

IN THE DISTRICT COURT OF CHILTON COUNTY, ALABAMA

DISCOVER BANK
Plaintiff,

vs.

ANDREA GRANDY
Defendant(s).

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CASE NO: DV-2023-900145

STATE OF ALABAMA)
)
JEFFERSON COUNTY)

BEEFORE ME, the undersigned authority in and for said State and County, personally appeared, John A. Aran, who being first duly sworn, on oath deposes and says as follows:

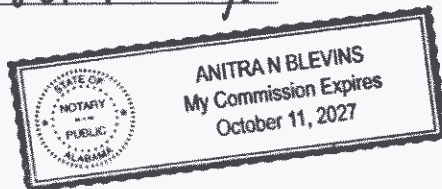
1. My name is John A. Aran and I am an Attorney with the law firm of Nathan & Nathan, P.C., attorneys for the Plaintiff in this matter. I have personal knowledge of the facts set forth in this affidavit and the records pertaining to the account and judgment of the Defendant.
2. A final judgment was entered in favor of Discover Bank against Defendant by this Court on or about July 21, 2023 in the original judgment amount of \$7,296.46, plus costs.
3. On or about \$2,507.27 a garnishment was issued on BOB GREENS ALABASTER OPTICAL. Service was perfected upon garnishee on or around August 28, 2023. Service upon the Defendant was contemporaneously attempted, however, service was never perfected.
4. Garnishee has filed an Answer of "Withholding" with the Court. A total of \$2,507.27 is holding with the Clerk of Court.
5. Further Affiant sayeth not.

John A. Aran
AFFIANT

SWORN TO AND SUBSCRIBED BEFORE ME

this 12th day of April, 2024
Anitra Blevins
NOTARY PUBLIC

Commission Expires: October 11, 2027



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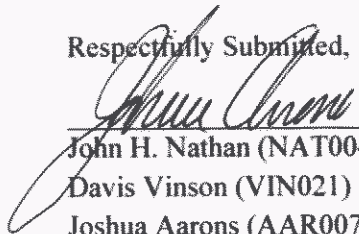
MOTION FOR SERVICE OF GARNISHMENT BY POSTING AND MAILING

COMES NOW the Plaintiff in the above styled cause, and pursuant to Section 6-6-394.1 of the Alabama Code, moves this Honorable Court to allow the Clerk of Court to perfect service of this garnishment by the posting and mailing of this notice, and as grounds states as follows:

- 1) On or about July 21, 2023, a judgment was entered in favor of the Plaintiff and against the Defendant in the amount of \$7,296.46, plus costs of court.
- 2) Plaintiff subsequently filed a garnishment on **BOB GREENS ALABASTER OPTICAL**.
- 3) The garnishee, **BOB GREENS ALABASTER OPTICAL**, has been served, and has subsequently filed an answer of withholding. A total of \$2,507.27 is holding with the court.
- 4) Service of process was attempted upon the Defendant contemporaneously with service of process upon the garnishee. However, such service was unable to be perfected upon the Defendant. (See Exhibit A).

WHEREFORE, premises considered, Plaintiff respectfully moves this Honorable Court to allow service of the garnishment by posting and ordinary mail.

Respectfully Submitted,



John H. Nathan (NAT004)
Davis Vinson (VIN021)
Joshua Aarons (AAR007)
Attorneys for Plaintiff

OF COUNSEL:
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P.O. Box 1715
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(205) 323-5400

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ORDER

In this matter coming before the Court on the Plaintiff's Motion for Service of Wage Garnishment, pursuant to Section 6-6-394.1 of the Alabama Code, having reviewed the motion and it being well taken, it is hereby considered, ordered and adjudged by the Court that the Clerk shall perfect service upon the Defendant by posting the Notice of Garnishment along with this Order on the Clerk of Court's Official website and at a designated and conspicuous location within the courthouse for four (4) continuous weeks. The Clerk is also to mail such Notice of Garnishment and Order to the Defendant.

Done this 25th day of April, 2024.



Judge, District Court of Chilton County