

IN THE CIRCUIT COURT FOR MONROE COUNTY, TENNESSEE  
AT MADISONVILLE

CITIZENS NATIONAL BANCORP, )  
INC. D/B/A CITIZENS NATIONAL )  
BANK OF TENNESSEE, )

Plaintiff, )

vs. )

MC FALLS-INGRAM, LLC. )  
and RICHARD E. MCFALLS )

Defendants. )



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Shelby Cnty Judge of Probate, AL  
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No. V-11192-S



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DEFAULT JUDGMENT

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This cause came to be heard on the 10<sup>th</sup> of October, 2011, before the Honorable J. Michael Sharp, Circuit Court Judge, upon Plaintiff Citizens National Bank's Motion for Default Judgment pursuant to *Tennessee Rules of Civil Procedure* 55.01, against Defendants McFalls-Ingram, LLC and Richard E. McFalls. Upon the testimony of witnesses, examination of documents, argument of counsel, and the entire record, the Court finds that Defendant McFalls-Ingram, LLC, thru its TN Registered Agent, Sharon Powers, was duly served with a copy of the Summons and Complaint by service through Certified Mail Return Receipt Requested under the authority of Tenn. R. Civ. P. 4 (4) and (11), on the 20<sup>th</sup> day of June, 2011, as fully appears in the record of this Court. Defendant Richard E. Falls was duly served with copies of the Summons and Complaint by service through Certified Mail Return Receipt Requested, in compliance with the requirements of Tenn. R. Civ. P. 4, on the 9<sup>th</sup> day of June, 2011, but that Defendants have failed to plead,

appear or otherwise defend. The Court further finds that Defendants McFalls-Ingram, LLC. and Richard E. McFalls are not incompetent nor minors.

The Court further finds that Defendants McFalls-Ingram, LLC. and Richard E. McFalls are indebted to the Plaintiff, jointly and severally, in the total amount of Twenty-Seven Thousand Six Hundred Fifty-Two and 92/100 (\$27,652.92) Dollars plus interest, attorney's fees and court costs. It is therefore,

**ORDERED, ADJUDGED AND DECREED** that Judgment by default enter against Defendants McFalls-Ingram, LLC. and Richard E. McFalls, jointly and severally, in favor of the Plaintiff in the total amount of Twenty-Seven Thousand Six Hundred Fifty-Two and 92/100 (\$27,652.92) Dollars plus attorneys fees in the amount of Fifteen (15%) Percent, Four Thousand One Hundred Forty-Seven and 94/100 (\$4,147.94) Dollars, for total Judgment of Thirty-One Thousand Eight Hundred and 86/100 (\$31,800.86) Dollars and post judgment interest at the rate of ten (10%) percent per annum from the date of entry of this Order. It is further

**ORDERED** that the costs of this cause are taxed against Defendants McFalls-Ingram, LLC. and Richard E. McFalls, for which execution may issue.

This the 19<sup>th</sup> day of April, 2011.

State of Tennessee

County of Monroe

I certify that the foregoing is a true and perfect copy of the original

Filed with me

This the 12<sup>th</sup> day of April 2012

MARTHA M. COOK  
Circuit Court Clerk

HONORABLE J. MICHAEL SHARP  
CIRCUIT COURT JUDGE

FILED  
OCT 10 2011  
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MARTHA M. COOK  
CIRCUIT COURT CLERK

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[CNB v. McFalls-Ingram, LLC et al – Default Judgment]

APPROVED FOR ENTRY:

**CARTER, HARROD & WILLHITE, PLLC**

BY: B. J. Willhite  
BRIDGET J. WILLHITE, BPR #21951  
Attorney for Plaintiff  
One Madison Ave.  
P.O. Box 885  
Athens, TN 37371  
(423) 745-7447

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and exact copy of the foregoing document was forwarded to counsel of record by placing a copy of same in the United States Mail, postage prepaid, and addressed as follows:

Ms. Sharon Powers  
as TN Registered Agent of  
McFalls-Ingram, LLC  
190 N. Purdue Ave.  
Oak Ridge, TN 37830

Mr. John E. Ingram  
1635 N. McFarland Blvd., Ste. 502  
Tuscaloosa, AL 35406

Mr. Richard E. McFalls  
644 Camp Branch Rd.  
Alabaster, AL 35007

THIS 10<sup>th</sup> day of October, 2011.


**CARTER, HARROD & WILLHITE, PLLC**

BY: B. J. Willhite



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BRIDGET J. WILLHITE

  
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