



ELECTRONICALLY FILED
5/28/2020 4:39 PM
05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

State of Alabama Unified Judicial System Form ARCiv-93 Rev. 9/18	COVER SHEET CIRCUIT COURT - CIVIL CASE (Not For Domestic Relations Cases)	Ca: 05 Date of Filing: 05/28/2020 Judge Code:
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GENERAL INFORMATION

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS v. LYNNE ERNEST INSURANCE LLC ET AL

First Plaintiff: Business Individual Government Other
First Defendant: Business Individual Government Other

NATURE OF SUIT: Select primary cause of action, by checking box (check only one) that best characterizes your action:

TORTS: PERSONAL INJURY

- WDEA - Wrongful Death
- TONG - Negligence: General
- TOMV - Negligence: Motor Vehicle
- TOWA - Wantonness
- TOPL - Product Liability/AEMLD
- TOMM - Malpractice-Medical
- TOLM - Malpractice-Legal
- TOOM - Malpractice-Other
- TBFM - Fraud/Bad Faith/Misrepresentation
- TOXX - Other: _____

TORTS: PERSONAL INJURY

- TOPE - Personal Property
- TORE - Real Property

OTHER CIVIL FILINGS

- ABAN - Abandoned Automobile
- ACCT - Account & Nonmortgage
- APAA - Administrative Agency Appeal
- ADPA - Administrative Procedure Act
- ANPS - Adults in Need of Protective Services

OTHER CIVIL FILINGS (cont'd)

- MSXX - Birth/Death Certificate Modification/Bond Forfeiture Appeal/Enforcement of Agency Subpoena/Petition to Preserve
- CVRT - Civil Rights
- COND - Condemnation/Eminent Domain/Right-of-Way
- CTMP - Contempt of Court
- CONT - Contract/Ejectment/Writ of Seizure
- TOCN - Conversion
- EQND - Equity Non-Damages Actions/Declaratory Judgment/Injunction Election Contest/Quiet Title/Sale For Division
- CVUD - Eviction Appeal/Unlawful Detainer
- FORJ - Foreign Judgment
- FORF - Fruits of Crime Forfeiture
- MSHC - Habeas Corpus/Extraordinary Writ/Mandamus/Prohibition
- PFAB - Protection From Abuse
- EPFA - Elder Protection From Abuse
- FELA - Railroad/Seaman (FELA)
- RPRO - Real Property
- WTEG - Will/Trust/Estate/Guardianship/Conservatorship
- COMP - Workers' Compensation
- CVXX - Miscellaneous Circuit Civil Case

ORIGIN: F INITIAL FILING A APPEAL FROM DISTRICT COURT O OTHER
R REMANDED T TRANSFERRED FROM OTHER CIRCUIT COURT

HAS JURY TRIAL BEEN DEMANDED? YES NO *Note: Checking "Yes" does not constitute a demand for a jury trial. (See Rules 38 and 39, Ala.R.Civ.P., for procedure)*

RELIEF REQUESTED: MONETARY AWARD REQUESTED NO MONETARY AWARD REQUESTED

ATTORNEY CODE:

SCU006

5/28/2020 4:39:25 PM

/s/ WILLIAM E SCULLY III III

Date

Signature of Attorney/Party filing this form

MEDIATION REQUESTED: YES NO UNDECIDED

Election to Proceed under the Alabama Rules for Expedited Civil Actions: YES NO



IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS,)
)
 PLAINTIFF,)
)
 v.)
)
 LYNNE ERNEST INSURANCE, LLC,)
 LYNNE ERNEST, CHYNNA ERNEST,)
 DEADRA STOKLEY, and JODI PRUITT,)
 FICTITIOUS PARTIES A-D, being persons,)
 corporations, entities, or agents, all of whose)
 true names are otherwise unknown at this)
 time, but will be added when ascertained,)
 separately and severally,)
)
 DEFENDANTS.)

CASE NO. CV-2020-_____

COMPLAINT

COMES NOW the plaintiff, **INSURANCE EXPRESS, LLC**, by and through its undersigned counsel, and files its complaint against the above-named defendants. As grounds therefore, the plaintiff would show unto the Court as follows:

Statement of Fact

1. Insurance Express, LLC is an Alabama limited liability company with its principal place of business is Gilbertown, Alabama, in Choctaw County.
2. Wayne Taylor is an adult resident citizen of Choctaw County, Alabama, and is the principal owner of Insurance Express.
3. Lynne Ernest Insurance, LLC ("LEI") is an Alabama limited liability company with its principal place of business in Baldwin County, Alabama, at 400 East Laurel Avenue in Foley.
4. On information and belief, Lynne Ernest ("Ernest") is an adult resident citizen of

Marengo County, Alabama, and is the principal owner of LEI.

5. On information and belief, Chynna Ernest is an adult resident citizen of Sumter County, Alabama, the daughter of Ernest, and an organizer and member of LEI (hereinafter "Daughter").

6. On information and belief, Deadra Stokley ("Stokley") an adult resident citizen of Washington County, Alabama, who was once employed by Insurance Express but is now employed by LEI.

7. On information and belief, Jodi Pruitt ("Pruitt") is an adult resident citizen of Clarke County, Alabama, who was once employed by Insurance Express but is now employed by LEI.

8. There may be other entities whose true names and identities are unknown to the Plaintiff at this time who may be legally responsible for the claim(s) set forth herein who may be added by amendment by the Plaintiff when their true names and identities are accurately ascertained by further discovery. Until that time, the Plaintiff will designate these parties in accordance with Rule 9(h), Alabama Rules of Civil Procedure.¹

9. Ernest, Stokley, and Pruitt were long time employees of Insurance Express.

10. On or about August 8, 2018, while still employed at Insurance Express, and without their knowledge, Ernest and Daughter incorporated LEI.

11. On or about January 9, 2019, while employed by Insurance Express and without their knowledge Ernest was granted a Non-resident Insurance Licenses by the State of Florida.

¹ The word "entity" as used herein is intended to refer to and include any and all legal entities including individual persons, any and all forms of partnerships, but their true names will be substituted by amendment when ascertained. any and all types of corporations and unincorporated associations. The symbol by which these party Defendants are designated is intended to include more than one entity in the event that discovery reveals that the descriptive characterization of the symbol applies to more than one "entity." Plaintiff alleges that the identities of the fictitious party-Defendants are otherwise unknown at this time, or, if known, their identities as proper party-Defendants are not known.

12. On or about May 15, 2019, while Ernest was employed by Insurance Express, LEI sought and was granted an Alabama Insurance Producers License, all unbeknownst to Insurance Express.

13. On or about July 28, 2019, while still employed at Insurance Express, Stokley returned to the Insurance Express office after business hours, without authorization or legitimate business purpose, and remained there until after midnight.

14. Upon information and belief, Stokley made electronic copies of Insurance Express's client files, and then attempted to delete the native copies residing in the Insurance Express system.

15. On or about July 29, 2019, Stokley resigned from Insurance Express, yet continued work until August 9, 2019, at which time she began employment at LEI.

16. On or about July 29, 2019, Ernest returned to the Insurance Express office after business hours, without authorization or legitimate business purpose, and remained there until approximately 11 pm.

17. Upon information and belief, Ernest made electronic copies of Insurance Express client, policy, and renewal records during this time.

18. On or about August 13, 2019, Ernest resigned from Insurance Express and began employment at LEI, a direct competitor to Insurance Express that Daughter had founded more than a year prior.

19. The Client files obtained by LEI through Ernest and Stokley contained names, addresses, social security numbers, dates of birth, policy information, and renewal dates of clients of Insurance Express, among other information.

20. On or about July 30, 2019, while Ernest was still employed with Insurance

Express, Ernest and / or Stokley induced clients of Insurance Express to sign Agent of Record ("AOR") letters, transferring their policies from Insurance Express to LEI, or to an associate or successor thereof².

21. In at least once instance, Ernest and / or Stokley did so without the client's knowledge or authorization.

22. In the days immediately following Ernest and Stokley's departure from Insurance Express, plaintiff Insurance Express received multiple AOR letters transferring clients out of its client registry, and into the client registry of LEI.

23. To date, LEI, using the Insurance Express' information, has taken forty-nine clients from Insurance Express.

24. Additionally, In March of 2019, Jodi Pruitt left employment with Insurance Express for a job at LEI, after which, Insurance Express has received one additional AOR letter transferring business away from it and to LEI or its successor or affiliate.

25. Prior to Ernest's departure from Insurance Express, she intentionally sabotaged Insurance Express in 2018 by failing to renew her employer Wayne Taylor's license, a duty she had fulfilled repeatedly during her employ at Insurance Express.

26. Ernest did this, despite renewing her license and that of Stokley at that time.

27. In the line and scope of her duties at Insurance Express, Ernest received premiums from clients, which she was to deposit in the Insurance Express trust account, and then pay the premiums to Insurers, on the clients' behalf, again from the Insurance Express trust account.

28. During this period, she paid premiums of several clients of Insurance Express out

² Upon information and belief, the associate or immediate successor in interest to LEI is an entity called HDI.

of the trust account without first collecting the premium from the client.

29. During her time at Insurance Express, Ernest used Insurance Express funds to pay personal expenses, including premiums for her own homeowners and auto insurance policies, also from the Insurance Express, again without first paying her premium into the Insurance Express trust account.

30. During the same time period, Ernest paid Daughter's auto insurance premiums, her husband's premiums, and premiums on behalf of her other business, The Cleaners on Mulberry, to various insurers, out of Insurance Express' trust account, all without first paying the premium into the Insurance Express trust account.

31. Finally, in the line and scope of her duties at Insurance Express, Ernest received commission checks from Insurers, and was to deposit those checks in the Insurance Express's operating account.

32. Following her departure from Insurance Express, Insurance Express discovered many stale commission checks, going back as far as 2017, which Ernest had failed to deposit.

**FIRST CAUSE OF ACTION -
REQUEST FOR PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF**

33. Insurance Express adopts and incorporates the allegations set forth in paragraphs 1 – 32, above, as if fully set out herein.

34. Defendants, all, have diverted clients, client information, misrepresented the position of Insurance Express to clients, and forged signatures of same, all of which they may be continuing to do.

35. Such acts constitute a violation of the Alabama Trade Secrets Act, Ala. Code (1975) § 8-27-1, *et seq.*, which contemplates injunctive relief in this context at § 8-27-4(a)(1)(a);

see, Count Six, supra.

36. Without a preliminary injunction restricting these practices, Insurance Express will suffer irreparable injury.

37. Insurance Express has no adequate remedy at law to prevent defendants continued conduct.

38. Insurance Express has a reasonable chance of success on the ultimate merits of its case.

39. The hardship imposed on defendants by the injunction will not unreasonably outweigh the benefit accruing to Insurance Express.

40. Insurance Express seeks an order requiring defendants, all, to:

- A. Immediately cease any and all communication with any past or current customers of Insurance Express gleaned from their improper conduct;
- B. Immediately cease use of all of client lists, data, and related insurance policy information ("Confidential Information") obtained during their employment with Insurance Express;
- C. Immediately notify, in writing, any Insurance Express customers they have contacted or communicated with since their employment with Insurance Express ended of their participation in this proceeding, and copy Insurance Express on all such written communications;
- D. Return any and all of the Confidential Information in their possession, custody, or control to Insurance Express;
- E. Certify, in writing, that they have returned all such Confidential Information in their possession to Insurance Express;
- F. Certify, in writing, that they have destroyed any duplicate or local copies, including electronic files, of Confidential Information in their possession; and
- G. Certify, in writing, that they will not use any Confidential Information to call on, solicit, take away, or attempt to call on, solicit or take away any customers or potential customers of Insurance Express.

