

STATE OF ALABAMA Unified Judicial System <div style="text-align: right; margin-top: 10px;"> <input type="checkbox"/> District Court <input type="checkbox"/> Circuit Court </div>	Revised 3/5/08 Case No. 14-CV-2018-900206
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Style of case: CREDIT ACCEPTANCE CORP. v. JONATHAN ADCOCK	CIVIL MOTION COVER SHEET <i>Name of Filing Party:</i> CREDIT ACCEPTANCE CORP.
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<i>Name, Address, and Telephone No. of Attorney or Party (If Not Represented).</i> Brian M. Cloud 3928 Montclair road, Suite 227 Birmingham, AL 35213, 205-322-6060 <i>Attorney Bar No.:</i> CLO-010	<input type="checkbox"/> Oral Arguments Requested
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TYPE OF MOTION

Motions Requiring Fee	Motions Not Requiring Fee
<input type="checkbox"/> Default Judgment (\$50.00) Joinder in Other Party's Dispositive Motion (i.e. <input type="checkbox"/> Summary Judgment, Judgment on the Pleadings, or other Dispositive Motion not pursuant to Rule 12(b)) (\$50.00) <input type="checkbox"/> Judgment on the Pleadings (\$50.00) <input type="checkbox"/> Motion to Dismiss, or in the Alternative Summary Judgment(\$50.00) Renewed Dispositive Motion(Summary Judgment, <input type="checkbox"/> Judgment on the Pleadings, or other Dispositive Motion not pursuant to Rule 12(b)) (\$50.00) <input type="checkbox"/> Summary Judgment pursuant to Rule 56(\$50.00) <input type="checkbox"/> Motion to Intervene (\$297.00) <input type="checkbox"/> Other _____ pursuant to Rule _____ (\$50.00) *Motion fees are enumerated in §12-19-71(a). Fees pursuant to Local Act are not included. Please contact the Clerk of the Court regarding applicable local fees. <input type="checkbox"/> Local Court Costs \$ _____	<input type="checkbox"/> Add Party <input type="checkbox"/> Amend <input type="checkbox"/> Change of Venue/Transfer <input type="checkbox"/> Compel <input type="checkbox"/> Consolidation <input type="checkbox"/> Continue <input type="checkbox"/> Deposition <input type="checkbox"/> Designate a Mediator <input type="checkbox"/> Judgment as a Matter of Law (during Trial) <input type="checkbox"/> Disburse Funds <input type="checkbox"/> Extension of Time <input type="checkbox"/> In Limine <input type="checkbox"/> Joinder <input type="checkbox"/> More Definite Statement <input type="checkbox"/> Motion to Dismiss pursuant to Rule 12(b) <input type="checkbox"/> New Trial <input type="checkbox"/> Objection of Exemptions Claimed <input type="checkbox"/> Pendente Lite <input type="checkbox"/> Plaintiff's Motion to Dismiss <input type="checkbox"/> Preliminary Injunction <input type="checkbox"/> Protective Order <input type="checkbox"/> Quash <input type="checkbox"/> Release from Stay of Execution <input type="checkbox"/> Sanctions <input type="checkbox"/> Sever <input type="checkbox"/> Special Practice in Alabama <input type="checkbox"/> Stay <input type="checkbox"/> Strike <input type="checkbox"/> Supplement to Pending Motion <input type="checkbox"/> Vacate or Modify <input type="checkbox"/> Withdraw <input checked="" type="checkbox"/> Other <u>Verified Motion to Post Service</u> pursuant to Rule _____ (Subject to Filing Fee)
Hearing Date:	

Check here if you have filed, or are filing contemporaneously with this motion an Affidavit of Substantial Hardship or if you are filing on behalf of an agency or department of the State, county, or municipal government. (Pursuant to §6-5-1 Code of Alabama (1975), governmental entities are exempt from prepayment of filing fees) <input type="checkbox"/>	Date 5/3/2024	Signature of Attorney or Party
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*This Cover Sheet must be completed and submitted to the Clerk of Court upon the filing of any motion. Each motion should contain a separate Cover Sheet
 **Motions titled 'Motion to Dismiss' that are not pursuant to Rule 12(b) and are in fact Motions for Summary Judgments are subject to filing fee

**IN THE CIRCUIT COURT OF CHILTON COUNTY
STATE OF ALABAMA**

CREDIT ACCEPTANCE CORP.,)	
)	
Plaintiff,)	
v.)	Civil Action Case Number:
)	
JONATHAN ADCOCK,)	<u>14-CV-2018-900206</u>
)	
Defendant,)	
)	
Big Lots Stores, LLC,)	
Garnishee.)	

