



AlaFile E-Notice

11-CV-2018-900431.00

Judge: BRIAN P HOWELL

To: MICHAEL G DEAN
mdean@ago.state.al.us

NOTICE OF ELECTRONIC FILING

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

The following matter was FILED on 8/20/2019 2:00:36 PM

C001 STATE OF ALABAMA
JOINT MOTION FOR EXTENSION OF STAY
[Filer: DEAN MICHAEL GREGORY]

Notice Date: 8/20/2019 2:00:36 PM

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

256-231-1750
Kim.McCarson@alacourt.gov



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CIRCUIT COURT OF
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STATE OF ALABAMA

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11-CALHOUN

 District Court
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CV21

 STATE OF ALABAMA ET AL V. AMERICAN
PLUMBING AND SEPTIC SERVICE, LLC E
CIVIL MOTION COVER SHEET

Name of Filing Party: C001 - STATE OF ALABAMA

Name, Address, and Telephone No. of Attorney or Party. If Not Represented.

 MICHAEL G DEAN
501 Washington Avenue
MONTGOMERY, AL 36104
Attorney Bar No.: DEA037

 Oral Arguments Requested
TYPE OF MOTION**Motions Requiring Fee**

- Default Judgment (\$50.00)
Joinder in Other Party's Dispositive Motion
(i.e. Summary Judgment, Judgment on the Pleadings,
or other Dispositive Motion not pursuant to Rule 12(b))
(\$50.00)
- Judgment on the Pleadings (\$50.00)
- Motion to Dismiss, or in the Alternative
Summary Judgment (\$50.00)
Renewed Dispositive Motion (Summary
Judgment, Judgment on the Pleadings, or other
Dispositive Motion not pursuant to Rule 12(b)) (\$50.00)
- Summary Judgment pursuant to Rule 56 (\$50.00)
- Motion to Intervene (\$297.00)
- 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.

 Local Court Costs \$ 0 _____
Motions Not Requiring Fee

- Add Party
- Amend
- Change of Venue/Transfer
- Compel
- Consolidation
- Continue
- Deposition
- Designate a Mediator
- Judgment as a Matter of Law (during Trial)
- Disburse Funds
- Extension of Time
- In Limine
- Joinder
- More Definite Statement
- Motion to Dismiss pursuant to Rule 12(b)
- New Trial
- Objection of Exemptions Claimed
- Pendente Lite
- Plaintiff's Motion to Dismiss
- Preliminary Injunction
- Protective Order
- Quash
- Release from Stay of Execution
- Sanctions
- Sever
- Special Practice in Alabama
- Stay
- Strike
- Supplement to Pending Motion
- Vacate or Modify
- Withdraw
- Other Joint Motion for Extension of Stay
pursuant to Rule N/A (Subject to Filing Fee)

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)

 Date:
8/20/2019 1:53:52 PM

 Signature of Attorney or Party
/s/ MICHAEL G DEAN



IN THE CIRCUIT COURT OF CALHOUN COUNTY, ALABAMA

STATE OF ALABAMA, et al.,)	
)	
Plaintiffs,)	
)	
vs.)	CASE NO. CV-18-900431
)	
AMERICAN PLUMBING AND SEPTIC)	
SERVICE, LLC, et al.,)	
)	
Defendants.)	

JOINT MOTION FOR EXTENSION OF STAY

The State of Alabama (“the State”) and Non-party GreenSky, LLC (“GreenSky”), with the consent of the Receiver, previously requested a stay of any ruling related to the Receiver’s March 7, 2019 Report of His Investigation and briefing related thereto. The Court granted that request and entered an order on June 21, 2019 granting a 60-day stay. The State and GreenSky have made progress towards a resolution but have not yet reached a final agreement. Accordingly, the State and GreenSky, with the consent of the Receiver, now jointly request that the Court extend the present stay for an additional 21 days.

Respectfully submitted,

/s/ Michael G. Dean
Michael G. Dean
Assistant Attorney General

Office of the Attorney General
501 Washington Avenue
Montgomery, Alabama 36104
(334) 353-0415
mdean@ago.state.al.us

With consent and agreement by:

/s/ Haley A. Cox (with permission)

Counsel for Non-Party GreenSky, LLC

Michael L. Bell (BEL007)

mbell@lightfootlaw.com

Haley A. Cox (AND095)

hcox@lightfootlaw.com

LIGHTFOOT, FRANKLIN & WHITE, L.L.C.

The Clark Building

400 North 20th Street

Birmingham, Alabama 35203-3200

(205) 581-0700

Dan F. Laney

dlaney@rh-law.com

ROGERS & HARDIN LLP

2700 International Tower

229 Peachtree Street, N.E.

Atlanta, Georgia 30303

(404) 522-4700

C. David Stubbs (STU013)

david-ssf@cableone.net

STUBBS, SILLS & FRYE, P.C.

1724 South Quintard Avenue

Post Office Box 2023

Anniston, Alabama 36202-2023

(256) 835-5050

CERTIFICATE OF SERVICE

I certify that on August 20, 2019, the foregoing was filed electronically through the Court's AlaFile system, thereby providing electronic notification to all counsel of record.

I further certify that I have also served a copy on the court-appointed receiver, by email, at the address below:

Jeffery C. Schneider
jcs@klsg.com

/s/ Michael G. Dean
Assistant Attorney General



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

Upon consideration of the Joint Motion for Extension of Stay by The State of Alabama and Non-Party GreenSky, LLC, the Motion is hereby GRANTED. The Court hereby extends the stay of any ruling on the Receiver's Report of His Investigation of GreenSky Loans or any related briefing for an additional 21 days from the date of this Order.

DONE this[To be filled by the Judge].

/s/[To be filled by the Judge]
CIRCUIT JUDGE