WHEREFORE, Insurance Express respectfully requests that this Honorable Court enter an order requiring the Defendants, all, to abide by the terms enumerated at ¶ 40 of this complaint.

SECOND CAUSE OF ACTION - BREACH OF CONTRACT

41. Insurance Express adopts and incorporates by reference the allegations set forth in paragraphs 1 through 40, above.

42. Insurance Express had agreements with Ernest, Daughter, Stokley, and Pruitt ("Individual Defendants) in the regular course of their association that required these defendants to perform certain functions in order to receive payment compensation, including the maintenance of proper accounting for client funds, payments, and trust balances, the renewal of professional licenses, the renewal of client policies, as well as the safeguarding of the Confidential Information.

43. Insurance Express made payment to defendants and has complied with the terms of the agreements referenced in the preceding paragraph.

44. The Individual Defendants breached their agreements referenced above by:

- A. Failing to renew their employer's insurance license;
- B. Failing to maintain proper accounting of client funds, including the failure to deposit moneys rightfully owed to Insurance Express, as well as the issuance of payments from accounts without first depositing customer payments therein; and
- C. Using Insurance Express funds for their own purposes.

45. Insurance Express has and continues to suffer damages as a direct and proximate result of the breach of contract by and wrongful activities the Individual Defendants.

WHEREFORE, Insurance Express respectfully requests that the Individual Defendants be found liable for breach of contract and be made to compensate Insurance Express for its lost revenue, costs, and other compensatory damage, court costs, interest, and any other relief this Honorable Court deems proper.

THIRD CAUSE OF ACTION - CONVERSION

46. Insurance Express adopts and incorporates by reference the allegations set forth in paragraphs 1 through 45, above.

47. Ernest and Daughter used moneys owned by Insurance Express for her own personal, non-business purposes.

48. In doing so, they exercised dominion over property and assets that were the rightful property of Insurance Express.

49. As a direct and proximate result of Ernest's and Daughter's misappropriation of these funds, Insurance Express was deprived of income it otherwise would have earned.

WHEREFORE, Insurance Express respectfully requests that Ernest and Daughter be found liable for conversion and be made to compensate Insurance Express for its lost revenue, costs, and other compensatory damage, court costs, interest, and any other relief this Honorable Court deems proper. Insurance Express also requests that Ernest and Daughter be made to pay punitive damages for their willful and premeditated acts.

**FOURTH CAUSE OF ACTION
INTENTIONAL INTERFERENCE WITH BUSINESS RELATIONS**

50. Insurance Express adopts and incorporates by reference the allegations set forth in paragraphs 1 through 49 above.

51. Insurance Express had existing business in the form of contracts of insurance with its clients.

52. Defendants were aware of these business relationships.

53. Defendants intentionally contacted Insurance Express's clients in order to interfere with those relations, and to secure or receive the business of such clients at the expense of the existing business relationships belonging to Insurance Express.

54. Insurance Express was damaged as a direct and proximate result of the intentional contacting and diverting of numerous Insurance Express customers to Defendants' own benefit.

WHEREFORE, Insurance Express respectfully requests that Defendants be found liable for intentional interference with business relations and be made to compensate Insurance Express for its lost revenue, costs, and other compensatory damages, court costs, interest, and any other relief this honorable Court deems proper. Insurance Express seeks punitive damages based on the intentional and malicious nature of Defendants' conduct.

**FIFTH CAUSE OF ACTION -
BREACH OF FIDUCIARY DUTY OF CONFIDENTIALITY AND LOYALTY**

55. Insurance Express adopts and incorporates by reference the allegations set forth in paragraphs 1 through 54, above.

56. The Individual Defendants had a fiduciary duty to protect the interests of Insurance Express as they were its agents and therefore charged to act in its best interest in the exercise of judgment, discretion, and loyalty.

57. The Individual Defendants breached that duty when they chose to divert customers belonging to Insurance Express to their own interest, when they attempted to delete / deprive Insurance Express of its own customer files, and Defendants did so through the

intentional, wrongful, and disloyal means of misappropriating the Confidential Information to their own ends.

58. Insurance Express was proximately damaged thereby.

WHEREFORE, Insurance Express respectfully requests that Defendants be found liable for breach of fiduciary duties of confidentiality and loyalty and be made to compensate Insurance Express for its lost revenue, costs, and other compensatory damages, court costs, interest, and any other relief this honorable Court deems proper.

**SIXTH CAUSE OF ACTION -
VIOLATION OF ALABAMA TRADE SECRETS ACT**

59. Insurance Express adopts and incorporates by reference the allegations set forth in paragraphs 1 through 58 above.

60. The Confidential Information in this proceeding is a Trade Secret, pursuant to Ala. Code (1975) § 8-27-2(1).

61. Defendants, all, disclosed or used the trade secrets of Insurance Express, or received such trade secrets, without a privilege to do so, and each misappropriated or received such trade secrets in a willful and malicious manner intended to harm Insurance Express.

62. Such trade secrets were discovered and / or appropriated by improper means, and Defendants', all, use of such trade secrets constitutes a breach of confidence reposed in Defendants by Insurance Express.

63. All Defendants knew or should have known that the Confidential Information constituted trade secrets, and that such trade secrets had been appropriated under circumstances which violate Alabama Trade Secrets Act.

64. Insurance Express was proximately damaged thereby.

WHEREFORE, Insurance Express respectfully requests that Defendants be found liable for breach of the Alabama Trades Secrets Act, and be made to: identify and disgorge any profits and other benefits conferred by the misappropriation that are attributable to the misappropriation; compensate plaintiff for the actual damages suffered as a result of the misappropriation; pay reasonable attorney's fees, and other compensatory damages, court costs, interest, and any other relief this honorable Court deems proper. Insurance Express also seeks exemplary damages based on the willful and malicious conduct of Defendants.

**SEVENTH CAUSE OF ACTION -
CIVIL CONSPIRACY TO COMMIT VIOLATIONS
OF THE ALABAMA TRADE SECRETS ACT**

69. Insurance Express adopts and incorporates by reference the allegations set forth in paragraphs 1 through 64 above.

70. The Defendants both individually and in their capacities as agents for LEI entered into an agreement to steal Confidential Information from Insurance Express and to use that information to take clients from Insurance Express.

71. Each of the Defendants took a substantial step toward that goal. Ernest, Stokley and Pruitt, took confidential information from Insurance Express, provided that information to LEI, and in their capacities as agents of LEI have profited from the use of that information.

72. Daughter, organized LEI prior to Lynn Ernest's departure from Insurance Express, and in her capacity as member of LEI has benefitted from the other Defendant's the use of the Confidential Information.

WHEREFORE, Insurance Express respectfully requests that Defendants be found liable for Conspiracy to violate of the Alabama Trades Secrets Act, and be made to: identify and

disgorge any profits and other benefits conferred by the misappropriation that are attributable to the misappropriation; compensate plaintiff for the actual damages suffered as a result of the misappropriation; pay reasonable attorney's fees, and other compensatory damages, court costs, interest, and any other relief this honorable Court deems proper. Insurance Express also seeks exemplary damages based on the willful and malicious conduct of Defendants.

**SEVENTH CAUSE OF ACTION -
CIVIL CONSPIRACY TO CONVERT
INSURANCE EXPRESS ASSETS**

1. Insurance Express adopts and incorporates by reference the allegations set forth in paragraphs 1 through 68 above.

2. Defendants Ernest and Daughter entered into an agreement to convert assets belonging to Insurance Express to their own non-business, personal uses.

3. Ernest paid funds out of Insurance Express' trust account to insurers on behalf of herself, her husband, her other business interests and Daughter, without first paying monies in to that trust account.

4. Daughter directly benefitted from Ernest's misappropriation of funds in that she received insurance coverage for which she knew that she had not paid.

WHEREFORE, Insurance Express respectfully requests that Ernest and Daughter be found liable for conspiracy to commit conversion and be made to compensate Insurance Express for its lost revenue, costs, and other compensatory damage, court costs, interest, and any other relief this Honorable Court deems proper. Insurance Express also requests that Ernest and Daughter be made to pay punitive damages for their willful and premeditated acts.

Respectfully submitted,



WILLIAM E. SCULLY, III (SCU006)

Scully Law, P.C.

Attorney at Law

P.O. Box 962

Daphne, Alabama 36526-0962

(251) 626-5052

(251) 626-5051 (Fax)

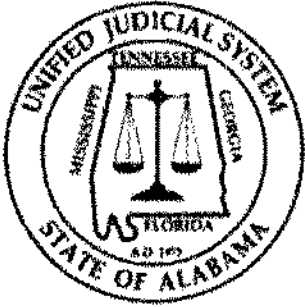
wes@scullylawpc.com

CERTIFICATE OF SERVICE

I, William E. Scully, III, hereby certify that on this 28th day of May, 2020, I electronically filed the foregoing with the Clerk of the Court using the AlaCourt Electronic Filing system, which will send a copy to all parties listed in this cause.

/s/ William E. Scully, III

WILLIAM E. SCULLY, III



AlaFile E-Notice

05-CV-2020-900639.00

To: WILLIAM E SCULLY III III
wescullyiii@gmail.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

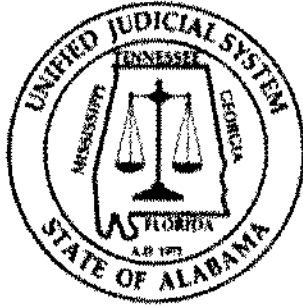
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following complaint was FILED on 5/28/2020 4:39:23 PM

Notice Date: 5/28/2020 4:39:23 PM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: LYNNE ERNEST INSURANCE LLC
5439 HWY 69
SWEET WATER, AL, 36782

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
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jody.wise@alacourt.gov



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05-CV-2020-900639.00

To: LYNNE ERNEST
5439 HWY 69
SWEET WATER, AL, 36782

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jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: CHYNNA ERNEST
104 E PARK ROAD
LIVINGSTON, AL, 36919

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
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AlaFile E-Notice

05-CV-2020-900639.00

To: DEADRA STOKLEY
1978 SOUWILPA ROAD
SILAS, AL, 36919

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

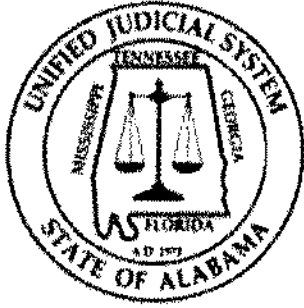
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251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: JODI PRUITT
12570 HWY 17
GILBERTOWN, AL, 36908

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

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State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	Court Case Number 05-CV-2020-900639.00
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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

NOTICE TO: LYNNE ERNEST INSURANCE LLC, 5439 HWY 69, SWEET WATER, AL 36782

(Name and Address of Defendant)

THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S).

WILLIAM E SCULLY III III

(Name(s) of Attorney(s))

WHOSE ADDRESS(ES) IS/ARE: PO BOX 962, Daphne, AL 36526

(Address(es) of Plaintiff(s) or Attorney(s))

THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.

TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:

You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.

Service by certified mail of this Summons is initiated upon the written request of _____
(Name(s))
 pursuant to the Alabama Rules of the Civil Procedure.

_____ /s/ JODY L. WISE By: _____
(Date) (Signature of Clerk) (Name)

Certified Mail is hereby requested.

