

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ALABAMA, WESTERN DIVISION**

In re:

ROBERT L. SHIELDS, III, Trustee
c/o William Dennis Schilling, Attorney
PO Box 55147
Birmingham, AL 35255

Plaintiff(s)

vs.

JAMES N. CARROLL
BETTY L. CARROLL
10751 Bent Brook Drive
Vance, AL 35490

Defendant(s)

BK Case No. 13-72355-BGC7

AP No. 14-70007

CERTIFICATE OF JUDGMENT

I, the undersigned deputy clerk of the Office of the Clerk of Bankruptcy Court, do hereby certify that on October 16, 2014, a judgment was rendered in the United States Bankruptcy Court for the Northern District of Alabama, Western Division in the above-styled cause wherein it was **ORDERED** by the Court that:

Robert L. Shields, III, Trustee, obtained a Judgment against James N. Carroll without waiver of exemptions for the sum of Five Hundred Thousand---(\$500,000.00) Dollars.

William Dennis Schilling is the Attorney of Record for Plaintiff, Robert L. Shields, III, Trustee in said cause.

Given under my hand and seal of this Court on October 16, 2014.



**Scott W. Ford, Clerk
United States Bankruptcy Court**

By /s/ Kim Martin
Deputy Clerk

20141017000328580 1/4 \$23.00
Shelby Cnty Judge of Probate, AL
10/17/2014 08:58:09 AM FILED/CERT

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
WESTERN DIVISION**

IN RE:	)	
	)	
JBJ CONSTRUCTION, LLC,	)	BANKRUPTCY CASE NO.:
	)	13-72355-CMS-7
Debtor.	)	
	)	
ROBERT L. SHIELDS, III, TRUSTEE,	)	
	)	
Plaintiff.	)	
	)	ADVERSARY PROCEEDING NO.:
vs.	)	14-70007
	)	
JAMES N. CARROLL and,	)	
BETTY L. CARROLL,	)	
	)	
Defendants.	)	

ORDER

This matter came before this Court on October 14, 2014 on the Joint Motion to Approve Compromise/Settlement Agreement (Proceeding No. 215 in the main case and Proceeding No. 58 in the above adversary proceeding). Appearances were noted in the record.

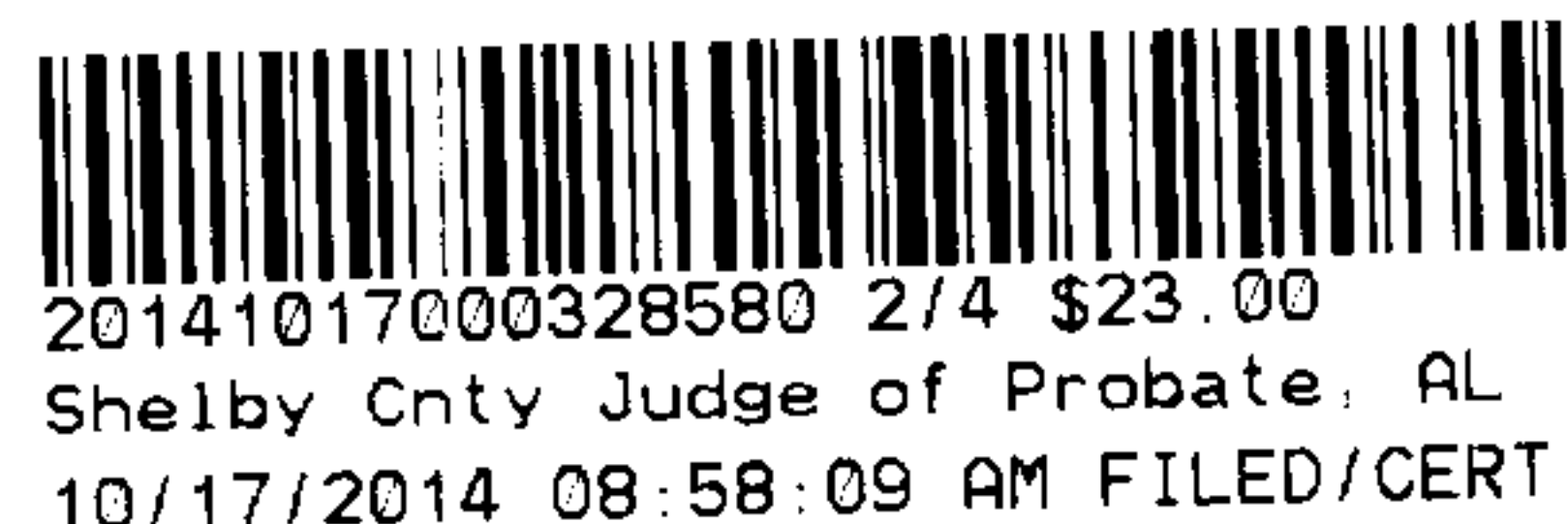
The Court having been advised at the hearing that the conditions of the Settlement Agreement have been met with the exception of paragraph 3 which requires James Carroll to turnover the bank account at Alabama One ending in #1894.

Attorneys representing the Trustee and the Carrolls have advised that Alabama One has refused to turnover the account and has claimed an offset as regards that account.

Accordingly, it is impossible for James Carroll to fulfill this term of the Settlement Agreement and by agreement of both parties, James Carroll is relieved of this part of the Settlement Agreement subject to the further conditions as set out in this order.

Based upon the file, representations of counsel, it is ORDERED, ADJUDGED and DECREED as follows:

1. The motion and the Settlement Agreement are approved with the following modifications:



- a. That any and all rights of James or Betty Carroll have as regards account #1894 at Alabama One Credit Union are assigned to Robert L. Shields, III, Trustee of this estate.
- b. Further, pursuant to the motion and the Settlement Agreement, a judgment in the amount of \$500,000.00 is awarded in favor of the Trustee/Plaintiff, Robert L. Shields, III, and against Betty L. Carroll and James N. Carroll, jointly and severally.

This resolves all matters in the above adversary proceeding. The clerk is directed to close this adversary proceeding. Each party shall bear its own costs.

Dated: October 16, 2014.

/s/ Benjamin Cohen
BENJAMIN COHEN
United States Bankruptcy Judge

This Order prepared by:
William Dennis Schilling
205-328-0464


20141017000328580 3/4 \$23.00
Shelby Cnty Judge of Probate, AL
10/17/2014 08:58:09 AM FILED/CERT

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Case: 14-70007-BGC

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Recipients of Notice of Electronic Filing:

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aty	Vernie Edward Freeman	lorabeth@stonepatton.com
aty	William Dennis Schilling	wdschilling@bham.rr.com

TOTAL: 6

Recipients submitted to the BNC (Bankruptcy Noticing Center):

pla	Robert L. Shields, III, Trustee	c/o W. Dennis Schilling, Esq.	P. O. Box 55147	Birmingham, AL
	35255			
dft	James N. Carroll	10751 Bent Brook Drive	Vance, AL 35490	
dft	Betty L. Carroll	10751 Bent Brook Drive	Vance, AL 35490	
intp	First Financial Bank	c/o V Edward Freeman II	118 No 18th Street	Bessemer, AL 35020
sp	William Dennis Schilling	P O Box 55147	Birmingham, AL 35255-5147	

TOTAL: 5

