

ALABAMA JUDICIAL DATA CENTER
SHELBY COUNTY
CERTIFICATE OF JUDGMENT

SM 2020 901944.00

DANNY CROWSON

IN THE DISTRICT COURT OF SHELBY COUNTY

RILEY AKINS GRAHAM V. MISTY BINKERD

PLAINTIFF'S ATTORNEY:

MILLING AMY ROLAND
304 CANYON PARK DR
PELHAM AL 35124



20210225000094540 1/3 \$28.00
Shelby Cnty Judge of Probate, AL
02/25/2021 09:33:56 AM FILED/CERT

I, MARY H. HARRIS, CLERK OF THE ABOVE NAMED COURT HEREBY
CERTIFY THAT ON 01/21/2021 PLAINTIFF, GRAHAM RILEY AKINS RECOVERED
OF DEFENDANT IN SAID COURT A JUDGMENT WITHOUT WAIVER OF EXEMPTIONS FOR THE
SUM OF \$5,600.00 DOLLARS PLUS \$223.00 DOLLARS COURT COSTS, AND
THAT THE PLAINTIFF'S ATTORNEY(S) OF RECORD WAS:
MILLING AMY ROLAND

GIVEN UNDER MY HAND THIS DATE 01/22/2021

CLERK: MARY H. HARRIS
P.O. BOX 1810
COLUMBIANA AL 35051
(205) 669-3760

MARY.HARRIS@ALACOURT.GOV

OPERATOR: KEH
PREPARED: 01/22/2021

DEFENDANT

PARTY'S ATTORNEY:

MISTY BINKERD
389 DESERET DRIVE

*** PRO SE ***

SHELBY, AL 35143-0000



AlaFile E-Notice

58-SM-2020-901944.00

Judge: DANIEL A. CROWSON JR.

To: MILLING AMY ROLAND
amy@rolandmillinglaw.com

NOTICE OF COURT ACTION

IN THE SMALL CLAIMS COURT OF SHELBY COUNTY, ALABAMA

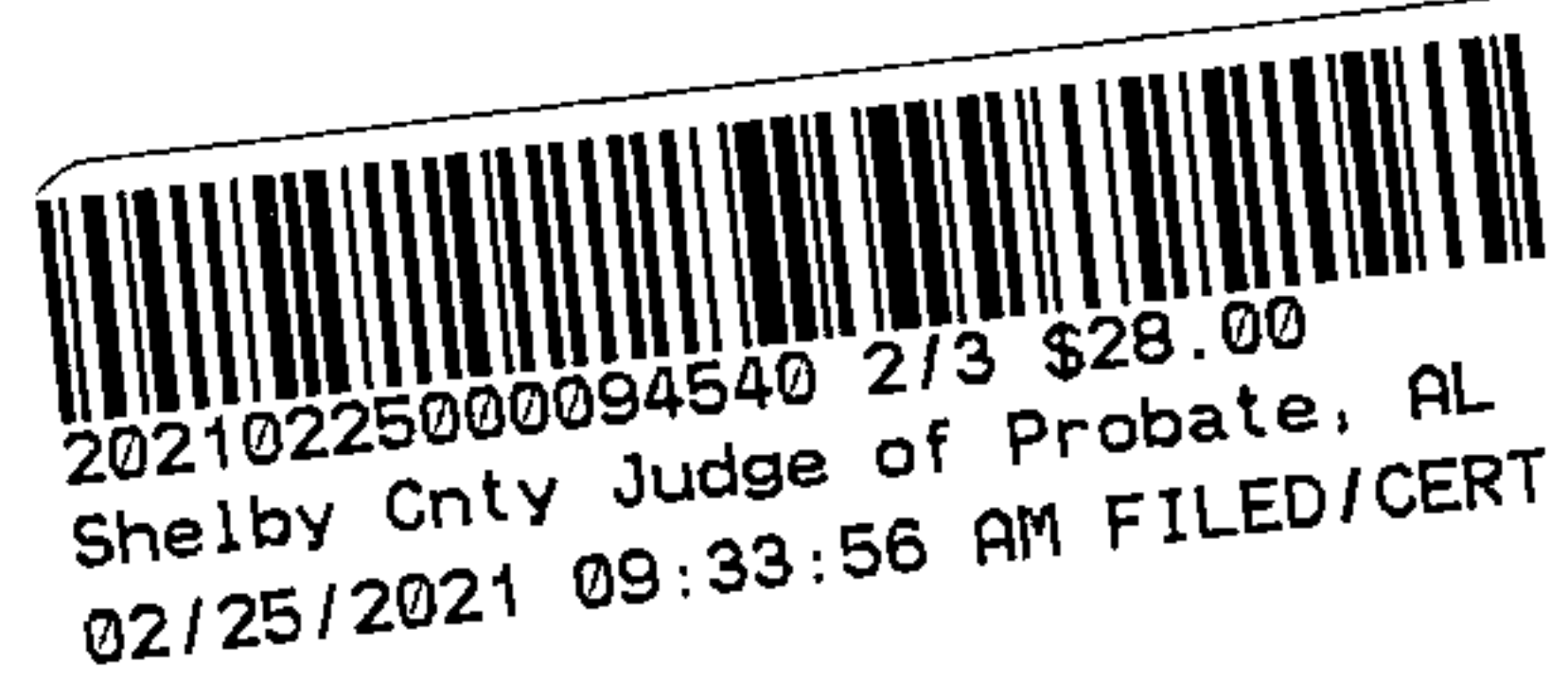
RILEY AKINS GRAHAM V. MISTY BINKERD
58-SM-2020-901944.00