(Plaintiff's/Attorney's Signature)

RETURN ON SERVICE

Return receipt of certified mail received in this office on _____
(Date)

I certify that I personally delivered a copy of this Summons and Complaint or other document to _____

_____ in _____ County,
(Name of Person Served) (Name of County)

Alabama on _____
(Date)

(Address of Server)

(Type of Process Server) (Server's Signature)

(Server's Printed Name)

(Phone Number of Server)

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	Court Case Number 05-CV-2020-900639.00
IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL		
NOTICE TO: LYNNE ERNEST, 5439 HWY 69, SWEET WATER, AL 36782 <div style="text-align: right; margin-right: 100px;"><i>(Name and Address of Defendant)</i></div>		
THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). WILLIAM E SCULLY III III <div style="text-align: right; margin-right: 100px;"><i>(Name(s) of Attorney(s))</i></div>		
WHOSE ADDRESS(ES) IS/ARE: PO BOX 962, Daphne, AL 36526 <div style="text-align: right; margin-right: 100px;"><i>(Address(es) of Plaintiff(s) or Attorney(s))</i></div>		
THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.		
TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:		
<input checked="" type="checkbox"/> You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.		
<input type="checkbox"/> Service by certified mail of this Summons is initiated upon the written request of _____ <div style="text-align: right; margin-right: 100px;"><i>(Name(s))</i></div>		
pursuant to the Alabama Rules of the Civil Procedure. <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="text-align: center; width: 30%;"> 05/28/2020 <i>(Date)</i> </div> <div style="text-align: center; width: 30%;"> /s/ JODY L. WISE <i>(Signature of Clerk)</i> </div> <div style="text-align: center; width: 30%;"> By: _____ <i>(Name)</i> </div> </div>		
<input type="checkbox"/> Certified Mail is hereby requested. <div style="text-align: right; margin-right: 100px;"><i>(Plaintiff's/Attorney's Signature)</i></div>		
RETURN ON SERVICE		
<input type="checkbox"/> Return receipt of certified mail received in this office on _____ <div style="text-align: right; margin-right: 100px;"><i>(Date)</i></div>		
<input type="checkbox"/> I certify that I personally delivered a copy of this Summons and Complaint or other document to _____ <div style="display: flex; justify-content: space-between; align-items: center;"> <div style="width: 40%;"><i>(Name of Person Served)</i></div> <div style="width: 10%; text-align: center;">in</div> <div style="width: 40%;"><i>(Name of County)</i> County,</div> </div>		
Alabama on _____ <div style="text-align: right; margin-right: 100px;"><i>(Date)</i></div>		
_____ <i>(Type of Process Server)</i>	_____ <i>(Server's Signature)</i>	_____ <i>(Address of Server)</i>
_____ <i>(Server's Printed Name)</i>	_____ <i>(Phone Number of Server)</i>	

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	Court Case Number 05-CV-2020-900639.00
IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL		
NOTICE TO: CHYNNA ERNEST, 104 E PARK ROAD, LIVINGSTON, AL 36919 <div style="text-align: right; margin-right: 100px;"><i>(Name and Address of Defendant)</i></div>		
THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), WILLIAM E SCULLY III III <div style="text-align: right; margin-right: 100px;"><i>(Name(s) of Attorney(s))</i></div>		
WHOSE ADDRESS(ES) IS/ARE: PO BOX 962, Daphne, AL 36526 <div style="text-align: right; margin-right: 100px;"><i>(Address(es) of Plaintiff(s) or Attorney(s))</i></div>		
THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.		
TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:		
<input checked="" type="checkbox"/> You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.		
<input type="checkbox"/> Service by certified mail of this Summons is initiated upon the written request of _____ <div style="text-align: right; margin-right: 100px;"><i>(Name(s))</i></div>		
_____ <div style="text-align: center;"><i>(Date)</i></div>	/s/ JODY L. WISE <div style="text-align: center;"><i>(Signature of Clerk)</i></div>	By: _____ <div style="text-align: center;"><i>(Name)</i></div>
<input type="checkbox"/> Certified Mail is hereby requested. <div style="text-align: right; margin-right: 100px;"><i>(Plaintiff's/Attorney's Signature)</i></div>		
RETURN ON SERVICE		
<input type="checkbox"/> Return receipt of certified mail received in this office on _____ <div style="text-align: right; margin-right: 100px;"><i>(Date)</i></div>		
<input type="checkbox"/> I certify that I personally delivered a copy of this Summons and Complaint or other document to _____ <div style="text-align: center; margin-top: 10px;">in _____ County, <div style="display: flex; justify-content: space-between; width: 100%;"><i>(Name of Person Served)</i><i>(Name of County)</i></div> </div>		
Alabama on _____ <div style="text-align: center;"><i>(Date)</i></div>		
_____ <div style="text-align: center;"><i>(Type of Process Server)</i></div>	_____ <div style="text-align: center;"><i>(Server's Signature)</i></div>	_____ <div style="text-align: center;"><i>(Address of Server)</i></div>
_____ <div style="text-align: center;"><i>(Server's Printed Name)</i></div>		_____ <div style="text-align: center;"><i>(Phone Number of Server)</i></div>

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	Court Case Number 05-CV-2020-900639.00
IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL		
NOTICE TO: DEADRA STOKLEY, 1878 SOLWILPA ROAD, SILAS, AL 36919 <div style="text-align: center; font-size: small;">(Name and Address of Defendant)</div>		
THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). WILLIAM E SCULLY III <div style="text-align: center; font-size: small;">(Name(s) of Attorney(s))</div>		
WHOSE ADDRESS(ES) IS/ARE: PO BOX 962, Daphne, AL 36526 <div style="text-align: center; font-size: small;">(Address(es) of Plaintiff(s) or Attorney(s))</div>		
THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.		
TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:		
<input checked="" type="checkbox"/> You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.		
<input type="checkbox"/> Service by certified mail of this Summons is initiated upon the written request of _____ <div style="text-align: right; font-size: small;">(Name(s))</div>		
pursuant to the Alabama Rules of the Civil Procedure.		
_____ <div style="text-align: center; font-size: small;">(Date)</div>	/s/ JODY L. WISE <div style="text-align: center; font-size: small;">(Signature of Clerk)</div>	By: _____ <div style="text-align: center; font-size: small;">(Name)</div>
<input type="checkbox"/> Certified Mail is hereby requested. _____ <div style="text-align: center; font-size: small;">(Plaintiff's/Attorney's Signature)</div>		
RETURN ON SERVICE		
<input type="checkbox"/> Return receipt of certified mail received in this office on _____ <div style="text-align: right; font-size: small;">(Date)</div>		
<input type="checkbox"/> I certify that I personally delivered a copy of this Summons and Complaint or other document to _____ _____ in _____ County, <div style="text-align: center; font-size: small;">(Name of Person Served) (Name of County)</div>		
Alabama on _____ <div style="text-align: center; font-size: small;">(Date)</div>		
_____ <div style="text-align: center; font-size: small;">(Type of Process Server)</div>	_____ <div style="text-align: center; font-size: small;">(Server's Signature)</div>	_____ <div style="text-align: center; font-size: small;">(Address of Server)</div>
_____ <div style="text-align: center; font-size: small;">(Server's Printed Name)</div>		_____ <div style="text-align: center; font-size: small;">(Phone Number of Server)</div>

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	Court Case Number 05-CV-2020-900639.00
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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

NOTICE TO: JODI PRUITT, 12570 HWY 17, GILBERTOWN, AL 36908

(Name and Address of Defendant)

THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), WILLIAM E SCULLY III

(Name(s) of Attorney(s))
 WHOSE ADDRESS(ES) IS/ARE: PO BOX 962, Daphne, AL 36526

(Address(es) of Plaintiff(s) or Attorney(s))

THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.

TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:

- You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.
 - Service by certified mail of this Summons is initiated upon the written request of _____
 pursuant to the Alabama Rules of the Civil Procedure. *(Name(s))*
- _____ /s/ JODY L. WISE By: _____
(Date) *(Signature of Clerk)* *(Name)*

Certified Mail is hereby requested. _____
(Plaintiff's/Attorney's Signature)

RETURN ON SERVICE

Return receipt of certified mail received in this office on _____
(Date)

I certify that I personally delivered a copy of this Summons and Complaint or other document to _____
 _____ in _____ County,
(Name of Person Served) *(Name of County)*

Alabama on _____
(Date) _____
(Address of Server)

(Type of Process Server) _____
(Server's Signature) _____
(Server's Printed Name) _____
(Phone Number of Server)



ELECTRONICALLY FILED
6/1/2020 10:52 AM
05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

State of Alabama
Unified Judicial System
Form C-34 Rev. 4/2017

SUMMONS
- CIVIL -

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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

NOTICE TO: JODI PRUITT, 12570 HWY 17, GILBERTOWN, AL 36908

(Name and Address of Defendant)

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WILLIAM E SCULLY III

(Name(s) of Attorney(s))

WHOSE ADDRESS(ES) IS/ARE: PO BOX 962, Daphne, AL 36526

(Address(es) of Plaintiff(s) or Attorney(s))

THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.

TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:

- You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.
- Service by certified mail of this Summons is initiated upon the written request of _____ *(Name(s))* pursuant to the Alabama Rules of the Civil Procedure.

05/28/2020
(Date)

/s/ JODY L. WISE
(Signature of Clerk)

By: _____
(Name)

Certified Mail is hereby requested.

(Plaintiff's/Attorney's Signature)

RETURN ON SERVICE

Return receipt of certified mail received in this office on _____ *(Date)*

I certify that I personally delivered a copy of this Summons and Complaint or other document to Jodi Pruitt in Choctaw County, Alabama on 5-30-20 4:00pm

Private Server
(Type of Process Server)

John Moore
(Server's Signature)
John Moore
(Server's Printed Name)

10520 Doanwood Dr.
(Address of Server)
Stockton AL 36519
937-0945
(Phone Number of Server)

05-CV-2020-900639.00

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

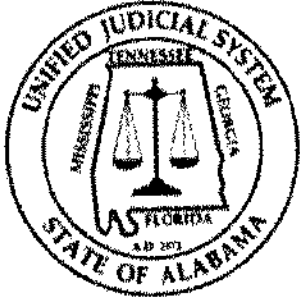
C001 - INSURANCE EXPRESS
(Plaintiff)

v. D005 - JODI PRUITT
(Defendant)



SERVICE RETURN COPY

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	Court Case Number 05-CV-2020-900639.00
IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL		
NOTICE TO: DEADRA STOKLEY, 1979 SOLWILPA ROAD, SELAS, AL 36816 <small>(Name and Address of Defendant)</small>		
THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). WILLIAM E SCULLY III <small>(Name(s) of Attorney(s))</small>		
WHOSE ADDRESS(ES) IS/ARE: PO BOX 982, Daphne, AL 36526 <small>(Address(es) of Plaintiff(s) or Attorney(s))</small>		
THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.		
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<input type="checkbox"/> Service by certified mail of this Summons is initiated upon the written request of _____ <small>(Name(s))</small> pursuant to the Alabama Rules of the Civil Procedure.		
_____ <small>(Date)</small> 05/28/2020	/s/ JODY L. WISE <small>(Signature of Clerk)</small>	By: _____ <small>(Name)</small>
<input type="checkbox"/> Certified Mail is hereby requested. _____ <small>(Plaintiff's/Attorney's Signature)</small>		
RETURN ON SERVICE		
<input type="checkbox"/> Return receipt of certified mail received in this office on _____ <small>(Date)</small>		
<input checked="" type="checkbox"/> I certify that I personally delivered a copy of this Summons and Complaint or other document to _____ _____ in _____ County, <small>(Name of Person Served)</small> <small>(Name of County)</small>		
Alabama on _____ <small>(Date)</small> 5-30-20	_____ <small>(Server's Signature)</small> Jo-An Moore <small>(Server's Printed Name)</small>	10530 Dogwood Dr <small>(Address of Server)</small> Shookton, AL 36579 937-0995 <small>(Phone Number of Server)</small>
SERVICE RETURN		



