follows:

1. To date, Defendants have **not** satisfied the aforementioned Judgment. (See Affidavit of Carmon Hall McConathy attached hereto as Exhibit B)
2. To date, there remains an outstanding balance due of Thirty-Three Thousand (\$33,000.00) Dollars, plus Court costs, plus accrued interest from the date of entry of said Judgment. (See Affidavit of Carmon Hall McConathy attached hereto as Exhibit B)
3. Pursuant to Alabama Code § 6-9-191, a judgment must be presumed to have been satisfied after 10 years have elapsed from the entry of the judgment. On February 25, 2012, a period of ten (10) years will have elapsed since the Court's entry of



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GIVEN UNDER MY HAND THIS THE 16<sup>th</sup> DAY OF FEBRUARY, 2012.

Carmen Hall McConathy  
CARMON HALL MCCONATHY

SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 16<sup>th</sup> DAY OF  
FEBRUARY, 2012.

[SEAL]

Richard L. Horton  
NOTARY PUBLIC

MY COMMISSION EXPIRES: 3-28-12

Exhibit B



SHELBY AUTO BROKERS, et al.,

IN THE CIRCUIT COURT OF

Plaintiff,

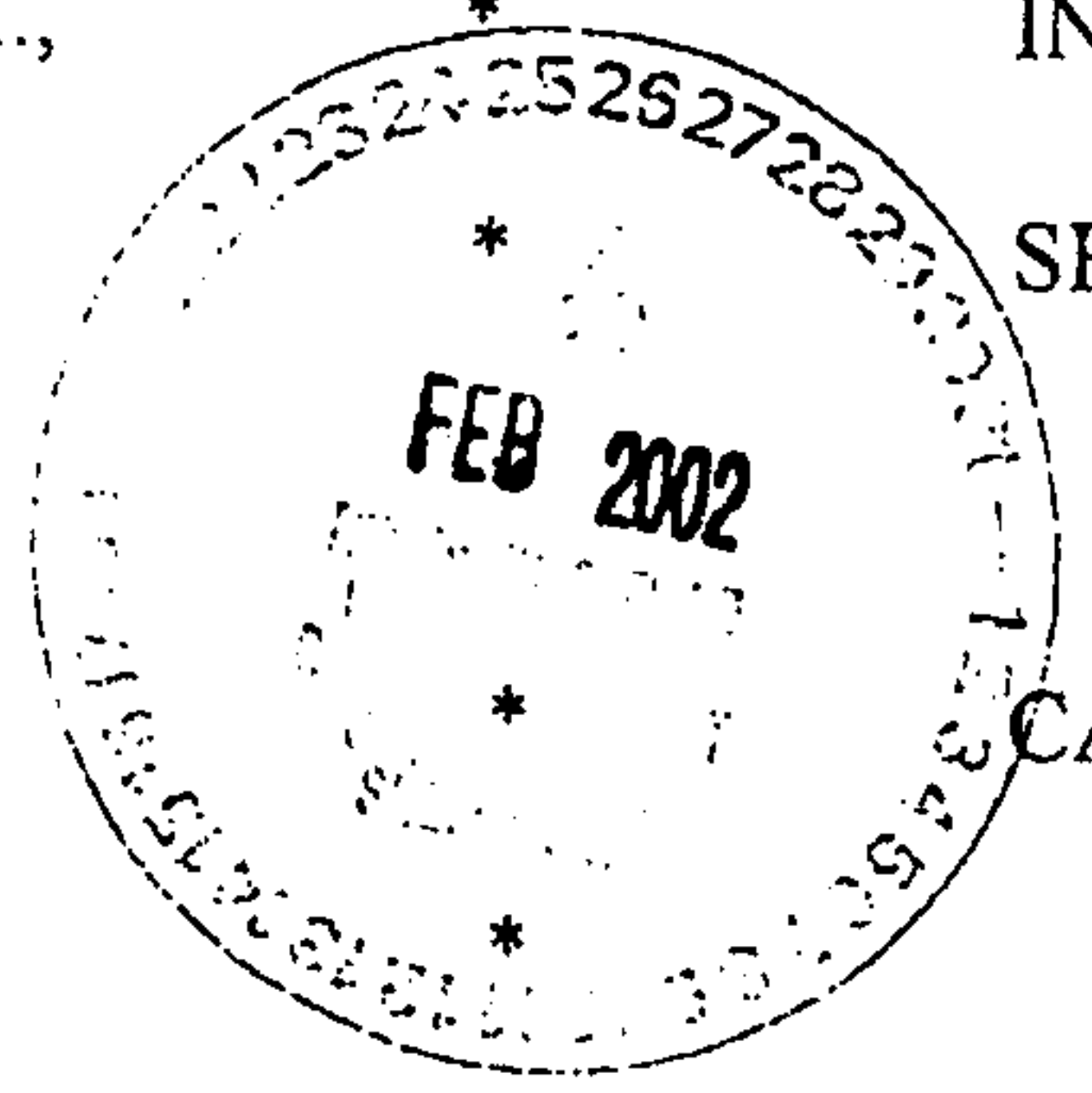
SHELBY COUNTY, ALABAMA

VS

TERRY MCCOLLUM, et al.,

CASE NO: CV-01-478

Defendant.




