



AlaFile E-Notice

11-CV-2018-900431.00

Judge: BRIAN P HOWELL

To: BARNES NOEL STEVEN
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NOTICE OF COURT ACTION

IN THE CIRCUIT COURT OF CALHOUN COUNTY, ALABAMA

STATE OF ALABAMA ET AL V. AMERICAN PLUMBING AND SEPTIC SERVICE, LLC E
11-CV-2018-900431.00

A court action was entered in the above case on 10/25/2018 10:19:41 AM

ORDER

[Filer:]

Disposition: GRANTED
Judge: BPH
Notice Date: 10/25/2018 10:19:41 AM

KIM MCCARSON
CIRCUIT COURT CLERK
CALHOUN COUNTY, ALABAMA
25 WEST 11TH STREET
ANNISTON, AL, 36201

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IN THE CIRCUIT COURT OF CALHOUN COUNTY, ALABAMA

STATE OF ALABAMA,)
ALABAMA LIQUIFIED PETROLEUM GAS)
BOARD,)
ALABAMA ONSITE WASTEWATER)
BOARD,)
AL PLUMBERS AND GASFITTERS)
EXAMINING BOARD ET AL,)
Plaintiffs,)

V.)

Case No.: CV-2018-900431.00

AMERICAN PLUMBING AND SEPTIC)
SERVICE, LLC,)
AMERICAN PLUMBING AND SEPTIC)
SERVICE, LLC,)
PESNELL RICHARD JOSHUA,)
PESNELL JESSICA ET AL,)
Defendants.)

ORDER

MOTION FOR CLARIFICATION filed by STATE OF ALABAMA is hereby GRANTED.

The Receiver shall apply the following priority regarding payments:

- a. Pay testifying victims pursuant to the provision of Paragraph 34 of the Permanent Injunction.
- b. Pay the Receiver his fees, following approval of this Court, within 30 days, with an equal amount set aside for future work on behalf of this Court which will also require Court approval prior to payment for future work.
- c. Pay all other claims approved by this Court and as prioritized by the Court. Attorney's fees for the State and Defendants are given equal priority and may be, upon Order of this Court, paid on a *pro rata* basis.

DONE this 25th day of October, 2018.

/s/ BRIAN P HOWELL
CIRCUIT JUDGE