AlaFile E-Notice

05-CV-2020-900639.00

To: WILLIAM E SCULLY III III
wescullyiii@gmail.com

NOTICE OF ELECTRONIC FILING

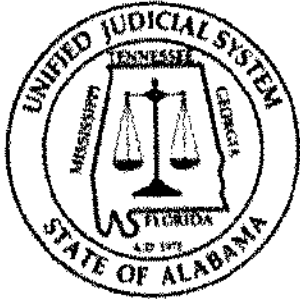
IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following RETURN ON SERVICE - SERVED was FILED on 6/1/2020 10:52:00 AM

Notice Date: 6/1/2020 10:52:00 AM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: LYNNE ERNEST INSURANCE LLC (PRO SE)
5439 HWY 69
SWEET WATER, AL, 36782-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

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JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: ERNEST LYNNE (PRO SE)
5439 HWY 69
SWEET WATER, AL, 36782-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

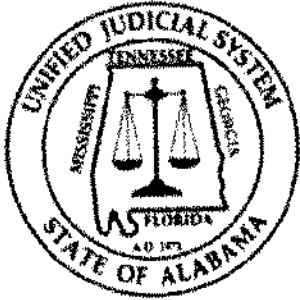
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following RETURN ON SERVICE - SERVED was FILED on 6/1/2020 10:52:00 AM

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JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: ERNEST CHYNNA (PRO SE)
104 E PARK ROAD
LIVINGSTON, AL, 36919-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

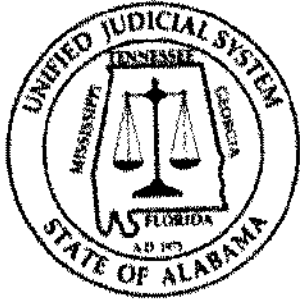
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following RETURN ON SERVICE - SERVED was FILED on 6/1/2020 10:52:00 AM

Notice Date: 6/1/2020 10:52:00 AM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9581
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: STOKLEY DEADRA (PRO SE)
1978 SOUWILPA ROAD
SILAS, AL, 36919-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

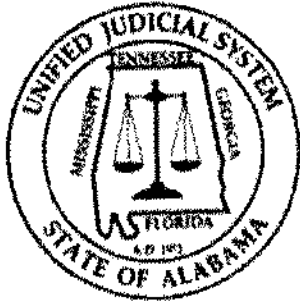
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following RETURN ON SERVICE - SERVED was FILED on 6/1/2020 10:52:00 AM

Notice Date: 6/1/2020 10:52:00 AM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: PRUITT JODI (PRO SE)
12570 HWY 17
GILBERTOWN, AL, 36908-0000

NOTICE OF ELECTRONIC FILING

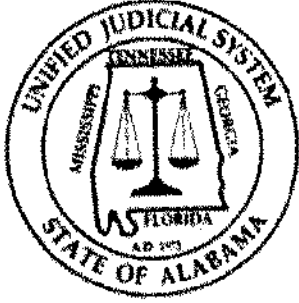
IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following RETURN ON SERVICE - SERVED was FILED on 6/1/2020 10:52:00 AM

Notice Date: 6/1/2020 10:52:00 AM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: WILLIAM E SCULLY III III
wescullyiii@gmail.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following RETURN ON SERVICE - SERVED was FILED on 6/1/2020 10:52:00 AM

Notice Date: 6/1/2020 10:52:00 AM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov

F'HOPE



ELECTRONICALLY FILED
6/25/2020 9:23 AM
05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	(C (C
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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

NOTICE TO: CHYNNA ERNEST, 104 E PARK ROAD, LIVINGSTON, AL 36610
(Name and Address of Defendant)

THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), WILLIAM E SCULLY III III
(Name(s) of Attorney(s))

WHOSE ADDRESS(ES) IS/ARE: PO BOX 982, Daphne, AL 36526
(Address(es) of Plaintiff(s) or Attorney(s))

THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.

TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:

- You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.
 - Service by certified mail of this Summons is initiated upon the written request of _____ *(Name(s))* pursuant to the Alabama Rules of the Civil Procedure.
- 05/28/2020 *(Date)* /s/ JODY L. WISE *(Signature of Clerk)* By: _____ *(Name)*

Certified Mail is hereby requested. _____
(Plaintiff's/Attorney's Signature)

RETURN ON SERVICE

Return receipt of certified mail received in this office on _____
(Date)

I certify that I personally delivered a copy of this Summons and Complaint or other document to Chynna Ernest *(Name of Person Served)* in Baldwin County *(Name of County)* County.

Alabama on 6-22-20 *(Date)*

Private Server
(Type of Process Server)

[Signature]
(Server's Signature)

Jo-An Moore
(Server's Printed Name)

10520 Dogwood Dr
(Address of Server)

Stockton AL 36579
937-0995
(Phone Number of Server)

05-CV-2020-900639.00

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

C001 - INSURANCE EXPRESS *(Plaintiff)*

v. D003 - CHYNNA ERNEST *(Defendant)*



SERVICE RETURN COPY

10723 Magnolia - Magnolia Springs

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	Court Case Number 05-CV-2020-900639.00
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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

NOTICE TO: LYNNE ERNEST, 5439 HWY 68, SWEET WATER, AL 36782
 (Name and Address of Defendant)

THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), WILLIAM E SCULLY III III
 (Name(s) of Attorney(s))

WHOSE ADDRESS(ES) IS/ARE: PO BOX 962, Daphne, AL 36526
 (Address(es) of Plaintiff(s) or Attorney(s))

THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.

TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:

You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.
 Service by certified mail of this Summons is initiated upon the written request of _____ (Name(s)) pursuant to the Alabama Rules of the Civil Procedure.
05/28/2020 (Date) /s/ JODY L. WISE (Signature of Clerk) By: _____ (Name)

Certified Mail is hereby requested. _____ (Plaintiff's/Attorney's Signature)

RETURN ON SERVICE

Return receipt of certified mail received in this office on _____ (Date)

I certify that I personally delivered a copy of this Summons and Complaint or other document to Chynna Ernest accepted from Lynne Ernest - Baldwin County.
 (Name of Person Served) (Name of County)

Alabama on 6.22.20 (Date)

Private Server
 (Type of Process Server)

J. P. Moore
 (Server's Signature)
J. P. Moore
 (Server's Printed Name)

10550 Deepwood
 (Address of Server)
Stockton, AL 36579
937-0495
 (Phone Number of Server)

05-CV-2020-900639.00
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

C001 - INSURANCE EXPRESS (Plaintiff) v. **D002 - LYNNE ERNEST** (Defendant)



SERVICE RETURN COPY

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	Court Case Number 05-CV-2020-900639.00
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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

NOTICE TO: CHYNNA ERNEST, 104 E PARK ROAD, LIVINGSTON, AL 36919
 (Name and Address of Defendant)

THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S).

WILLIAM E SCULLY III III
 (Name(s) of Attorney(s))

WHOSE ADDRESS(ES) IS/ARE: PO BOX 962, Daphne, AL 36526
 (Address(es) of Plaintiff(s) or Attorney(s))

THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.

TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:

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Service by certified mail of this Summons is initiated upon the written request of _____ (Name(s)) pursuant to the Alabama Rules of the Civil Procedure.

05/28/2020 (Date) /s/ JODY L. WISE (Signature of Clerk) By: _____ (Name)

Certified Mail is hereby requested. _____ (Plaintiff's/Attorney's Signature)

RETURN ON SERVICE

Return receipt of certified mail received in this office on _____ (Date)

I certify that I personally delivered a copy of this Summons and Complaint or other document to Chynna Ernest (Name of Person Served) - Baldwin County, Alabama on 6.22.20 (Date)

Private Server
 (Type of Process Server)

[Signature]
 (Server's Signature)
S-An MOORE
 (Server's Printed Name)

10520 D...
 (Address of Server)
Steekton AL 36579
937-0495
 (Phone Number of Server)

05-CV-2020-900639.00

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

C001 - INSURANCE EXPRESS
 (Plaintiff)

v.

0003 - CHYNNA ERNEST
 (Defendant)



SERVICE RETURN COPY

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	Court Case Number 05-CV-2020-900639.00
--	------------------------------------	---

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

NOTICE TO: LYNNE ERNEST INSURANCE LLC, 5430 HWY 69, SWEET WATER, AL 36782
 (Name and Address of Defendant)

THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S).

WILLIAM E SCULLY III III
 (Name(s) of Attorney(s))

WHOSE ADDRESS(ES) IS/ARE: PO BOX 982, Daphne, AL 36526
 (Address(es) of Plaintiff(s) or Attorney(s))

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Alabama on 6-22-20 (Date)

Private Server (Type of Process Server) J. An Moore (Server's Signature) 15520 Dogwood Dr. (Address of Server)

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 (Phone Number of Server)

05-CV-2020-900639.00
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL

C001 - INSURANCE EXPRESS (Plaintiff) v. D001 - LYNNE ERNEST INSURANCE LLC (Defendant)



SERVICE RETURN COPY



AlaFile E-Notice

05-CV-2020-900639.00

To: WILLIAM E SCULLY III III
wescullyiii@gmail.com

NOTICE OF ELECTRONIC FILING

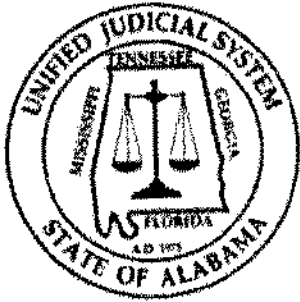
IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following RETURN ON SERVICE - SERVED was FILED on 6/25/2020 9:23:08 AM

Notice Date: 6/25/2020 9:23:08 AM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alaccourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: LYNNE ERNEST INSURANCE LLC (PRO SE)
5439 HWY 69
SWEET WATER, AL, 36782-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

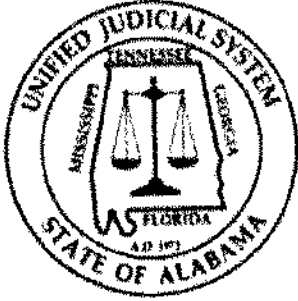
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AlaFile E-Notice

05-CV-2020-900639.00

To: ERNEST LYNNE (PRO SE)
5439 HWY 69
SWEET WATER, AL, 36782-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

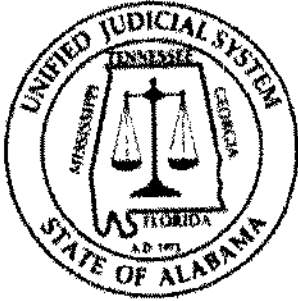
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05-CV-2020-900639.00

To: ERNEST CHYNNA (PRO SE)
104 E PARK ROAD
LIVINGSTON, AL, 36919-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

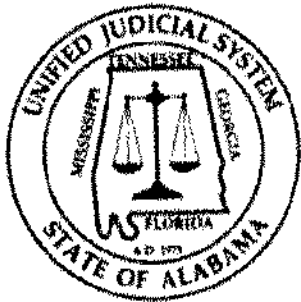
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05-CV-2020-900639.00

