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58-SM-2018-900842.00  
CIRCUIT COURT OF  
SHELBY COUNTY, ALABAMA  
MARY HARRIS, CLERK

State of Alabama Unified Judicial System  Form C-25A Rev. 6/07	APPLICATION, AFFIDAVIT AND ENTRY OF DEFAULT	Case No. 58-SM-2018-900842.00
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IN THE SMALL CLAIMS COURT OF SHELBY COUNTY, ALABAMA

I, affiant, request that the Judge pursuant to Rule 55(b) of the Alabama Rules of Civil Procedure enter a default judgment against Defendant(s), ROBERTO HERNANDEZ, in the above case for the Defendant(s) failing to plead, answer or otherwise defend the Complaint filed by Plaintiff, DISCOVER BANK.

The affiant, being duly sworn, states as follows:

1. That the affiant has personal knowledge of the facts set forth in this affidavit.
2. That Defendant, ROBERTO HERNANDEZ, was served with a summons and a copy of the Statement of Claim/Complaint on June 26, 2018.
3. That more than 14 days have elapsed since the defendant was served with a summons and a copy of the Statement of Claim/Complaint.
4. That the Defendant(s) has/have failed to answer or otherwise defend himself against Plaintiff's Complaint.
5. That this affidavit is executed by the affiant in accordance with Rule 55(a) of the Alabama Rules of Civil Procedure, for purpose against the plaintiff's Claim/Complaint.
6. The Defendant(s) is/are not an infant or an incompetent person, and is not in military service.
7. Judgement conditions: Without Waiver of Exemptions.
8. The amount of money claimed owed by Defendant(s) to Plaintiff is the sum of \$4,838.17 plus costs of court, with a credit of \$.00 for payments made subsequent to the filing of the lawsuit.
9. The affiant requests entry of judgment by the Court.

Affiant

JASON E. PATRICK (PAT069)  
LAURA T.D. SIMS (SIM101)  
WILLIAM M. AVERETT, JR. (AVE013)  
Attorney for Plaintiff  
RAUSCH STURM  
PO Box 312277  
Enterprise, AL 36331  
Toll Free: (877) 215-2552  
Fax: (877) 396-4464  
LawfirmAL@rsish.com

Sworn to and Subscribed Before me on the  
6 day of March, 2019.  
Jina Patek  
Notary Public

Entry of default entered against Defendant ROBERTO HERNANDEZ,.

Date

Judge/Clerk/Register

Default judgment is hereby rendered against Defendant in the amount of \$4,838.17, plus court costs.

13 March 2019  
Date

Judge/Clerk/Register



Filed and Recorded  
Official Public Records  
Judge of Probate, Shelby County Alabama, County  
Clerk  
Shelby County, AL  
05/21/2024 09:10:10 AM  
\$22.00 JOANN  
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Allen S. Bayl