ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):			FOR COURT USE ONLY	
Stephanie J. Finelli, SBN 173462				
-3110 S Street Sacraento, CA 95816				
Sacraento, CA 93010			[[	) ]
TELEPHONE NO.: 916-443-2144 FAX NO. (Optional): 916-443-1512				
E-MAIL ADDRESS (Optional):			b 10 Mare 2.15	to and a state of the state of
ATTORNEY FOR (Name): Respondent, James Hunter Hammick				
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Sacramento				NOV 2 2 2017
STREET ADDRESS: 3341 Power Inn Road				
MAILING ADDRESS:			Du	Deputy Clork
CITY AND ZIP CODE: Sacramento, CA 95826			∃ By	Dehit Gross
BRANCH NAME:			_	J
PETITIONER/PLAINTIFF: Candice L. Hammick				
RESPONDENT/DEFENDANT: James Hunter Hammick				
OTHER PARTY:				
FINDINGS AND ORDER AFTER HEARING			CASE NUMBER:	
I INDINGO AND ON	DEN AL TER MEARIN		1	4 FL 01738
4. This was a saling was be and				· · · · · · · · · · · · · · · · · · ·
1. This proceeding was heard on (date): October 2, 2017	at (time): 9:00	a.m. in Dept.:	123 Room	ş <b>-</b>
by Judge (name): Ernest Sa	,	Temporary Judge	110011	•
On the order to show cause, notice of mo		, ,	hy (name):	Respondent
	saon or request for ora-			xxoponadni
a. Petitioner/plaintiff present	. ·	Attorney present	. ,	hanie Finelli
<ul> <li>b.</li></ul>	T.	Attorney present		marite i mem
C. Carles party present		7 money prosent	t (name).	
THE COURT ORDERS				
2. Custody and visitation/parenting time:	As attached	on form FL-341	Other	✓ Not applicable
3. Child support:	As attached	on form FL-342	Other	Not applicable
4. Spousal or family support:	As attached	on form FL-343	Other	✓ Not applicable
5. Property orders:	As attached		✓ Other	Not applicable
6. Attorney's fees:	As attached	on form FL-346	Other	Not applicable
7. Other orders:	✓ As attached	Not applicable	!	
8. All other issues are reserved until further order of court.				
9. This matter is continued for furthe	r hearing on (date):	at (time):	in Dept.:	Λ
on the following issues:	<b>O</b> ( )	٠	, ,	$\mathcal{A} \mathcal{A}$
		The state of the s	A	- The state of the
_ 11/2 - 1/2		- de		_/ \
Date: 11/22/17				
Approved as conforming to court order.  EDNIET CANTELLE				
Approved as combining to court order.		ERNEST SAWTE	11 E (B 2 1 1 h a	<b>.                                      </b>
PICNATURE OF ATTORNEY FOR	AINTICE DESCRIPTION	T/DECEMBANT OTICS	201001	1000012610 1/5 \$27.00 Chty Judge of Probate, AL
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# Attachment to FOAH

**Motion For Property Orders** 

Date Motion Filed: 8/29/2017

Date of Hearing: 10/2/2017

In re Marriage of Hammick, Sacramento County Case No.: 14 FL 01738

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# **FINDINGS**

After reviewing the pleadings, submitted documents, and the file, the Court makes the following findings:

- On September 26, 2016, following a trial on the merits, Judge Stephen Acquisto issued a Findings and Order After Hearing ("FOAH"), whereby Judge Acquisto this Court made orders concerning the following parcels of real property:
  - 78 Fowler Lane, Shelby, Alabama 35143;
  - 2024 Eagle Creek Circle, Birmingham, Alabama 35242; b)
  - 6134 Eagle Point Circle, Birmingham, Alabama 35242; c)
  - County Road 67, Calera, Alabama 35040;
  - Highway 25, Calera Alabama 35040 ("Parcel 1"); and e)
  - Highway 25, Calera Alabama 35040 ("Parcel 2").
- Judge Acquisto found that each of said properties listed in Paragraph 1 above is community property.
- In that FOAH, Judge Acquisto ordered the properties to be sold and ordered 3. Candice Hammick to "immediately" retain a real estate agent to appraise, ready, and list the properties for sale, and ordered the properties listed on January 15, 2017 "or shortly thereafter."

## IT IS HEREBY ORDERED:

- Respondent James Hunter Hammick is granted exclusive use, possession, and control of the following parcels of real property:
  - 78 Fowler Lane, Shelby, Alabama 35143; a)
  - 2024 Eagle Creek Circle, Birmingham, Alabama 35242; **b**)
  - 6134 Eagle Point Circle, Birmingham, Alabama 35242; c)
  - County Road 67, Calera, Alabama 35040;
  - Highway 25, Calera Alabama 35040 ("Parcel I"); and e)
  - Highway 25, Calera Alabama 35040 ("Parcel 2"). f)

- 2. James Hunter Hammick shall ready for sale and list for sale the real properties described above.
- 3. James Hunter Hammick is entitled to recover and shall be credited for any costs or expenditures to repair any of the properties and/or ready them for sale, as well as for payments he has made since the September 26, 2016 FOAH toward mortgage, taxes, insurance, and public utilities on any of the six properties. Said recovery may be made first from the proceeds of any sale of any of the properties, and—to the extent the proceeds of sale are insufficient—as a credit against any sums awarded to or due and owing to Candice Hammick pursuant to the September 26, 2016 FOAH or any Judgment of Dissolution.
- 4. James Hunter Hammick shall also be entitled to recover his reasonable attorney fees and costs incurred in seeking the instant relief and obtaining and maintaining exclusive use and possession of the said properties, including setting aside the Quitclaim deeds as to 78 Fowler Lane and 2024 Eagle Creek Circle, in an amount to be determined.