To: STOKLEY DEADRA (PRO SE)
1978 SOUWILPA ROAD
SILAS, AL, 36919-0000

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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

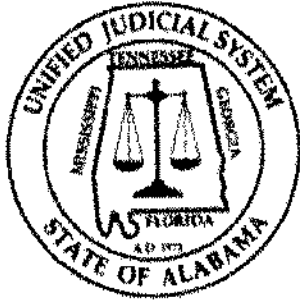
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jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: FRUITT JODI (PRO SE)
12570 HWY 17
GILBERTOWN, AL, 36908-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

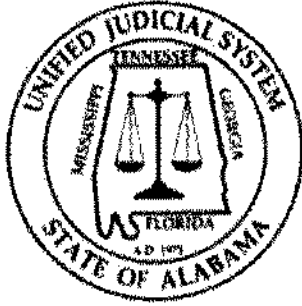
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To: WILLIAM E SCULLY III III
wescullyiii@gmail.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
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ELECTRONICALLY FILED
6/30/2020 2:04 PM
05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

STATE OF ALABAMA

Revised 3/5/08

Cas

Unified Judicial System

05-BALDWIN

District Court Circuit Court

CV21

INSURANCE EXPRESS V. LYNNE ERNEST
INSURANCE LLC ET AL

CIVIL MOTION COVER SHEET

Name of Filing Party: D004 - STOKLEY DEADRA
D005 - PRUITT JODI

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

JAMES BRADFORD PITTMAN, JR. JR.
POST OFFICE BOX 2525
DAPHNE, AL 36526
Attorney Bar No.: PIT026

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 Notice of Appearance and Request for
Extension of Time to File Responsive
Pleadings

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 §6-8-1 Code
of Alabama (1975), governmental entities are exempt from
prepayment of filing fees)

Date:
6/30/2020 2:02:51 PM

Signature of Attorney or Party
/s/ JAMES BRADFORD PITTMAN, JR. JR.

DOCUMENT 9

*This Cover Sheet must be completed and submitted to the Clerk of Court upon the filing of any motion. Each motion should contain a separate Cover Sheet.
**Motions titled 'Motion to Dismiss' that are not pursuant to Rule 12(b) and are in fact Motions for Summary Judgments are subject to filing fee.



ELECTRONICALLY FILED
6/30/2020 2:04 PM
05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS,

Plaintiff,

vs.

**LYNNE ERNEST INSURANCE, LLC,
LYNNE ERNEST,
CHYNNA ERNEST,
DEADRA STOKLEY,
and JODI PRUITT,**

Defendants.

Case No. CV-20-900639

**NOTICE OF APPEARANCE AND REQUEST FOR EXTENSION OF TIME TO FILE
RESPONSIVE PLEADINGS**

COMES NOW, undersigned attorneys Jon C. Archer II and James B. Pittman, Jr. and advise the Court that they are in the process of being retained as counsel of record for Defendants JODI PRUITT and DEADRA STOKLEY. Pruitt and Stokely were purportedly served with the Summons and Complaint on May 30, 2020 and undersigned request an additional 30 days to prepare responsive pleadings as the Complaint contains numerous allegations and seven counts against Defendants.

WHEREFORE, premises considered, undersigned attorneys respectfully request an additional 30 days to file responsive pleadings on behalf of Defendants Pruitt and Stokely.

/s/ Jon C. Archer II
JON C. ARCHER II (ARC009)
JAMES B. PITTMAN, JR. (PIT026)

OF COUNSEL:
JAMES B. PITTMAN, JR., P.C.
Post Office Box 2525
Daphne, AL 36526

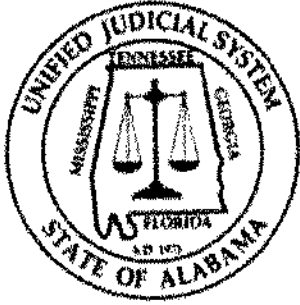
Tel: (251) 626-7704
Fax: (251) 626-8202

CERTIFICATE OF SERVICE

I certify that I have on this 30th day of June, 2020 served a copy of the foregoing by Electronic Notification, Facsimile and/or U.S. Mail postage prepaid and properly addressed to the all parties, including:

William E. Scully, III
Scully Law, P.C.
P.O. Box 962
Daphne, AL 36526

/s/ Jon C. Archer II
JON C. ARCHER II (ARC009)
JAMES B. PITTMAN, JR. (PIT026)



AlaFile E-Notice

05-CV-2020-900639.00
Judge: JODY W. BISHOP

To: JAMES BRADFORD PITTMAN, JR. JR.
james@jbplaw.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following matter was FILED on 6/30/2020 2:04:00 PM

D004 STOKLEY DEADRA
D005 PRUITT JODI

NOTICE OF APPEARANCE AND REQUEST FOR EXTENSION OF TIME TO FILE RESPONSIVE
PLEADINGS

[Filer: PITTMAN JAMES BRADFORD JR]

Notice Date: 6/30/2020 2:04:00 PM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00
Judge: JODY W. BISHOP

To: LYNNE ERNEST INSURANCE LLC (PRO SE)
5439 HWY 69
SWEET WATER, AL, 36782-0000

NOTICE OF ELECTRONIC FILING

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05-CV-2020-900639.00

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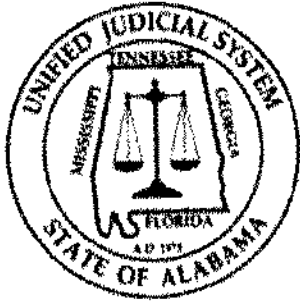
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312 COURTHOUSE SQUARE
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AlaFile E-Notice

05-CV-2020-900639.00

Judge: JODY W. BISHOP

To: ERNEST LYNNE (PRO SE)
5439 HWY 69
SWEET WATER, AL, 36782-0000

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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

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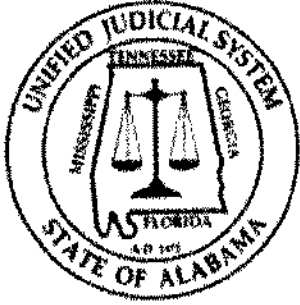
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05-CV-2020-900639.00
Judge: JODY W. BISHOP

To: ERNEST CHYNNA (PRO SE)
104 E PARK ROAD
LIVINGSTON, AL, 36919-0000

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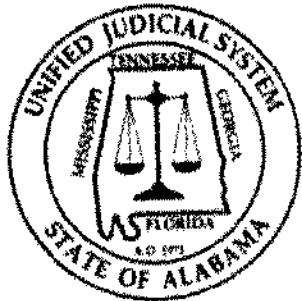
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1978 SOUWILPA ROAD
SILAS, AL, 36919-0000

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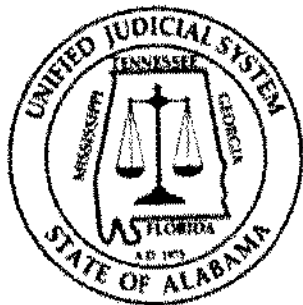
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To: FRUITT JODI (PRO SE)
12570 HWY 17
GILBERTOWN, AL, 36908-0000

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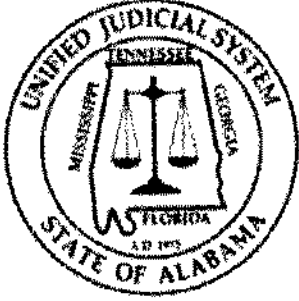
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Judge: JODY W. BISHOP

To: SCULLY WILLIAM EDWARD III
wescullyiii@gmail.com

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D004 STOKLEY DEADRA

D005 FRUITT JODI

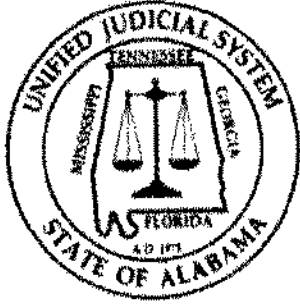
NOTICE OF APPEARANCE AND REQUEST FOR EXTENSION OF TIME TO FILE RESPONSIVE
PLEADINGS

[Filer: PITTMAN JAMES BRADFORD JR]

Notice Date: 6/30/2020 2:04:00 PM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00
Judge: JODY W. BISHOP

To: SCULLY WILLIAM EDWARD III
wescullyiii@gmail.com

NOTICE OF COURT ACTION

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

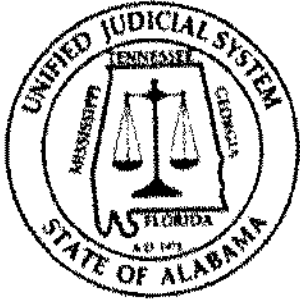
A court action was entered in the above case on 7/2/2020 12:00:35 PM

ORDER
[Filer:]

Disposition: GRANTED
Judge: JWB
Notice Date: 7/2/2020 12:00:35 PM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
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AlaFile E-Notice

05-CV-2020-900639.00
Judge: JODY W. BISHOP

To: PITTMAN JAMES BRADFORD JR
james@jbplaw.com

NOTICE OF COURT ACTION

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

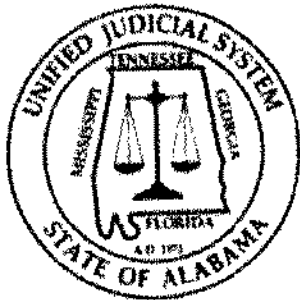
A court action was entered in the above case on 7/2/2020 12:00:35 PM

ORDER
[Filer.]

Disposition: GRANTED
Judge: JWB
Notice Date: 7/2/2020 12:00:35 PM

JODY L. WISE
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BALDWIN COUNTY, ALABAMA
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AlaFile E-Notice

05-CV-2020-900639.00
Judge: JODY W. BISHOP

To: LYNNE ERNEST INSURANCE LLC (PRO SE)
5439 HWY 69
SWEET WATER, AL, 36782-0000

NOTICE OF COURT ACTION

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

A court action was entered in the above case on 7/2/2020 12:00:35 PM

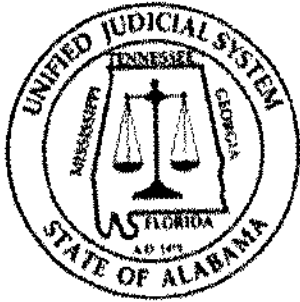
ORDER

[Filer:]

Disposition: GRANTED
Judge: JWB
Notice Date: 7/2/2020 12:00:35 PM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00
Judge: JODY W. BISHOP

To: ERNEST LYNNE (PRO SE)
5439 HWY 69
SWEET WATER, AL, 36782-0000

NOTICE OF COURT ACTION

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

A court action was entered in the above case on 7/2/2020 12:00:35 PM

ORDER
{Filer: }

Disposition: GRANTED
Judge: JWB
Notice Date: 7/2/2020 12:00:35 PM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00
Judge: JODY W. BISHOP

To: ERNEST CHYNNA (PRO SE)
104 E PARK ROAD
LIVINGSTON, AL, 36919-0000

NOTICE OF COURT ACTION

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

A court action was entered in the above case on 7/2/2020 12:00:35 PM

ORDER
[Filer.]

Disposition: GRANTED
Judge: JWB
Notice Date: 7/2/2020 12:00:35 PM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

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ELECTRONICALLY FILED
7/2/2020 12:00 PM
05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS,)	
Plaintiff,)	
)	
V.)	Case No.: CV-2020-900639.00
)	
LYNNE ERNEST INSURANCE LLC,)	
ERNEST LYNNE,)	
ERNEST CHYNNA,)	
STOKLEY DEADRA ET AL,)	
Defendants.)	

