

IN THE SMALL CLAIMS COURT OF CHILTON COUNTY
STATE OF ALABAMA

MOTORS ACCEPTANCE CORPORATION
Plaintiff

Vs.

Case Number: SM14-900302


TIMOTHY WYLIE
Defendant

MAMMOTH HOLDINGS LLC
Garnishee

MOTION TO ALLOW SERVICE OF GARNISHMENT ON DEFENDANT BY POSTING
AND MAILING PURSUANT TO § 6-6-394.1

Comes now the Plaintiff in the above styled cause, by and through its attorney of record, and hereby moves this Honorable Court for an order directing service of the process of garnishment upon the Defendant by posting and mailing by the Clerk in accordance with § 6-6-394.1, Code of Alabama, 1975. As grounds, Plaintiff submits that notice was issued to the Defendant contemporaneously with the service of process of garnishment upon the Garnishee, but was returned not found or service was otherwise not accomplished. Further, an appearance has not been entered by Defendant or on Defendant's behalf in this matter. The undersigned verifies that this method of service is necessary to perfect service of the process of garnishment upon the Defendant.

WHEREFORE, premises considered, Plaintiff moves for an order directing the Clerk to perfect service of the process of garnishment upon the Defendant by posting and mailing.


Plaintiff

SWORN TO AND SUBSCRIBE before me this 6th day of December, 2024



Marsha L. Shirah
NOTARY PUBLIC
My Commission Expires: September 24, 2027

PLAINTIFF:
MOTORS ACCEPTANCE CORPORATION
1700 10th Avenue
Post Office Box 468
Columbus GA 31902
Telephone: (800) 899-6669

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion has been served upon the Defendant(s) by depositing a copy in the United States Mail, postage prepaid, and/or upon counsel of record via the Alafile system this 12 day of December 2024

Feather Ben
Plaintiff

TIMOTHY WYLIE
20635 AL HWY 22 LOT 6
CLANTON, AL 35045

IN THE SMALL CLAIMS COURT OF CHILTON COUNTY
STATE OF ALABAMA

MOTORS ACCEPTANCE CORPORATION
Plaintiff

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TIMOTHY WYLIE
Defendant

**ORDER TO PERFECT SERVICE ON DEFENDANT BY POSTING AND MAILING
FROM CLERK**

Plaintiff motion to allow service of the process of garnishment upon the Defendant by posting and mailing by the Clerk of this Court pursuant to § 6-6-394.01 is GRANTED. Plaintiff shall forward a check for \$15.00 to the Clerk for this service. Upon receipt, the Clerk shall post a copy of the notice of garnishment and written court order authorizing the posting on the Clerk of the Court's official website and in a designated and conspicuous location within the courthouse where action is pending for four consecutive weeks. Said notice shall identify the name of the parties, the court in which the action is pending, the case number, and a statement concerning rights of exemption as provided in Rule 64A of the Alabama Rules of Civil Procedure. At the time of posting, the Clerk shall also send by regular U.S. Mail a copy of the posted notice of garnishment to the Defendant at Defendant's last known address. The costs of this service shall be taxed to the Defendant.

Done this 12-12-24


DISTRICT JUDGE