

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA  
CIVIL DIVISION**

**MAGNOLIA STATE BANK,** )  
**A DIVISION BANK OF EASTMAN,** )  
 )  
**PLAINTIFF,** )  
**V.** )  
 )  
**JAMES RANDALL ROBERSON,** )  
 )  
**DEFENDANT.** )

**CASE NO. 01-CV-2016-900229**

County Division Code: AL040  
Inst. # 2016027093 Pages: 1 of 2  
I certify this instrument filed on  
3/23/2016 11:37 AM Doc: LN  
Alan L. King, Judge of Probate  
Jefferson County, AL. Rec: \$19.00

Clerk: ALLDREDGEM

**CERTIFICATE OF JUDGMENT**

I, Anne-Marie Adams, Clerk of the above-named court, hereby certify that on January 21, 2016, in the above-styled cause, and pursuant to Ala. Code (1975) § 6-9-230 et seq., the Plaintiff filed in this Court a Foreign Judgment, entered on November 9, 2015, by the SUPERIOR COURT OF BALDWIN COUNTY, GEORGIA, in Case No. 15CV47661G, stating the following:

**“IT IS HEREBY ORDERED AND ADJUDGED** that final judgment by default shall be, and hereby is, entered in favor of the Bank against the Defendants, jointly and severally, for the following amounts:

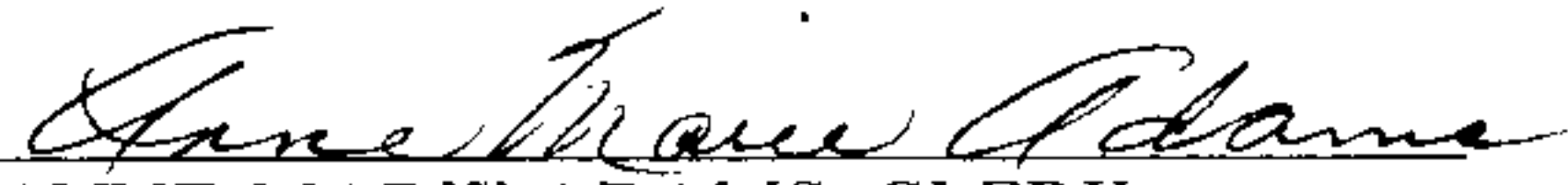
- (a) Principal in the amount of \$213, 245.34; plus
- (b) Insurance premium advances in the amount of \$1,900.17, calculated through November 9, 2015; plus
- (c) Accrued interest in the amount of \$11,354.70, calculated as of November 6, 2015; plus
- (d) Late charges in the amount of \$8,854.14; plus
- (e) Attorneys’ Fees in the amount of \$33,690.00, pursuant to O.C.G.A. § 13-1-11.

**“It is FURTHER ORDERED** that pre-judgment interest after November 6, 2015, and post-judgment interest, pursuant to O.C.G.A. § 7-4-12, shall continue to accrue at the rate specified in the applicable loan documents, presently \$41.46 per diem, until paid.

**“It is FURTHER ORDERED** that this Order and Final Judgment by Default against Defendants is without prejudice to the Bank’s rights and remedies regarding any real property or personal property that secures the indebtedness owed to the Bank.

"It is FURTHER ORDERED that the Clerk shall issue instant Writ(s) of *Fieri Facias* reflecting the amounts stated in this Order and Final Judgment by Default Against Defendants R2HO, LLC, James Randall Roberson, a/k/a James R. Roberson, a/k/a J. Randy Roberson, and David Shannon Harrison, a/k/a David S. Harrison, a/k/a Shannon Harrison."

GIVEN UNDER MY HAND THIS THE 22<sup>nd</sup> DAY OF March, 2016.

  
ANNE-MARIE ADAMS, CLERK  
JEFFERSON COUNTY CIRCUIT COURT


**Plaintiff's Attorney:**

Sumner R. "Rich" Pugh, IV, Esq.  
Maynard, Cooper & Gale, P.C.  
1901 Sixth Ave. North  
2400 Regions Harbert Plaza  
Birmingham, AL 35203

**Defendant:**

James Randall Roberson  
4373 Milner Road West  
Birmingham, AL 35242



  
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Shelby Cnty Judge of Probate, AL  
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CIRCUIT COURT OF  
JEFFERSON COUNTY, ALABAMA  
ANNE-MARIE ADAMS, CLERK

Clerk: SKIPWITHH

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA  
BIRMINGHAM DIVISION**

MAGNOLIA STATE BANK, A DIVISION OF )  
BANK OF EASTMAN. )  
Plaintiff. )  
)  
V. ) Case No.: CV-2016-900229.00  
)  
JAMES RANDALL ROBERSON. )  
Defendant. )

**ORDER RECOGNIZING AND ENFORCING FOREIGN JUDGMENT**

MAGNOLIA STATE BANK, A DIVISION OF BANK OF EASTMAN (hereinafter "Magnolia State Bank"), filed its NOTICE OF FILING OF FOREIGN JUDGMENT in this Court on January 21, 2016. In its Complaint, MAGNOLIA STATE BANK gave notice that it had recovered a Judgment in the amount of TWO HUNDRED SIXTY NINE THOUSAND FORTY FOUR and 35/100 DOLLARS [269,044.35] against JAMES RANDALL ROBERSON ("Defendant/Judgment Debtor") in the Superior Court of Baldwin County, Georgia ("Foreign Judgment"), and that MAGNOLIA STATE BANK was filing the Foreign Judgment in this Court.


Pursuant to Ala. Code § 6-9-233, the Notice of Foreign Judgment was accompanied by an Affidavit from Sumner Riddick Pugh, IV, Attorney for MAGNOLIA STATE BANK, setting forth the name and last known address of Defendant/Judgment Debtor, as well as the name and address of the Judgment Creditor. Additionally, the Affidavit included a statement that the Foreign Judgment is valid, enforceable and unsatisfied and that no appeal has been taken from the judgment and the time for filing appeals has now run.

The record reflects that Defendant James Randall Roberson was personally served with a copy of the Summons and Complaint on January 22, 2016 at the Defendant/Judgment Debtor's last known address.

Based upon its review of the Complaint and the Affidavit filed contemporaneously therewith, and the time of appeal having run, the Court finds that the Foreign Judgment has been properly filed and authenticated in this Court; that the Foreign Judgment has the same effect as a judgment of a Circuit Court of this state; that it may be enforced or satisfied in like manner; that the Foreign Judgment may be recorded in the probate office as provided for judgments of the Circuit Courts of this state; that its filing shall have the same force effect as the filing of a certificate of judgment obtained in a Circuit Court of this state; and that any execution or other process of enforcement of the Foreign Judgment may issue on or after February 22, 2016, which is 30 days from the date of filing of the notice of foreign Judgment with this Court.

**DONE this 16<sup>th</sup> day of March, 2016.**

**/s/ JIM HUGHEY III**  
**CIRCUIT JUDGE**

  
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Shelby Cnty Judge of Probate, AL  
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GEORGIA, BALDWIN COUNTY

CLERK'S OFFICE, SUPERIOR COURT

I, KATHY COWART, DEPUTY CLERK OF THE SUPERIOR COURT IN AND FOR SAID STATE AND COUNTY, THE SAME BEING A COURT OF RECORD AND I BEING THE A CUSTODIAN OF RECORDS PERTAINING TO SAID COURT, CERTIFY THAT THE ATTACHED AND FOREGOING THREE PAGES CONTAINS A FULL, TRUE AND CORRECT COPY OF THE ORDER AND FINAL JUDGMENT BY DEFAULT, IN THE MATTER OF R2HO, LLC, JAMES RANDALL ROBERSON, AKA JAMES R. ROBERSON, AKA J. RANDY ROBERSON AND DAVID SHANNON HARRISON, AKA DAVID S. HARRISON, AKA SHANNON HARRISON, DESIGNATED AS CIVIL ACTION NO. 47661, AS THE SAME FULLY APPEARS FROM THE ORIGINAL RECORDS NOW OF FILE IN SAID OFFICE.

WITNESS MY OFFICIAL SIGNATURE AND THE SEAL OF SAID COURT HERETO AFFIXED IN THE CITY OF MILLEDGEVILLE, GEORGIA, ON THIS THE 21ST DAY OF DECEMBER, 2015.

  
DEPUTY CLERK SUPERIOR COURT

GEORGIA, BALDWIN COUNTY

I, BRENDA H. TRAMMELL DO CERTIFY THAT I AM A JUDGE OF THE SUPERIOR COURTS OF THE OCMULGEE JUDICIAL CIRCUIT OF GEORGIA, WHICH CIRCUIT INCLUDES BALDWIN COUNTY, GEORGIA, AND THAT I AM A PRESIDING JUDGE OF SAID COURT AND THAT THE ATTACHED AND FOREGOING CERTIFICATION BY KATHY COWART, DEPUTY CLERK OF SAID COURT, IS SUFFICIENT AND IN DUE FORM OF LAW, AND THAT HER SIGNATURE THERETO IS GENUINE.

WITNESS MY HAND AND OFFICIAL SIGNATURE, THIS THE 21ST DAY OF DECEMBER, 2015.

  
JUDGE SUPERIOR COURTS OF THE OCMULGEE  
JUDICIAL CIRCUIT OF GEORGIA

Hon. Brenda Holbert Trammell

GEORGIA, BALDWIN COUNTY

I, KATHY COWART, DEPUTY CLERK OF THE SUPERIOR COURT IN AND FOR SAID COUNTY, HEREBY CERTIFY THAT THE ABOVE ATTESTATION OF HONORABLE BRENDA H. TRAMMELL, JUDGE OF THE SUPERIOR COURTS OF THE OCMULGEE JUDICIAL CIRCUIT OF GEORGIA, IS HER GENUINE SIGNATURE, AND THAT SHE IS A JUDGE OF SAID COURT, AND SAID CERTIFICATE IS IN DUE FORM OF LAW.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS THE 21ST DAY OF DECEMBER, 2015.

