



ELECTRONICALLY FILED
1/28/2025 1:29 AM
06-DV-2024-900012.00
DISTRICT COURT OF
BARBOUR COUNTY, ALABAMA
PAIGE SMITH, CLERK

State of Alabama
Unified Judicial System
Form C-21 (Front) Rev. 10/2023

PROCESS OF GARNISHMENT

IN THE DISTRICT COURT OF BARBOUR, ALABAMA

NAME AND ADDRESS OF PLAINTIFF (Persons Asserting Claim):

DISCOVER BANK

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

Charles Hutto, ***-**-2086
57 Lime Sink Rd
Clayton AL 36016-4012

NAME AND ADDRESS OF ATTORNEY FOR PLAINTIFF:

Christina W. Davenport (WOR025)
Ian S. Green (GRE152)
Eric Spagnuolo (SPA041)
Lloyd & McDaniel, PLC
P.O. Box 23200 Louisville, KY 40223-0200

DATE OF JUDGMENT: September 11, 2024

JUDGMENT AMOUNT: \$8,511.58
INTEREST: \$222.11

COSTS: \$301.65

LESS CREDIT: \$0.00

OTHER: \$

TOTAL (as of January 16, 2025): \$9,035.34

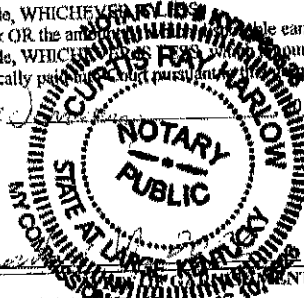
NAME AND ADDRESS OF GARNISHEE
TYSON PREPARED FOODS, INC.
2200 DON TYSON PARKWAY
SPRINGDALE AR 72762

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 earnings for the week exceed 30 times the federal minimum hourly wage in effect at the time the earnings are payable, WHICHEVER IS LESS.
 - ☐ 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.
- C. I hereby request disbursement of amounts periodically paid to me pursuant to the judgment.

Sworn to and Subscribed before me this 20 day of January, 2025

Notary Public/Clerk (Signature)



Christina W. Davenport (WOR025)

Ian S. Green (GRE152)

Eric Spagnuolo (SPA041)

Affiant/Attorney (Signature)

(Notary Public Only: My Commission expires on December 31, 2025 (Date))

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF ALABAMA: TYSON PREPARED FOODS, INC.

You are hereby commanded to serve this Process of Garnishment on the GARNISHEE, TYSON PREPARED FOODS, INC. (Name of garnishee)

and a copy on the defendant, Charles Hutto (Name of defendant) and make proper return to this Court.

NOTICE TO DEFENDANT: READ THE IMPORTANT INFORMATION ON THE BACK OF THIS FORM (REGARDING YOUR RIGHTS).
NOTICE TO GARNISHEE: YOU ARE THE GARNISHEE IN THE ABOVE ACTION.

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 \$9,035.34 (Judgment and costs). You are required, after a period of 30 days from the first retention of any sum from the defendant's wages, salary, or other compensation, to begin paying the monies 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 Garnishment(s)). 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:

Clerk

By: _____

Address: P.O. Box 219 Clayton, AL 36016

This process was executed by serving a copy on (Garnishee) TYSON PREPARED FOODS, INC.

on (Date) _____ Service on (Defendant) Charles Hutto on (Date) _____

Served by: _____ Title: _____

COURT RECORD (Original) PLAINTIFF (Copy) DEFENDANT (Copy) GARNISHEE (Copy)

DS70468/PALWAG/CH4

PROCESS OF GARNISHMENT



ELECTRONICALLY FILED
1/28/2025 6:38 AM
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DISTRICT COURT OF
BARBOUR COUNTY, ALABAMA
PAIGE SMITH, CLERK

WRIT OF GARNISHMENT

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF ALABAMA:

You are hereby commanded to serve this Process of Garnishment on the GARNISHEE, TYSON PREPARED FOODS, INC.,
and a copy on the defendant, HUTTO CHARLES (D001) (G001) and make proper return to this Court.

NOTICE TO DEFENDANT: READ THE IMPORTANT INFORMATION ON THE NEXT PAGE REGARDING YOUR RIGHTS.

NOTICE TO GARNISHEE: YOU ARE THE GARNISHEE IN THE ABOVE ACTION.

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 \$ 9035.34 (Judgment and costs). You are required, after a period of 30 days from the first retention of any sum from the defendant's 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 Instructions on Garnishments attached in this packet). 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:

/s/ PAIGE SMITH

By: /s/ MAW

1/28/2025

Clerk

Deputy Clerk

Address: P.O. BOX 219, CLAYTON, AL 36016

This process was executed by serving a copy on (Garnishee)

on (Date) . Service on Defendant on (Date)

Served By: Title: