



ELECTRONICALLY FILED  
4/8/2024 10:30 AM  
56-CV-2013-900049.00  
CIRCUIT COURT OF  
RANDOLPH COUNTY, ALABAMA  
CHRIS MAY, CLERK

**IN THE CIRCUIT COURT OF RANDOLPH COUNTY, ALABAMA**

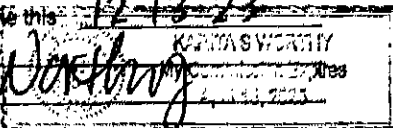

PRESTIGE FINANCIAL SERVICES, INC., Plaintiff,	)	
	)	
V.	)	Case No.: CV-2013-900049.00
	)	
SIMS JEFFERY, Defendant.	)	

**ORDER**

MOTION TO ALLOW SERVICE OF GARNISHMENT ON DEFENDANT BY POSTING AND MAILING filed by PRESTIGE FINANCIAL SERVICES, INC. is hereby GRANTED.

**DONE this 8<sup>th</sup> day of April, 2024.**

**/s/ STEVEN R PERRYMAN**  
**CIRCUIT JUDGE**

State of Alabama Unified Judicial System Form C-21 (Front) Rev. 7/2017	<h2 style="margin: 0;">PROCESS OF GARNISHMENT</h2>	Case Number CV-13-900049
<b>IN THE CIRCUIT COURT OF RANDOLPH COUNTY, ALABAMA</b>		
<b>NAME AND ADDRESS OF PLAINTIFF (Persons Asserting Claim):</b> PRESTIGE FINANCIAL SERVICES, INC. 351 W. OPPORTUNITY WAY DRAPER, UT 84020		<b>NAME AND ADDRESS OF DEFENDANT (Person Whose Property Is Subject to Garnishment):</b> <small>SSN ***-**-0727 (Optional)</small> JEFFERY BERNARD SIMS 104 1ST ST SW WEDOWEE, AL 36278
<b>NAME AND ADDRESS OF ATTORNEY FOR PLAINTIFF:</b> MICHAEL A. GRIGGS 100 EXECUTIVE PARK DRIVE TALLASSEE, AL 36078		<b>DATE OF JUDGMENT:</b> 06/26/2013/revived 07/05/2023 <b>JUDGMENT AMOUNT:</b> \$ 25,684.38 <b>INTEREST:</b> \$ 9,161.44 <b>COSTS:</b> \$ 566.38 <b>LESS CREDIT:</b> \$ 12,349.54 <b>OTHER:</b> \$ 0.00 <b>TOTAL:</b> \$ 23,061.66
<b>NAME AND ADDRESS OF GARNISHEE:</b> KOCH FOODS, LLC C/O CT CORPORATION SYSTEM 2 N. JACKSON ST., STE. 605 MONTGOMERY, AL 36104 <span style="float: right; font-size: 1.2em; margin-left: 20px;">Gool</span>		
<b>AFFIDAVIT</b>		
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:		
<input checked="" type="checkbox"/> 25% of disposable earnings for the week OR the amount by which disposable earnings for the week exceed 30 times the federal minimum hourly wage in effect at the time the earnings are payable, WHICHEVER IS LESS.		
<input type="checkbox"/> 20% of disposable earnings for the week OR the amount by which disposable earnings 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 amounts periodically paid into Court pursuant to this garnishment.		
Sworn to and subscribed before me this <u>12-13-23</u> day of <u>December</u>		
Notary Public/Clerk (Signature) 	Affiant/Attorney (Signature) 	
<b>WRIT OF GARNISHMENT</b>		
<b>TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF ALABAMA:</b> You are hereby commanded to serve this Process of Garnishment on the GARNISHEE, <u>KOCH FOODS, LLC</u> (Name of garnishee) and a copy on the defendant, <u>JEFFERY BERNARD SIMS</u> (Name of defendant) and make proper return to this Court.		
<b>NOTICE TO DEFENDANT: READ THE IMPORTANT INFORMATION ON THE BACK OF THIS FORM (Regarding your Rights).</b> <b>NOTICE TO GARNISHEE: YOUR ARE THE GARNISHEE IN THE ABOVE ACTION.</b> You must complete and file the enclosed Answer form within thirty (30) days from service of process. If you fail to file an Answer, the plaintiff can proceed for judgment against you for the amount of the claim, plus costs. Mailing the notarized Answer form to the Clerk of the Court at the address below constitutes making a proper appearance in the Court. YOU MUST ANSWER.		
(1) Whether you are or will be indebted to the defendant at the time you received this process, or when you make your answer, or during the intervening time, or (2) Whether you will be indebted to the defendant in the future by existing contract, or (3) Whether by existing contract you are liable to the defendant for the delivery of personal property or for the payment of money, or (4) Whether you have in your possession or control, money or effects belonging to the defendant.		
You are commanded to retain the amount indicated above from wages, salary or other compensation due or which will become due to the defendant for such period of time as is necessary to accumulate the sum \$23,061.66 (Judgment and costs). You are required, after a period of 30 days from the first retention of any sum from the defendants wages, salary, or other compensation, to begin paying the moneys withheld into court as they are deducted or withheld and continue to do so on a monthly or more frequent basis until the full amount is withheld. If employment of the defendant is terminated BEFORE the sum is accumulated, you are required by law to report the termination and pay into court within 15 days AFTER termination, all sums withheld in compliance with this garnishment. (See Reverse Side for Instructions on Garnishments). If you have in your possession or control property or money belonging to the defendant, which is NOT wages, salary or other compensation, and is not exempt as a matter of law, you are further commanded to hold the property or money, or the amount shown above as "Total," whichever is less, subject to orders of this Court.		
Date issued: <u>12/14/2023</u>	<u>Chris May</u> Clerk Address: P.O. BOX 328, WEDOWEE, AL 36278	By: <u>E.B.</u> Deputy Clerk
<b>Filed in Office</b>		
This process was executed by serving a copy on (Garnishee) <u>KOCH FOODS, LLC</u> on (Date) _____ Service on (Defendant) <u>JEFFERY BERNARD SIMS</u> on (Date) <u>DEC 16 2023</u>		
Served by: _____ Title: _____		
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 900049.00

PRESTIGE FINANCIAL SERVICES, INC. V. JEFFERY SIMS

PARTY: SIMS JEFFERY  
 ADDRESS: 104 1ST ST SW  
 WEDOWEE AL 36278-0000

PLAINTIFF: PRESTIGE FINANCIAL SERVICES, INC.  
 ADDRESS: 1420 S. 500 W.  
 SALT LAKE CITY UT 84115-0000

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.