ORDER

NOTICE OF APPEARANCE AND REQUEST FOR EXTENSION OF TIME TO FILE RESPONSIVE PLEADING filed by STOKLEY DEADRA and PRUITT JODI is hereby GRANTED.

DONE this 2nd day of July, 2020.

/s/ JODY W. BISHOP
CIRCUIT JUDGE



ELECTRONICALLY FILED
7/29/2020 3:45 PM
05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS,

Plaintiff,

vs.

Case No. CV-20-900639

**LYNNE ERNEST INSURANCE, LLC,
LYNNE ERNEST,
CHYNNA ERNEST,
DEADRA STOKLEY,
and JODI PRUITT,**

Defendants.

**NOTICE OF APPEARANCE AND REQUEST FOR EXTENSION OF TIME TO FILE
RESPONSIVE PLEADINGS**

COMES NOW, undersigned attorneys Jon C. Archer II and James B. Pittman, Jr. and file this Notice of Appearance as counsel of record for Defendants LYNNE ERNEST INSURANCE, LLC, LYNNE ERNEST, and CHYNNA ERNEST.

/s/ Jon C. Archer II
JON C. ARCHER II (ARC009)
JAMES B. PITTMAN, JR. (PIT026)

OF COUNSEL:
JAMES B. PITTMAN, JR., P.C.
Post Office Box 2525
Daphne, AL 36526
Tel: (251) 626-7704
Fax: (251) 626-8202

CERTIFICATE OF SERVICE

I certify that I have on this 29th day of July, 2020 served a copy of the foregoing by Electronic Notification, Facsimile and/or U.S. Mail postage prepaid and properly addressed to the all parties, including:

William E. Scully, III
Scully Law, P.C.
P.O. Box 962
Daphne, AL 36526

/s/ Jon C. Archer II
JON C. ARCHER II (ARC009)
JAMES B. PITTMAN, JR. (PIT026)



AlaFile E-Notice

05-CV-2020-900639.00

To: JAMES BRADFORD PITTMAN, JR. JR.
james@jbplaw.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

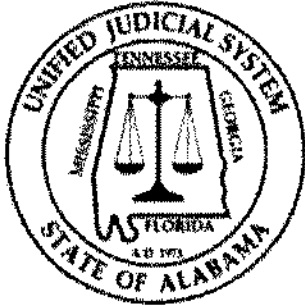
INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following NOTICE OF APPEARANCE was FILED on 7/29/2020 3:45:31 PM

Notice Date: 7/29/2020 3:45:31 PM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

To: LYNNE ERNEST INSURANCE LLC (PRO SE)
5439 HWY 69
SWEET WATER, AL, 36782-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

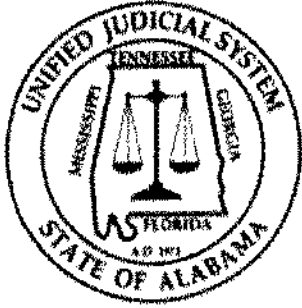
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05-CV-2020-900639.00

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05-CV-2020-900639.00

To: ERNEST LYNNE (PRO SE)
5439 HWY 69
SWEET WATER, AL, 36782-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

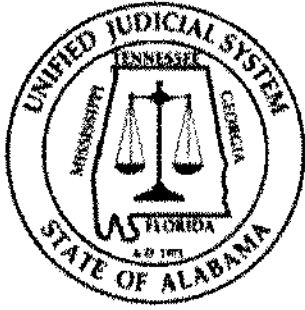
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05-CV-2020-900639.00

To: ERNEST CHYNNA (PRO SE)
104 E PARK ROAD
LIVINGSTON, AL, 36919-0000

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

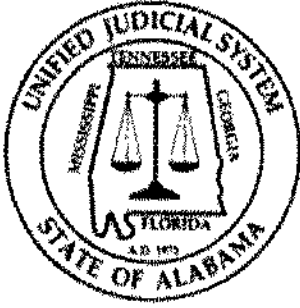
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AlaFile E-Notice

05-CV-2020-900639.00

To: SCULLY WILLIAM EDWARD III
wescullyiii@gmail.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

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AlaFile E-Notice

05-CV-2020-900639.00

To: ARCHER JON CHARLES II
associate@jbplaw.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following NOTICE OF APPEARANCE was FILED on 7/29/2020 3:45:31 PM

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jody.wise@alacourt.gov

STATE OF ALABAMA Unified Judicial System 05-BALDWIN	Revised 3/5/08 <input type="checkbox"/> District Court <input checked="" type="checkbox"/> Circuit Court	ELECTRONICALLY FILED 7/30/2020 5:36 PM 05-CV-2020-900639.00 CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA JODY L. WISE, CLERK
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INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL	CIVIL MOTION COVER SHEET <i>Name of Filing Party:</i> C001 - INSURANCE EXPRESS
--	--

<i>Name, Address, and Telephone No. of Attorney or Party, if Not Represented.</i> WILLIAM E SCULLY III III PO BOX 962 Daphne, AL 36526 Attorney Bar No.: SCU006	<input type="checkbox"/> Oral Arguments Requested
--	---

TYPE OF MOTION

Motions Requiring Fee	Motions Not Requiring Fee
<input type="checkbox"/> Default Judgment (\$50.00) Joinder in Other Party's Dispositive Motion <input type="checkbox"/> (i.e. Summary Judgment, Judgment on the Pleadings, or other Dispositive Motion not pursuant to Rule 12(b)) (\$50.00) <input type="checkbox"/> Judgment on the Pleadings (\$50.00) <input type="checkbox"/> 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) <input type="checkbox"/> Summary Judgment pursuant to Rule 56 (\$50.00) <input type="checkbox"/> Motion to Intervene (\$297.00) <input type="checkbox"/> Other _____ (\$50.00) pursuant to Rule _____ *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. <input type="checkbox"/> Local Court Costs \$ 0 _____	<input type="checkbox"/> Add Party <input type="checkbox"/> Amend <input type="checkbox"/> Change of Venue/Transfer <input type="checkbox"/> Compel <input type="checkbox"/> Consolidation <input type="checkbox"/> Continue <input type="checkbox"/> Deposition <input type="checkbox"/> Designate a Mediator <input type="checkbox"/> Judgment as a Matter of Law (during Trial) <input type="checkbox"/> Disburse Funds <input type="checkbox"/> Extension of Time <input type="checkbox"/> In Limine <input type="checkbox"/> Joinder <input type="checkbox"/> More Definite Statement <input type="checkbox"/> Motion to Dismiss pursuant to Rule 12(b) <input type="checkbox"/> New Trial <input type="checkbox"/> Objection of Exemptions Claimed <input type="checkbox"/> Pendente Lite <input type="checkbox"/> Plaintiff's Motion to Dismiss <input type="checkbox"/> Preliminary Injunction <input type="checkbox"/> Protective Order <input type="checkbox"/> Quash <input type="checkbox"/> Release from Stay of Execution <input type="checkbox"/> Sanctions <input type="checkbox"/> Sever <input type="checkbox"/> Special Practice in Alabama <input type="checkbox"/> Stay <input type="checkbox"/> Strike <input type="checkbox"/> Supplement to Pending Motion <input type="checkbox"/> Vacate or Modify <input type="checkbox"/> Withdraw <input checked="" type="checkbox"/> Other <u>Objection to Extension of Time</u> pursuant to Rule <u>N/A</u> (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 (1976), governmental entities are exempt from prepayment of filing fees) <input type="checkbox"/>	Date: 7/30/2020 5:35:23 PM	Signature of Attorney or Party /s/ WILLIAM E SCULLY III III
---	--------------------------------------	--

*This Cover Sheet must be completed and submitted to the Clerk of Court upon the filing of any motion. Each motion should contain a separate Cover Sheet.
 **Motions titled 'Motion to Dismiss' that are not pursuant to Rule 12(b) and are in fact Motions for Summary Judgments are subject to filing fee.



ELECTRONICALLY FILED
7/30/2020 5:36 PM
05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS,)
)
 PLAINTIFF,)
)
 v.)
)
 LYNNE ERNEST INSURANCE, LLC,)
 LYNNE ERNEST, CHYNNA ERNEST,)
 DEADRA STOKLEY, and JODI PRUITT,)
)
 DEFENDANTS.)

CASE NO. CV-2020-900639.00

OBJECTION TO EXTENSION OF TIME FOR ANSWER

COMES NOW the Plaintiff, **Insurance Express**, by counsel, and files his objection to Defendants Lynne Ernest Insurance, LLC, Lynne Ernest and Chynna Ernest request for an extension of time to file an answer to the Complaint. In support thereof, the Plaintiff says as follows:

1. Counsel for the Defendants has been aware of this case as he represents the other Defendants and requested additional time to answer those complaints as well.
2. This is a case where the Plaintiff is seeking an injunction against the Defendants for the use of trade secrets and client lists. This is a case in which time is of the essence.
3. Plaintiff will be harmed by the delay if the Defendants continue their use of the Plaintiff's property.

WHEREFORE the Plaintiff asks this Honorable Court to deny the request for an enlarged time to answer the complaint.

Respectfully submitted,

/s/ William E. Scully, III

WILLIAM E. SCULLY, III (SCU006)

Scully Law, P.C.

P.O. Box 962

Daphne, Alabama 36526-0962

(251) 626-5052

(251) 626-5051 (Fax)

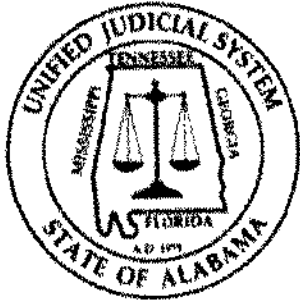
wes@scullylawpc.com

Counsel for the Plaintiff

CERTIFICATE OF SERVICE

I, William E. Scully, III, hereby certify that on this 30th day of July, 2020, I electronically filed the foregoing with the Clerk of the Court using the AlaCourt Electronic Filing system which will send notification of such filing to all counsel of record.

/s/ William E. Scully, III
WILLIAM E. SCULLY, III



AlaFile E-Notice

05-CV-2020-900639.00

Judge: JODY W. BISHOP

To: WILLIAM E SCULLY III III
wescullyiii@gmail.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

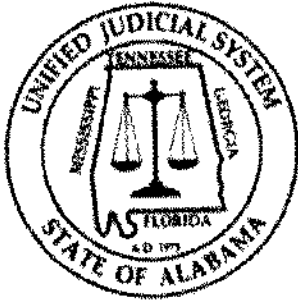
The following matter was FILED on 7/30/2020 5:36:23 PM

C001 INSURANCE EXPRESS
OBJECTION TO EXTENSION OF TIME
[Filer: SCULLY WILLIAM EDWARD III]

Notice Date: 7/30/2020 5:36:23 PM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL. 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

Judge: JODY W. BISHOP

To: PITTMAN JAMES BRADFORD JR
james@jbplaw.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

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05-CV-2020-900639.00

Judge: JODY W. BISHOP

To: ARCHER JON CHARLES II
associate@jbplaw.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

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BALDWIN COUNTY, ALABAMA
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ELECTRONICALLY FILED
8/5/2020 4:59 PM
05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

STATE OF ALABAMA

Revised 3/5/08

Cas

Unified Judicial System

05-BALDWIN

District Court Circuit Court

CV2

INSURANCE EXPRESS V. LYNNE ERNEST
INSURANCE LLC ET AL

CIVIL MOTION COVER SHEET

Name of Filing Party: D001 - LYNNE ERNEST INSURANCE LLC
D002 - ERNEST LYNNE
D003 - ERNEST CHYNNA
D004 - STOKLEY DEADRA
D005 - FRUITT JODI

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

JAMES BRADFORD PITTMAN, JR. JR.
POST OFFICE BOX 2525
DAPHNE, AL 36526
Attorney Bar No.: PIT026

Oral Arguments Requested

TYPE OF MOTION

Motions Requiring Fee

Motions Not 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)

- 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 _____
pursuant to Rule _____ (Subject to Filing Fee)

*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

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 §4-5-1 Code of Alabama (1975), governmental entities are exempt from prepayment of filing fees)

Date:
8/5/2020 4:54:48 PM

Signature of Attorney or Party
/s/ JAMES BRADFORD PITTMAN, JR. JR.