**VERIFIED MOTION FOR GARNISHMENT SERVICE BY POSTING AND MAILING
PURSUANT TO ALABAMA CODE § 6-6-394.1**

Comes Now Credit Acceptance Corp., the Plaintiff in the above styled civil action, and moves this Honorable Court for an order allowing Plaintiff to perfect service of the Notice of Garnishment on Defendant by posting and mailing pursuant to Alabama Code § 6-6-394.1. As grounds for said Motion, Plaintiff would respectfully show unto this Honorable Court as follows:

1. Plaintiff filed a garnishment directed to Big Lots Stores, LLC, the Garnishee on 02/15/2023, and Big Lots Stores, LLC was served with the writ of Garnishment on 02/21/2023.
2. Service upon the Defendant was contemporaneously attempted, however, service was never perfected.
3. The Garnishee has subsequently begun withholding.
4. At present, the Garnishee has paid into Court the sum of \$10,466.42, withheld from the Defendant's wages. The Clerk is holding said funds pending service of the Notice of Garnishment on the Defendant.

WHEREFORE, Plaintiff moves this Honorable Court for an order allowing service of the Notice of Garnishment by posting and regular mail pursuant to Ala. Code § 6-6-394.1 as follows:

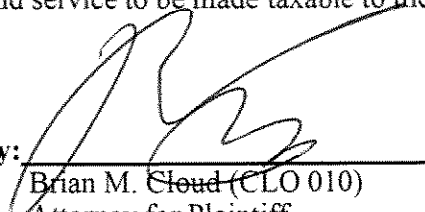
1. The Clerk to post a copy of the Notice of Garnishment as provided in Rule 64A of the Alabama Rules of Civil Procedure and this Court's Order Granting Service by posting and mailing to its official website and in a conspicuous location within the courthouse for four (4) consecutive weeks;

2. Order the Clerk to send a copy of the posted Notice of Garnishment and Order to the Defendant's last known address; and

3. Order the costs of this motion and service to be made taxable to the Defendant.

Done this May 3, 2024.

By:



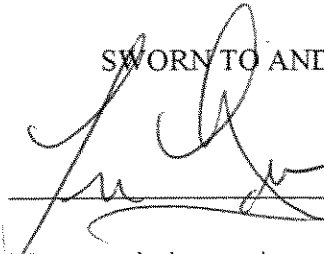
Brian M. Cloud (CLO 010)
Attorney for Plaintiff

Cloud & Willis, LLC
3928 Montclair Road, Suite 227
Birmingham, Alabama 35213
(205)322-6060

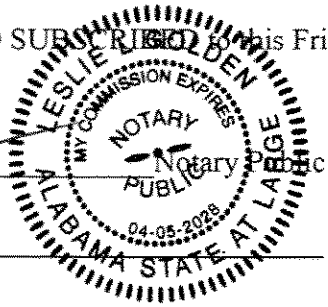
STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned authority, a Notary Public in and for said county hereby certify that Brian M. Cloud whose name is known to me, signed to the forgoing instrument who is known to me, acknowledged before me on this day that being informed of the contents in said instrument, he, such representative and with full authority, does dispose and state that the facts stated in the forgoing complaint are true and correct.

SWORN TO AND SUBSCRIBED before me this Friday, May 03, 2024.



My commission expires: _____



CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Motion was served on the following by mailing copies of same by United States First Class Mail in a properly addressed envelope with adequate postage affixed thereon to assure delivery, addressed as follows:

Jonathan Adcock
955 County Road 25,
Jemison, AL 35085-3231

Big Lots Stores, Llc
C/O CORPORATION SERVICE COMPANY INC, 641 SOUTH
LAWRENCE STREET
MONTGOMERY AL 36104

This May 3, 2024.

By 

Brian M. Cloud
Attorney for Plaintiff

Cloud & Willis, LLC
3928 Montclair Road
Suite 227
Birmingham, Alabama 35213
(205)322-6060



ELECTRONICALLY FILED
7/21/2024 10:37 AM
14-CV-2018-900206.00
CIRCUIT COURT OF
CHILTON COUNTY, ALABAMA
GLENN MCGRUFF, CLERK

IN THE CIRCUIT COURT OF CHILTON COUNTY, ALABAMA

CREDIT ACCEPTANCE CORP,
Plaintiff,

V.

ADOCK JONATHAN,
Defendant.

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Case No.: CV-2018-900206.00

ORDER

SERVICE BY POSTING AND MAILING filed by CREDIT ACCEPTANCE CORP is hereby GRANTED.

DONE this 21st day of July, 2024.

/s/ SIBLEY G. REYNOLDS

CIRCUIT JUDGE