



ELECTRONICALLY FILED
1/29/2024 11:03 AM
56-CV-2013-900039.00
CIRCUIT COURT OF
RANDOLPH COUNTY, ALABAMA
CHRIS MAY, CLERK

IN THE CIRCUIT COURT OF RANDOLPH COUNTY, ALABAMA

CREDIT ACCEPTANCE)	
CORPORATION,)	
Plaintiff,)	
V.)	Case No.: CV-2013-900039.00
)	
DUFRENE ERNEST A JR,)	
Defendant.)	

ORDER GRANTING PLAINTIFF'S VERIFIED MOTION FOR SERVICE BY POSTING AND MAILING

Plaintiff having filed a Motion for Service by Posting and Mailing herein, and the Court having considered said Motion, it is hereby;

ORDERED, ADJUDGED and DECREED:

1. The Clerk of the Court shall post (i) a copy of the notice of the garnishment, including the defendant's right to claim an exemption as provided in Rule 64A of the Alabama Rules of Civil Procedure and (ii) this Order to its official website and in a designated and conspicuous location within the courthouse for four (4) continuous weeks.
2. The Clerk of the Court shall send by regular U.S. Mail a copy of the posted notice of garnishment to the defendant at the defendant's last known address.

DONE this 29th day of January, 2024.

/s/ STEVEN R PERRYMAN
CIRCUIT JUDGE

State of Alabama
Unified Judicial System
Form C-21 (Front) Rev. 7/2017

**PROCESS OF
GARNISHMENT
ALIAS WRIT**

Case Number
CV13-900039

15⁰⁶

IN THE CIRCUIT COURT OF RANDOLPH COUNTY, ALABAMA

NAME AND ADDRESS OF PLAINTIFF (Persons Asserting Claim):
CREDIT ACCEPTANCE CORPORATION

NAME AND ADDRESS OF ATTORNEY OR REPRESENTATIVE FOR PLAINTIFF:

Zarzaur & Schwartz, PC
Post Office Box 11366
Birmingham, AL 35202

NAME AND ADDRESS OF GARNISHEE:

CPI Truck, LLC
Agt: NIX, KENNETH W
750 HIGHWAY 431
ROANOKE, AL 36274

SERVE WRIT VIA Sheriff

NAME AND ADDRESS OF DEFENDANT (Person Whose Property is Subject to Garnishment):

Ernest A Dufrene Jr
XXX-XX-4967 Defendant's Social Security Number must be redacted according to Alabama Rule 5.1, for full number, please contact Plaintiff's Attorney at 205-250-5320.
4033 COUNTY ROAD 16
ROANOKE AL 36274

DATE OF

JUDGMENT: March 04, 2014

JUDGMENT AMOUNT \$6,170.23

INTEREST zero

COSTS \$429.34

LESS CREDITS \$1,926.05

OTHER zero

TOTAL \$4,673.52

AFFIDAVIT

A. I make oath that I have obtained the above judgment and believe the named Garnishee is or will be indebted to the named Defendant or has or will have effects of the Defendant under the Garnishee's control. I believe that a Process of Garnishment against the Garnishee is necessary to obtain satisfaction of the Judgment.

B. If the garnishment is for wages, salary or other compensation, I further make oath that the amount to be withheld must be:

25% of disposable earnings for the week OR the amount by which disposable earning for the week exceed 30 times the federal minimum hourly wage in effect as the time the earnings are payable, WHICHEVER IS LESS, OR

20% of disposable earnings for the week OR the amount by which disposable earning for the week exceed 50 times the federal minimum hourly wage in effect at the time the earnings are payable, WHICHEVER IS LESS, which amount is in compliance with the instructions on the reverse side of this form.

C. I hereby request disbursement of amount periodically paid into court pursuant to this garnishment.

Sworn to and subscribed before me on the date shown below.

Alexia M. Kesh
Notary Public (signature)
Seal:

My Commission Expires
June 27, 2026

[Signature]
Affiant/ Attorney (signature)

This communication is from a debt collector and is an attempt to collect a debt. Any information obtained will be used for that purpose.

Filed in Office

MAY 15 2023

CHRIS MAY
Clerk of Circuit Court

ALABAMA JUDICIAL DATA CENTER
IN THE CIRCUIT COURT OF RANDOLPH COUNTY
NOTICE TO DEFENDANT OF RIGHT TO CLAIM
EXEMPTION FROM GARNISHMENT

JUDGE: STEVEN RICHARD PERRYMAN

CASE: CV 2013 900039.00

CREDIT ACCEPTANCE CORPORATION V. ERNEST A DUFRENE JR

PARTY: DUFRENE ERNEST A JR
ADDRESS: 10314 CO RD 53
WADLEY AL 36276-0000PLAINTIFF: CREDIT ACCEPTANCE CORPORATION
ADDRESS: 25505 WEST TWELVE MILE RD
STE 3000
SOUTHFIELD MI 48034-0000

A PROCESS OF GARNISHMENT HAS BEEN DELIVERED TO YOU. THIS MEANS THAT A COURT MAY ORDER YOUR WAGES, MONEY IN A BANK, SUMS OWED TO YOU, OR OTHER PROPERTY BELONGING TO YOU, TO BE PAID INTO COURT TO SATISFY A JUDGMENT AGAINST YOU.