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**Motions titled 'Motion to Dismiss' that are not pursuant to Rule 12(b) and are in fact Motions for Summary Judgments are subject to filing fee.



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8/5/2020 4:59 PM
05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS,

Plaintiff,

vs.

Case No. CV-20-900639

**LYNNE ERNEST INSURANCE, LLC,
LYNNE ERNEST,
CHYNNA ERNEST,
DEADRA STOKLEY,
and JODI PRUITT,**

Defendants.

**MOTION TO DISMISS FOR IMPROPER VENUE AND LACK OF SERVICE, OR
ALTERNATIVELY TO TRANSFER VENUE TO CHOCTAW COUNTY, ALABAMA**

COMES NOW, undersigned as counsel of record for Defendants LYNNE ERNEST INSURANCE, LLC, LYNNE ERNEST, CHYNNA ERNEST, DEADRA STOKLEY, and JODI PRUITT and show unto the Court as follows:

1. Rule 82(b)(1)(A), Ala. Rule Civ. Pro. states that Actions against an individual or individuals having a permanent residence in this state must be brought in the county where the defendant or any material defendant resides at the commencement of the action, except that if the action is a personal action other than an action on a contract, it may be brought either in the county where the act or omission complained of occurred, or in the county of the permanent residence of the defendant or one of them. As set out below, all defendants permanently reside in Choctaw County or Marengo County and the pertinent facts allegedly occurred in Choctaw County, Alabama.

2. Ala. Code § 6-3-2 (1975) Venue of actions - Against individuals states that (a) In

proceedings of a legal nature against individuals: (2) All actions on contracts, except as may be otherwise provided, **must be commenced in the county in which the defendant or one of the defendants resides** if such defendant has within the state a permanent residence.(3) All other personal actions, if the defendant or one of the defendants has within the state a permanent residence, **may be commenced in the county of such residence or in the county in which the act or omission complained of may have been done or may have occurred**. As shown below, three individual Defendants reside in Choctaw County and the fourth Defendant resides in Marengo County and all allegations are alleged to have occurred in Choctaw County.

3. As set out in Plaintiff's Complaint, Plaintiff Insurance Express, LLC is an Alabama limited liability company with its principal place of business in Choctaw County, Alabama.

4. As set out in Plaintiff's Complaint, Wayne Taylor is an adult resident of Choctaw County, Alabama and is the principal owner of Plaintiff Insurance Express, LLC, which is located in Choctaw County.

5. Defendant Lynne Ernest Insurance, LLC ("LEI") is an Alabama limited liability company with its Registered Office in Marengo County, Alabama, which is adjacent to and immediately north of Choctaw County. LEI operates an insurance agency in Foley, Baldwin County, Alabama. (See Exhibit "A").

6. Defendant Lynne Ernest is a resident of Choctaw County, Alabama and has never resided in Baldwin County, Alabama. (See L. Ernest Affidavit as Exhibit "B"). Lynne Ernest has not been personally served with the Summons and Complaint in this matter.¹ *Id.* Lynne Ernest has

¹ The process server left a copy of the Summons and Complaint with Chynna Ernest at the Foley office of LEI and then certified that Lynne Ernest had been properly served. Contrary to the Return of Service filed with the Clerk, Chynna

never lived in Baldwin County, Alabama and was not served with the Summons and Complaint in Baldwin County. *Id.* Lynne Ernest, through LEI, purchased the book of business of HDL Insurance Agency located in Foley, Alabama. *Id.* Jacquelin Nunamacker, the former HDL Agency owner staffs the Foley office of LEI and Lynne Ernest manages LEI from her home in Choctaw County, where she also runs other unrelated businesses. *Id.* The former agency owner has no knowledge of or involvement in the allegations made by Plaintiff. *Id.*

7. As alleged in the Complaint, the Plaintiff company, Insurance Express, is the former employer of Lynne Ernest and is located in Choctaw County, Alabama. Any work performed for Insurance Express was in Choctaw County. *Id.*

8. The Complaint alleges that Defendant Jodi Pruitt resides in Clarke County, Alabama. However, Jodi Pruitt is a resident of Choctaw County and has resided in Choctaw County since 2016. (See Affidavit of J. Pruitt attached as Exhibit "C"). She was served with the Summons and Complaint in Choctaw County. *Id.* Jodi Pruitt has never lived or worked in Baldwin County, Alabama. *Id.*

9. As alleged in the complaint, the Plaintiff company, Insurance Express, is the former employer of Jodi Pruitt and is located in Choctaw County, Alabama. Any work performed for Insurance Express by Pruitt was in Choctaw County. *Id.*

10. The Complaint alleges that Defendant Deadra Stokley resides in Washington County, Alabama. However, Deadra Stokley is a resident of Choctaw County and has resided in Choctaw County her entire life. (See Affidavit of Deadra Stokley as Exhibit "D"). Despite the Certificate of

Ernest was served in Foley, not Fairhope. As Lynne Ernest and Chynna Ernest do not live together efforts to serve Lynne through Chynna are ineffective. (See Affidavits of Lynne Ernest and Chynna Ernest).

Service stating otherwise, Stokely was not served with the Summons and Complaint.² *Id.* Deadra Stokely has never lived or worked in Baldwin County, Alabama. *Id.*

11. As alleged in the Complaint, the Plaintiff company, Insurance Express, is the former employer of Deadra Stokely and is located in Choctaw County, Alabama. Any work performed for Insurance Express by Stokely was in Choctaw County. *Id.*

12. The Complaint alleges that Defendant Chynna Ernest resides in Sumter County, Alabama. However, Chynna Ernest is a resident of Marengo County, Alabama which is north of Choctaw County. (See Affidavit of C. Ernest as Exhibit "E"). Chynna Ernest is employed at Defendant LEI which has an office in Foley, Baldwin County, Alabama, and she commutes to the LEI Foley office one or two days a week. *Id.*

13. As set out in Plaintiff's Complaint, the allegations in Paragraph 9 allegedly occurred in Choctaw County.

14. The allegations in Paragraph 10 of Plaintiff's Complaint allegedly occurred in Marengo County, Alabama. (Exhibit "A").

15. As set out in Plaintiff's Complaint, the allegations in Paragraphs 11 – 32 all allegedly occurred in Choctaw County.

16. Plaintiff has made no factual allegations of any alleged event occurring in Baldwin County, Alabama.

17. The only tie to Baldwin County in Plaintiff's Complaint is that LEI has an office in

² The process server served the Summons and Complaint upon Jodi Pruitt in Choctaw County and asked Pruitt if she knew Stokely. Pruitt advised that she did know Stokely and the process server then gave a copy of the Summons and Complaint to Pruitt and asked her to give the Summons and Complaint to Stokely. The process server then filed a service return stating Stokely had been properly served. Therefore, the attempted service upon Stokely is improper pursuant to

Foley, Alabama. None of the individual defendants' permanent residence is in Baldwin County. Neither the Plaintiff nor its principal reside in Baldwin County but are instead located in Choctaw County. All of the individual Defendants work for LEI from their homes in Choctaw County or Marengo County. Lynne Ernest and Chynna Ernest occasionally visit the Foley LEI office and Pruitt and Stokely work exclusively from their homes in Choctaw County and have never been to the Foley LEI office.

18. All allegations allegedly occurred in Choctaw County.

19. There will be extensive Counterclaims filed by Defendants. All discovery associated with those counterclaims will relate to documents or witnesses located in Choctaw County or Counties other than Baldwin County.

20. Any witnesses necessary to litigate this matter will be located in or near Choctaw County as all relevant allegations pertain to Choctaw County.

21. This matter was filed in Baldwin County to harass and annoy Defendants.

22. Ala. Rule Civ. Pro. Rule 4 requires that an individual defendant be served with the Summons and Complaint by serving the individual, or by leaving a copy of the Summons and Complaint at the individual's dwelling house or usual place of abode with some person of suitable age and discretion the residing therein, or by delivering the Summons and Complaint to an agent authorized by appointment or by law to receive service of process. Clearly neither Lynne Ernest nor Deadra Stokely were served in compliance with Rule 4, therefore service upon those Defendants is improper. (See Affidavits of Lynne Ernest (Ex "B") and Deadra Stokely (Ex "D")).

23. Rule 82 and § 6-3-2 require that this action be filed in Choctaw County and the

interests of justice require that this matter be dismissed for improper venue or in the alternative that it be transferred to the Choctaw County Circuit Court.

WHEREFORE, premises considered, Defendants respectfully request that this action be dismissed for improper venue, improper service of process, or in the alternative, that this case be transferred to the Circuit Court of Choctaw County, Alabama.

/s/ Jon C. Archer II
JON C. ARCHER II (ARC009)
JAMES B. PITTMAN, JR. (PIT026)

OF COUNSEL:
JAMES B. PITTMAN, JR., P.C.
Post Office Box 2525
Daphne, AL 36526
Tel: (251) 626-7704
Fax: (251) 626-8202

CERTIFICATE OF SERVICE

I certify that I have on this 5th day of August, 2020 served a copy of the foregoing by Electronic Notification, Facsimile and/or U.S. Mail postage prepaid and properly addressed to the all parties, including:

William E. Scully, III
Scully Law, P.C.
P.O. Box 962
Daphne, AL 36526

/s/ Jon C. Archer II
JON C. ARCHER II (ARC009)
JAMES B. PITTMAN, JR. (PIT026)



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05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK



Alabama Secretary of State

Lynne Ernest Insurance, LLC	
Entity ID Number	526 - 091
Entity Type	Domestic Limited Liability Company
Principal Address	Not Provided
Principal Mailing Address	Not Provided
Status	Exists
Place of Formation	Marengo County
Formation Date	8-1-2018
Registered Agent Name	ERNEST, LYNNE W
Registered Office Street Address	5439 HWY 69 SWEET WATER, AL 36782
Registered Office Mailing Address	5439 HWY 69 SWEET WATER, AL 36782
Nature of Business	
Organizers	
Organizer Name	ERNEST, LYNNE W
Organizer Street Address	5439 HWY 69 SWEET WATER, AL 36782
Organizer Mailing Address	5439 HWY 69 SWEET WATER, AL 36782
Organizer Name	ERNEST, CHYNNA
Organizer Street Address	104 EAST PARK DRIVE LIVINGSTON, AL 35470
Organizer Mailing Address	104 EAST PARK DRIVE LIVINGSTON, AL 35470
Transactions	
Transaction Date	8-8-2018
Miscellaneous Filing Entry	New Entity Effective 08-01-2018 11:43
Scanned Documents	
Purchase Document Copies	
Document Date / Type / Pages	8-8-2018 Certificate of Formation 4 pgs.

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EXHIBIT "A"



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CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS,

Plaintiff,

vs.

Case No. CV-20-900639

**LYNNE ERNEST INSURANCE, LLC,
LYNNE ERNEST,
CHYNNA ERNEST,
DEADRA STOKLEY,
and JODI FRUITT,**

Defendants.