**DEFAULT JUDGMENT ENTERED BY THE COURT**

This matter coming before the Court for trial on February 25, 2002 and the Plaintiff appearing, but the Defendant, Terry McCollum having failed to appear after being notified, default is hereby entered in favor of the Plaintiffs and against the Defendants, Terry McCollum and M & M Associates.

And after consideration of the evidence and testimony presented by the Plaintiffs, the Court is of the opinion that the Plaintiffs are entitled to judgment against the Defendants in the amount of Sixteen Thousand, Five Hundred (\$16,500.00) DOLLARS in compensatory damages and Sixteen Thousand, Five Hundred (\$16,500.00) DOLLARS in punitive damages.

It is therefore **CONSIDERED, ORDERED, ADJUDGED, and DECREED** by the Court that the Plaintiffs have and recover of the Defendants, Terry McCollum and M & M Associations said sum Sixteen Thousand, Five Hundred (\$16,500.00) DOLLARS in compensatory damages and Sixteen Thousand, Five Hundred (\$16,500.00) DOLLARS in punitive damages and costs of Court in this cause accrued taxed against said Defendants.

DONE and ORDERED this 26th day of February, 2002.

  
DAN REEVES  
CIRCUIT JUDGE

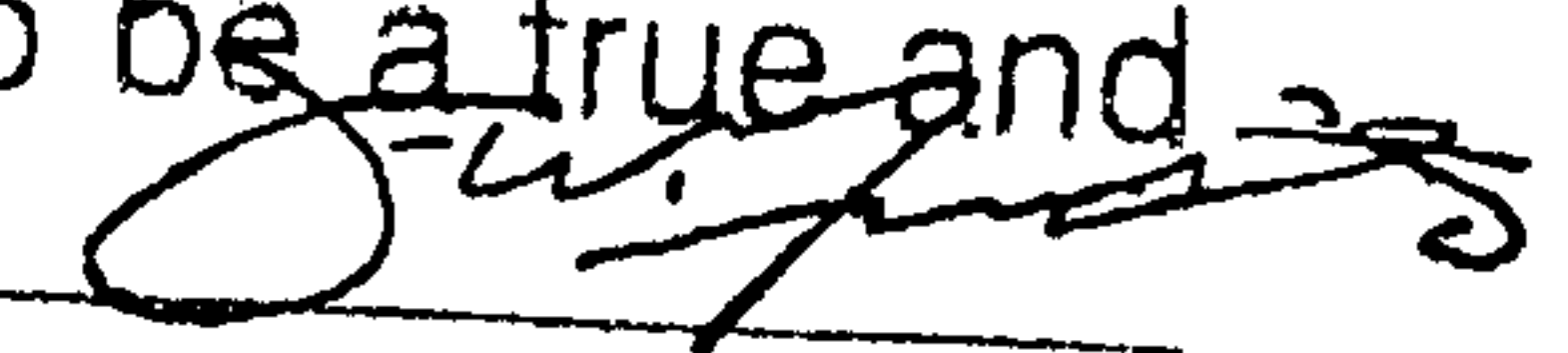
I certify this to be a true and correct copy   
RH 1/15  
8-17-10  
Probate Judge  
Shelby County

Exhibit A