LAWS OF THE STATE OF ALABAMA AND OF THE UNITED STATES PROVIDE THAT IN SOME CIRCUMSTANCES CERTAIN MONEY AND PROPERTY MAY NOT BE TAKEN TO PAY CERTAIN TYPES OF COURT JUDGMENTS, BECAUSE CERTAIN MONEY OR PROPERTY MAY BE "EXEMPT" FROM GARNISHMENT. FOR EXAMPLE, UNDER STATE LAW, IN SOME CIRCUMSTANCES, UP TO \$7500.00 IN PERSONAL PROPERTY, INCLUDING MONEY, BANK ACCOUNTS, AUTOMOBILES, APPLIANCES, ETC., MAY BE EXEMPT FROM PROCESS EXCEPT WAGES, SALARIES, OR OTHER COMPENSATION OF GARNISHMENT. SIMILARLY, UNDER FEDERAL LAW, CERTAIN BENEFITS AND CERTAIN WELFARE PAYMENTS MAY BE EXEMPT FROM GARNISHMENT. BENEFITS AND PAYMENTS ORDINARILY EXEMPT FROM GARNISHMENT INCLUDE, FOR EXAMPLE, SOCIAL SECURITY PAYMENTS, SSI PAYMENTS, VETERAN'S BENEFITS, AFDC (WELFARE) PAYMENTS, UNEMPLOYMENT COMPENSATION PAYMENTS, AND WORKERS' COMPENSATION PAYMENTS.

THESE EXAMPLES ARE FOR ILLUSTRATION PURPOSES ONLY. WHETHER YOU WILL BE ENTITLED TO CLAIM ANY EXEMPTION FROM THE PROCESS OF GARNISHMENT, AND, IF SO, WHAT PROPERTY MAY BE EXEMPT, WILL BE DETERMINED BY THE FACTS IN YOUR PARTICULAR CASE. IF YOU ARE UNCERTAIN AS TO YOUR POSSIBLE EXEMPTION RIGHTS, YOU SHOULD CONSULT A LAWYER FOR ADVICE.

TO CLAIM ANY EXEMPTION THAT MAY BE AVAILABLE TO YOU, YOU MUST PREPARE A "CLAIM OF EXEMPTION" FORM LISTING ON IT ALL YOUR WAGES AND PERSONAL PROPERTY; HAVE THE CLAIM OF EXEMPTION NOTARIZED; AND FILE IT IN THE CLERK'S OFFICE. ALSO, IT IS YOUR RESPONSIBILITY TO MAIL OR DELIVER A COPY OF THE CLAIM OF EXEMPTION TO THE PLAINTIFF WHO HAS A JUDGMENT AGAINST YOU. YOU MUST INDICATE ON THE CLAIM OF EXEMPTION THAT YOU FILE IN THE CLERK'S OFFICE WHETHER YOU MAILED OR DELIVERED THE COPY TO THE PLAINTIFF AND THE DATE ON WHICH YOU MAILED OR DELIVERED IT. THE CLERK CANNOT GIVE YOU LEGAL ADVICE. IF YOU NEED ASSISTANCE, YOU SHOULD SEE A LAWYER.

IF YOU FILE A CLAIM OF EXEMPTION, THE PLAINTIFF WILL HAVE APPROXIMATELY TEN (10) DAYS TO FILE A "CONTEST" OF YOUR CLAIM OF EXEMPTION. IF A CONTEST IS FILED, A COURT HEARING WILL BE SCHEDULED AND YOU WILL BE NOTIFIED OF THE TIME AND PLACE OF THE HEARING. IF THE PLAINTIFF DOES NOT FILE A CONTEST, THE PROPERTY CLAIMED BY YOU AS EXEMPT WILL BE RELEASED FROM THE GARNISHMENT.

IF YOU DO NOT FILE A CLAIM OF EXEMPTION, YOUR PROPERTY MAY BE TURNED OVER TO THE COURT AND PAID TO THE PLAINTIFF ON THE JUDGMENT AGAINST YOU.

TO PROTECT YOUR RIGHTS, IT IS IMPORTANT THAT YOU ACT PROMPTLY. IF YOU HAVE ANY QUESTIONS, YOU SHOULD CONSULT A LAWYER.