A court action was entered in the above case on 1/21/2021 12:36:06 PM

ORDER

[Filer:]

Disposition: GRANTED
Judge: DCR
Notice Date: 1/21/2021 12:36:06 PM



MARY HARRIS
CIRCUIT COURT CLERK
SHELBY COUNTY, ALABAMA
POST OFFICE BOX 1810
112 NORTH MAIN STREET
COLUMBIANA, AL, 35051

205-669-3760
mary.harris@alacourt.gov



ELECTRONICALLY FILED
1/21/2021 12:33 PM
58-SM-2020-901944.00
CIRCUIT COURT OF
SHELBY COUNTY, ALABAMA
MARY HARRIS, CLERK

MARY HARRIS, CLERK

State of Alabama Unified Judicial System Form C-25A Rev. 11/15	APPLICATION AND AFFIDAVIT FOR ENTRY OF DEFAULT JUDGMENT	Case Number SM-2020-901944
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IN THE	District _____ (Circuit or District)	COURT OF	Shelby County, ALABAMA (Name of County)
	Riley Akins Graham	v.	Sterling Castle, Misty Binkerd as Manager
	Plaintiff		Defendant

☒ I, affiant, request that the ☒ clerk of court, or ☐ judge, pursuant to Rule 55(b), Alabama Rules of Civil Procedure (ARCP), enter a default judgment against the above-named defendant, in the above case for the defendant's failing to plead, answer, or otherwise defend.

The affiant, Riley Akins Graham, being duly sworn, states as follows:

- That the affiant has personal knowledge of the facts set forth in the affidavit.
- That the defendant was served with a summons and a copy of the Statement of Claim/Complaint on (date) 10/27/2020.
- That more than 30 days have elapsed since the defendant was served with a summons and a copy of the Statement of Claim/Complaint.
- That the defendant has failed to answer or otherwise defend against the plaintiff's Statement of Claim/Complaint.
- That this affidavit is executed by the affiant in accordance with Rule 55(b), ARCP, for the purpose of enabling the plaintiff to obtain a default judgment against the defendant, for the defendant's failing to answer or otherwise defend against the plaintiff's Statement of Claim/Complaint.
- That the defendant is not an infant or an incompetent person, and there has been no violation of the provisions of Ala. Code 1975, Chapter 19, Title 5.
- That the defendant: ☐ is ☒ is not in military service.
- Judgment Conditions: ☐ with ☒ without waiver of exemptions.
- That the amount of money claimed by the defendant to the plaintiff is:

☒ THE SUM OF \$	<u>5823</u>	which is to be determined as follows:
Principal Balance \$	<u>5600</u>	
Interest \$		
Court Costs \$	<u>223</u>	
Attorney Fee \$		(If requesting attorney's fees, it must be determined by the judge, not the clerk).

(If provided by contract, note or law)

☐ SPECIFY PROPERTY (Describe, on a separate sheet of paper, property of which the plaintiff demanded right to possession from the defendant in the Statement of Claim/Complaint.)

10. The affiant requests entry of judgment: ☐ By the Court ☒ By the Clerk

Name of Affiant: Riley Akins Graham
 Signature of Affiant: [Signature]
 Affiant's Home or Business Address (if not represented by an attorney): _____

Sworn To and Subscribed Before Me This
 Date: 1/18/2021
Amy R. Milling Attorney
 Officer's Signature: _____

AMY R. MILLING
 My Commission Expires
 September 5, 2021

City: _____ State: _____ Zip Code: _____
 Name of Attorney: Amy R. Milling
 Signature of Attorney: [Signature]
 Business Address of Attorney: 304 Canyon Park Drive
Pelham, AL 35124
 City: _____ State: _____ Zip Code: _____

☒ Default judgment is hereby rendered against the defendant in the amount of \$ 5,823.00
 Date: 1/21/21 Judge/Clerk: _____

☐ Default judgment is hereby rendered against the defendant and the plaintiff is awarded right to possession of the property sworn to in the affidavit above:
 Date: _____ Judge/Clerk: _____

CERTIFICATE OF SERVICE ON OTHER PARTIES

I hereby certify that a copy of this Application, Affidavit, and Entry of Default Judgment has been sent, by first class mail, postage prepaid, to all parties who are not in default in this case. Signed: _____

Form 55, ARCP
 * Separate form shall be completed for each defendant in cases involving multiple defendants.
 Pursuant to Ala. Code 1975, §12-18-71(a) (10), a filing fee is required when seeking a default judgment pursuant to Rule 55(b), ARCP.

Original - Court File Copy - Plaintiff Copy - Defendant



20210225000094540 3/3 \$28.00
 Shelby Cnty Judge of Probate, AL
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