



11/13/2015 3:21 PM  
 02-CV-2015-902472.00  
 CIRCUIT COURT OF  
 MOBILE COUNTY, ALABAMA  
 JOJO SCHWARZAUER, CLERK

IN THE CIRCUIT COURT OF MOBILE COUNTY, AL

HAND ARENDALL LLC,

Plaintiff,

vs.

ADRIAN W. ZAJAC, individually,  
 ARGOS INVESTMENT PARTNERS, LLC,  
 and LEVADA EF FIVE, LLC,

Defendants.

CIVIL ACTION NO.: CV-2015-902472

CERTIFIED AS A TRUE COPY  
 This 13 Day of Nov. 20 15  
 JoJo Schwarzauer  
 Clerk, Circuit Court of Mobile County, Alabama

**DEFAULT JUDGMENT**

This matter comes before the Court on Plaintiff's Motion for Default Judgment by the Court, and the Court, having reviewed the pleadings, said motion and the supporting affidavits and having heard from Plaintiff's counsel, hereby finds as follows and enters the following judgment:

1. Hand Arendall LLC was counsel for defendant Levada EF Five, LLC in the underlying case of *Charles K. Breland, et al. v. Levada EF Five, LLC*, Case No. 1:14-cv-0158 in the United States District Court for the Southern District of Alabama. That case is scheduled for trial in December 2015.
2. Defendant Levada EF Five, LLC entered into a written engagement agreement with Hand Arendall LLC to represent it in the underlying litigation referenced above.
3. With court permission, Hand Arendall LLC withdrew from the representation of Defendant on September 10, 2015, due to Defendant's failure to comply with the terms of the engagement agreement.
4. Defendant was formally served with a Summons and a copy of the Complaint in this matter on October 13, 2015. Additionally, Defendant and its counsel were provided with a courtesy copy of the Complaint on October 5, 2015. Prior to that, Defendant was given notice on

multiple occasions that a Complaint would be filed against it if it did not fulfill its obligations under the engagement agreement.

5. The Court has personal jurisdiction in Alabama over Defendant.

6. More than 30 days have elapsed since Defendant was served with the Summons and a copy of the Complaint.

7. Defendant has failed to answer or otherwise defend against the Complaint. Defendant has acknowledged to Plaintiff that it owes the indebtedness claimed and has no defense to the Complaint.

8. Defendant is not an infant or incompetent person, and there has been no violation of Ala. Code 1975, Chpt. 19, Title 5.

9. Defendant is not in military service.

10. Defendant owes Plaintiff Hand Arendall LLC the sum of \$171,583.74, consisting of principal in the amount of \$167,023.96 and interest at the legal rate of 6% per annum in the amount of \$4,559.78.

11. There is good cause for the Court to permit immediate execution on and enforcement of these judgments without an automatic stay.

WHEREFORE, the Court hereby enters FINAL JUDGMENT against Defendant Levada EF Five, LLC in the sum of \$171,583.74, plus post-judgment interest until paid and costs. The Court further orders that, based on good cause provided by Plaintiff, there is no automatic stay of execution on or enforcement of the judgment under ARCP Rule 62(a).

Done this 13<sup>th</sup> day of November, 2015.

  
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CIRCUIT JUDGE

Attorney name: Norman M. Stockman  
Attorney Bar Number: ASB-9440-M67N (Alabama)  
Attorney Address: P. O. Box 123  
Mobile, AL 36601  
Attorney Phone Number: 251-432-5511

IN THE SEVENTH JUDICIAL DISTRICT COURT, CARBON COUNTY, UTAH

<p>HAND ARENDALL LLC,  Plaintiff  vs.  LEVADA EF FIVE, LLC  Defendant</p>	<p>JUDGMENT INFORMATION STATEMENT  CASE NO. <u>156700597</u></p>
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- (1) The Plaintiff in this action, as judgment creditor, provides the following information in compliance with Section 78B-5-201.
- (2) The correct name of the judgment debtor is LEVADA EF FIVE, LLC.
- (3) The correct last known address of the judgment debtor is 745 Fifth Avenue, Suite 500, New York, NY 10159.
- (4) The address at which the judgment debtor received service of process is 745 Fifth Avenue, Suite 500, New York, NY 10151.
- (5) The judgment debtor is not a natural person.
- (6) The name of the judgment creditor is HAND ARENDALL LLC.
- (7) The amount of the judgment is \$171,583.74.
- (8) The judgment was entered on November 13, 2015.
- (9) The judgment has not been stayed.
- (10) The judgment creditor has reviewed its own records, the records of its attorney, and the records of the court in which the judgment was entered. Any information required by Section 78B-5-201 but not provided in this statement is unknown and unavailable.



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NORMAN M. STOCKMAN  
Attorney for Judgment Creditor

Party Name: HAND ARENDALL LLC  
Party Address: P. O. Box 123  
Mobile, AL 36601