  
DEPUTY CLERK SUPERIOR COURT



**IN THE SUPERIOR COURT OF BALDWIN COUNTY  
STATE OF GEORGIA**

**MAGNOLIA STATE BANK, A  
DIVISION OF BANK OF EASTMAN**

**PLAINTIFF,**

**V.**

**R2HO, LLC, JAMES RANDALL  
ROBERSON, A/K/A JAMES R.  
ROBERSON, A/K/A J. RANDY  
ROBERSON, AND DAVID SHANNON  
HARRISON, A/K/A DAVID S.  
HARRISON, A/K/A SHANNON  
HARRISON,**

**DEFENDANTS.**

**CIVIL ACTION FILE NO. 15CV47661G**

**ORDER AND FINAL JUDGMENT BY DEFAULT AGAINST DEFENDANTS  
R2HO, LLC, JAMES RANDALL ROBERSON, A/K/A JAMES R. ROBERSON, A/K/A J.  
RANDY ROBERSON, AND DAVID SHANNON HARRISON,  
A/K/A DAVID S. HARRISON, A/K/A SHANNON HARRISON**

Plaintiff Magnolia State Bank, a Division of Bank of Eastman (the "Bank") filed a Complaint ("Complaint") in the above-styled action on September 4, 2015. Private process server, Michael Wagner, duly served the Summonses and Complaint on Defendants R2HO, LLC ("R2HO") and James Randall Roberson, a/k/a James R. Roberson, a/k/a J. Randy Roberson ("Mr. Roberson") on September 9, 2015, and filed an Affidavit of Service of Michael Wagner with this Court on September 11, 2015, which was within five business days of service of the Summonses and Complaint on R2HO and Mr. Roberson. Private process server, Bryan Peoples, duly served the Summonses and Complaint on Defendants R2HO, and David Shannon Harrison, a/k/a David S. Harrison, a/k/a Shannon Harrison ("Mr. Harrison," and together with R2HO and Mr. Roberson, collectively, the "Defendants") on September 10, 2015, and filed an Affidavit of Service of Bryan Peoples with this Court on September 18, 2015.



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DEPUTY CLERK SUPERIOR COURT,  
BALDWIN COUNTY, GEORGIA

Defendants have not filed any responsive pleading in response to the Complaint within the time-period required by O.C.G.A. § 9-11-4, and have not attempted to open the default as a matter of right within the time permitted by O.C.G.A. § 9-11-55(a). The Bank has also satisfied the requirements of the Servicemembers Civil Relief Act. Accordingly, the Bank is entitled to judgment by default against the Defendants in this action and in favor of the Bank, and

IT IS HEREBY ORDERED AND ADJUDGED that final judgment by default shall be, and hereby is, entered in favor of the Bank against the Defendants, jointly and severally, for the following amounts:

- (a) Principal in the amount of \$213,245.34; plus
- (b) Insurance premium advances in the amount of \$1,900.17, calculated through November 9, 2015; plus
- (c) Accrued interest in the amount of \$11,354.70, calculated as of November 6, 2015; plus
- (d) Late charges in the amount of \$8,854.14; plus
- (e) Attorneys' Fees in the amount of \$33,690.00, pursuant to O.C.G.A. § 13-1-11. It

is

FURTHER ORDERED that pre-judgment interest after November 6, 2015, and post-judgment interest, pursuant to O.C.G.A. § 7-4-12, shall continue to accrue at the rate specified in the applicable loan documents, presently \$41.46 per diem, until paid. It is

FURTHER ORDERED that this Order and Final Judgment by Default against Defendants is without prejudice to the Bank's rights and remedies regarding any real property or personal property that secures the indebtedness owed to the Bank. It is

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FURTHER ORDERED that the Clerk shall issue instanter Writ(s) of *Fieri Facias* reflecting the amounts stated in this Order and Final Judgment by Default Against Defendants, R2HO, LLC, James Randall Roberson, a/k/a James R. Roberson, a/k/a J. Randy Roberson, and David Shannon Harrison, a/k/a David S. Harrison, a/k/a Shannon Harrison. It is

SO ORDERED this 9th day of November 2015.

  
JUDGE E. TRENTON BROWN, III  
BALDWIN COUNTY SUPERIOR COURT


Prepared And Submitted By:

MILLER & MARTIN PLLC



Paul M. Alexander  
Georgia Bar No. 009003  
Megan Taylor  
Georgia Bar No. 145322  
1180 West Peachtree Street, N.W.  
Suite 2100  
Atlanta, Georgia 30309  
(404) 962-6100  
Fax (404) 962-6300

*Attorneys for Plaintiff Magnolia State Bank,  
a division of Bank of Eastman*

  
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