AFFIDAVIT OF LYNNE ERNEST

**STATE OF ALABAMA
COUNTY OF CHOCTAW**

Lynne Ernest, being first duly sworn, deposes and says:

1. I am an adult resident of Choctaw County, Alabama and have personal knowledge of the matters set forth below.
2. Despite what is stated on the Service Return, I was not personally served with the Summons and Complaint of this matter in Baldwin County, Alabama. In fact I still have not been served with these documents, though I have been provided a copy of those documents by my daughter, Chynna Ernest.
3. The Complaint alleges that I reside in Marengo County, Alabama however, I reside in Choctaw County, Alabama and I have resided in Choctaw County for five years.
4. As alleged in the Complaint, the Plaintiff company, Insurance Express, which is my former employer, is located in Choctaw County, Alabama and when I was employed by Plaintiff, I only worked in Choctaw County.

- 5. I have never lived in Baldwin County, Alabama.
- 6. I do not live with my daughter, Chynna Ernest.
- 7. I formed Lynne Ernest Insurance, LLC ("LEI") in Marengo County, Alabama.
- 8. I, through LEI, purchased the book of business from the HDL Agency located in Foley, Alabama. Jacquelin Nunamaker, the former HDL Agency owner, staffs the Foley office of LEI and I manage LEI remotely from my home in Choctaw County, where I also manage other unrelated businesses that I own. The former agency owner has no knowledge of or involvement in the allegations made by Plaintiff.

Further affiant saith not.

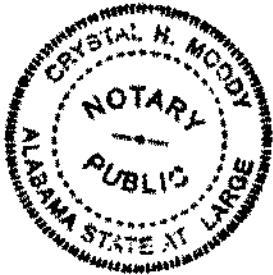
Lynne Ernest

 Lynne Ernest

STATE OF ALABAMA
COUNTY OF CHOCTAW

I, the undersigned Notary Public, in and for said County in the said State, do hereby certify that Lynne Ernest, whose name is signed to the foregoing Affidavit and who is known to me, acknowledged before me on this day that she signed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this 30th day of July, 2020.



Crystal H. Moody

 NOTARY PUBLIC
 My commission expires: 3/17/2024



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CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS,

Plaintiff,

vs.

Case No. CV-20-900639

LYNNE ERNEST INSURANCE, LLC,
LYNNE ERNEST,
CHYNNA ERNEST,
DEADRA STOKLEY,
and JODI PRUITT,

Defendants.

AFFIDAVIT OF JODI PRUITT

STATE OF ALABAMA
COUNTY OF CHOCTAW

Jodi Pruitt Moore, being first duly sworn, deposes and says:

1. I am an adult resident of Choctaw County, Alabama and have personal knowledge of the matters set forth below.
2. I was served with the Summons and Complaint of this matter in Choctaw County.
3. The Complaint alleges that I reside in Clarke County, Alabama however, I reside in Choctaw County, Alabama and I have resided in Choctaw County since 2016.
4. As alleged in the complaint, the Plaintiff company, Insurance Express, which is my former employer, is located in Choctaw County, Alabama and when I was employed by Plaintiff I only worked in Choctaw County.
5. I have never lived in Baldwin County, Alabama.
6. I have never worked in Baldwin County, Alabama.

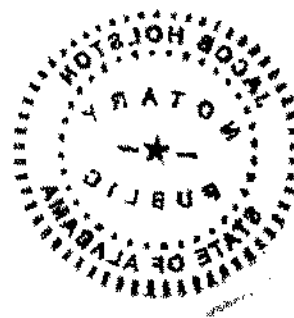


EXHIBIT "C"

7. The process server served me with the Summons and Complaint in Choctaw County and asked me if I knew Defendant Deadra Stokely. I advised that I did know her and the process server then gave me a copy of the Summons and Complaint meant for Stokely and asked me to give the Summons and Complaint to Stokely. I do not reside with Stokely and have never resided with Stokely. I have never been authorized to accept service of process on her behalf and I did not accept any service of process on her behalf.

Further affiant saith not.

Jodi Pruitt Moore

Jodi Pruitt Moore

STATE OF ALABAMA
COUNTY OF CHOCTAW

I, the undersigned Notary Public, in and for said County in the said State, do hereby certify that Jodi Pruitt Moore, whose name is signed to the foregoing Affidavit and who is known to me, acknowledged before me on this day that she signed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this 30 day of July, 2020.

[Signature]

NOTARY PUBLIC
My commission expires: 6-4-2020





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05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS,

Plaintiff,

vs.

Case No. CV-20-900639

**LYNNE ERNEST INSURANCE, LLC,
LYNNE ERNEST,
CHYNNA ERNEST,
DEADRA STOKLEY,
and JODI PRUITT,**

Defendants.

AFFIDAVIT OF DEADRA STOKLEY

**STATE OF ALABAMA
COUNTY OF CHOCTAW**

Deadra Stokley, being first duly sworn, deposes and says:

1. I am an adult resident of Choctaw County, Alabama and have personal knowledge of the matters set forth below.
2. The Complaint alleges that I reside in Washington County, Alabama however, I reside in Choctaw County, Alabama and I have resided in Choctaw County my entire life.
3. As alleged in the complaint, the Plaintiff company, Insurance Express, which is my former employer, is located in Choctaw County, Alabama and when I was employed by Plaintiff, I only worked in Choctaw County.
4. I have never lived in Baldwin County, Alabama.
5. I have never worked in Baldwin County, Alabama, for Lynne Ernest Insurance, LLC, or any other employer.

EXHIBIT "D"

6. I have never been served with the Summons and Complaint in this matter.

Further affiant saith not.

Deadra Stokley
Deadra Stokley

STATE OF ALABAMA
COUNTY OF CHOCTAW

I, the undersigned Notary Public, in and for said County in the said State, do hereby certify that Deadra Stokley, whose name is signed to the foregoing Affidavit and who is known to me, acknowledged before me on this day that she signed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this 30 day of July, 2020.

Lydia Marie Iccarley
NOTARY PUBLIC
My commission expires: 10-16-2021





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05-CV-2020-900639.00
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
JODY L. WISE, CLERK

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS,

Plaintiff,

vs.

**LYNNE ERNEST INSURANCE, LLC,
LYNNE ERNEST,
CHYNNA ERNEST,
DEADRA STOKLEY,
and JODI FRUITT,**

Defendants.

Case No. CV-20-900639

AFFIDAVIT OF CHYNNA ERNEST

STATE OF ALABAMA
COUNTY OF CHOCTAW

Chynna Ernest, being first duly sworn, deposes and says:

1. I am an adult resident of Marengo County, Alabama and have personal knowledge of the matters set forth below.
2. The Complaint alleges that I reside in Sumter County, however I permanently reside in Marengo County, Alabama. Marengo County is North of Choctaw County, Alabama.
3. I am employed at Lynne Ernest Insurance, LLC ("LEI") which has an office in Foley, Baldwin County, Alabama, while I work remotely I do commute to the Foley office one or two days per week.
4. My mother, Lynne Ernest, does not reside with me and I have never accepted service of process on behalf of Lynne Ernest. The process server gave me a copy of the Summons and

Complaint meant for Lynne Ernest at the Foley LEI office, despite my instructions that my mother was not there and that I was not authorized to accept service on her behalf.

Further affiant saith not.



Chynna Ernest

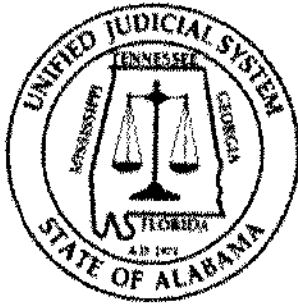
STATE OF ALABAMA
COUNTY OF CHOCTAW

I, the undersigned Notary Public, in and for said County in the said State, do hereby certify that Chynna Ernest, whose name is signed to the foregoing Affidavit and who is known to me, acknowledged before me on this day that she signed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this ____ day of _____, 2020.

NOTARY PUBLIC

My commission expires: _____



AlaFile E-Notice

05-CV-2020-900639.00

Judge: JODY W. BISHOP

To: JAMES BRADFORD PITTMAN, JR. JR.
james@jbpilaw.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

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D001 LYNNE ERNEST INSURANCE LLC

D002 ERNEST LYNNE

D003 ERNEST CHYNNA

D004 STOKLEY DEADRA

D005 PRUITT JODI

MOTION FOR CHANGE OF VENUE/TRANSFER

[Filer: PITTMAN JAMES BRADFORD JR]

Notice Date: 8/5/2020 4:59:04 PM

JODY L. WISE
CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
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SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

Judge: JODY W. BISHOP

To: SCULLY WILLIAM EDWARD III
wescullyiii@gmail.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following matter was FILED on 8/5/2020 4:59:04 PM

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D004 STOKLEY DEADRA

D005 PRUITT JODI

MOTION FOR CHANGE OF VENUE/TRANSFER

[Filer: PITTMAN JAMES BRADFORD JR]

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jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

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To: ARCHER JON CHARLES II
associate@jbplaw.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

The following matter was FILED on 8/5/2020 4:59:04 PM

D001 LYNNE ERNEST INSURANCE LLC

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D003 ERNEST CHYNNA

D004 STOKLEY DEADRA

D005 PRUITT JODI

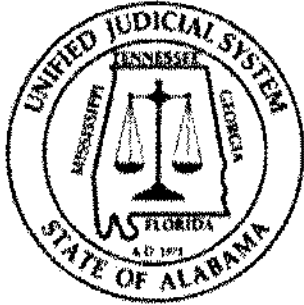
MOTION FOR CHANGE OF VENUE/TRANSFER

[Filer: PITTMAN JAMES BRADFORD JR]

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jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00
Judge: JODY W. BISHOP

To: SCULLY WILLIAM EDWARD III
wescullyiii@gmail.com

NOTICE OF COURT ACTION

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

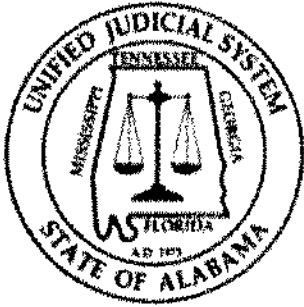
A court action was entered in the above case on 8/10/2020 12:13:47 PM

ORDER
[Filer:]

Disposition: PENDING
Judge: JWB
Notice Date: 8/10/2020 12:13:47 PM

JODY L. WISE
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BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
SUITE 10
BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

Judge: JODY W. BISHOP

To: PITTMAN JAMES BRADFORD JR
james@jbplaw.com

NOTICE OF COURT ACTION

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

A court action was entered in the above case on 8/10/2020 12:13:47 PM

ORDER

{Filer: }

Disposition: PENDING
Judge: JWB
Notice Date: 8/10/2020 12:13:47 PM

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CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
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BAY MINETTE, AL, 36507

251-937-9561
jody.wise@alacourt.gov



AlaFile E-Notice

05-CV-2020-900639.00

Judge: JODY W. BISHOP

To: ARCHER JON CHARLES II
associate@jbplaw.com

NOTICE OF COURT ACTION

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

INSURANCE EXPRESS V. LYNNE ERNEST INSURANCE LLC ET AL
05-CV-2020-900639.00

A court action was entered in the above case on 8/10/2020 12:13:47 PM

ORDER

[Filer:]

Disposition: PENDING
Judge: JWB
Notice Date: 8/10/2020 12:13:47 PM

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CIRCUIT COURT CLERK
BALDWIN COUNTY, ALABAMA
312 COURTHOUSE SQUARE
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