#### IT IS FURTHER ORDERED

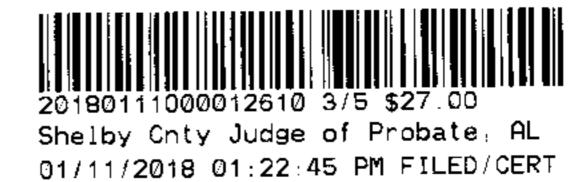
- 1. The February 27, 2015 Quitclaim deeds from Candice Hammick to Love Thy Neighbor Ministries as to 78 Fowler Lane, Shelby, Alabama 35143 and 2024 Eagle Creek Circle, Birmingham, Alabama 35242 are hereby declared NULL AND VOID.
  - 2. The legal description of said properties is as follows:
    - a) 78 Fowler Lane, Shelby, Alabama 35143:

Shelby Shores 1974 Addition Phase 2 Lot 2 Plat Book ClEi Page 033 Parcel ID Lot 2 in the County of Shelby, State 6: Alabama

b) 2024 Eagle Creek Circle, Birmingham, Alabama 35242

East Point 8th Sector Phase Lot 804 Plat Book 24 Plat Page 127 Parcel ID 804 In the County of Shelby, State of Alabama

3. James Hunter Hammick is entitled to take whatever steps are necessary or proper to enter this Order and/or record this order with the Shelby County Recorder's Office for purposes of setting aside said Quitclaim deeds.



# Superior Court of California County of Sacramento

# William R. Ridgeway Family Relations Courthouse

### **Minute Order**

FILED
Superior Court of California
County of Sacramento

Family Law 10/2/2017

10:11 am

J. Garner - Deputy Clerk

Date:

· • • •

10/2/2017

**Judicial Officer:** 

Ernest W. Sawtelle

Time:

9:00 AM

Clerk:

J. Garner - Deputy Clerk

Department:

123

Reporter:

Tara Murany

Moving Party:

Respondent

Interpreter(s):

Filed Date:

8/29/2017

Case Init. Date:

3/25/2014

Case Number:

14FL01738

Case Title:

IN RE THE MARRIAGE OF HAMMICK

Case Type:

Dissolution

**Hearing Type:** 

osc

Parties and Appearances

Petitioner:

Candice Daniels Hammick

Attorney:

Respondent:

James Hunter Hammick (present)

Attorney:

Stephanie J. Finelli (present)

Other Party:

Attorney:

Other Attendees:

The Petitioner failed to appear.

The Petitioner's appeal has now been dismissed by the 3rd District Court of Appeals, according to attorney Stephanie Finelli, on 7/31/17.

The Court will sign the order from the Respondent's attorney giving exclusive use and possession of the 6 properties in Alabama to Respondent and restrain the Petitioner from those properties and declaring the sale of 2 of those properties null and void.

The Court will reserve attorney fees and costs for a final accounting when properties are finally sold.

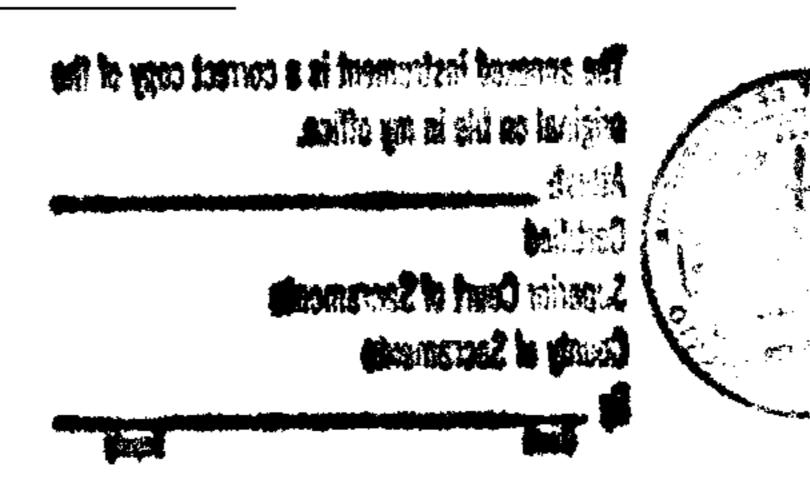
Respondent to prepare formal findings and order after hearing.

It is so Ordered.

Date:

10/2/2017

20180111000012610 4/5 \$27.00 Shelby Cnty Judge of Probate. AL 01/11/2018 01:22:45 PM FILED/CERT



Date:



The annexed instrument is a correct copy of the Attest: 11-22-2017

Certified

J. Borner

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