



AlaFile E-Notice

58-CV-2026-900929.00

Judge: JONATHAN A. SPANN

To: EVANS MARTIN WHITFIELD
me@eefirm.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

ALABAMA POWER COMPANY V. DALE CALLAHAN ET AL
58-CV-2026-900929.00

The following matter was FILED on 10/1/2026 3:33:14 PM

[Filer: HADEN EDGAR ROBERT]

Notice Date: 10/1/2026 3:33:14 PM

MARY HARRIS
CIRCUIT COURT CLERK
SHELBY COUNTY, ALABAMA
POST OFFICE BOX 1810
112 NORTH MAIN STREET
COLUMBIANA, AL, 35051

205-669-3760
mary.harris@alacourt.gov

State of Alabama Unified Judicial System Form ARAP-1 Rev 07/2026	Notice of ☒ Appeal ☐ Cross-Appeal to ☒ Supreme Court of Alabama ☐ Alabama Court of Civil Appeals	 ELECTRONICALLY FILED 10/1/2026 3:33 PM 58-CV-2026-900929.00 CIRCUIT COURT OF SHELBY COUNTY, ALABAMA MARY HARRIS, CLERK
In the _____ Circuit Court of _____ Shelby County, Alabama, or Before the <u>Honorable Jonathan A. Spann</u> (Administrative Agency, Board, Commission, or Tribunal)		Civil Action Number(s): CV-2026-900929
Appellant(s): The name of each party appealing must be listed. Do not use terms “et al.” or “etc.” to designate multiple appellants. See Rule 3(c), Alabama Rules of Appellate Procedure. Attach additional pages if necessary.		
<u>Name of Appellant(s)</u>		<u>Attorney(s) for Appellant(s) (if any)</u>
Alabama Power Company		Ed R. Haden, James A. Byram, Jr.,
		Christopher L. Yeilding, Louis M.
		Calligas, J. Bentley Owens, III
Appellee(s): The name of each party against whom the appeal is taken must be listed. Do not use terms “et al.” or “etc.” to designate multiple appellees. See Rule 3(c), Alabama Rules of Appellate Procedure. Attach additional pages if necessary.		
<u>Name of Appellee(s)</u>		<u>Attorney(s) for Appellee(s) (if any)</u>
Grady Fenn Church; Grady Fenn Church as Personal		Martin W. Evans; Jerrod C. Welborn
Representative of the Estate of Earle Farley Moody, II;		
and GF Church Properties II L.L.C.		
Trial Judge/Hearing Officer: Jonathan A. Spann	Date of Judgment/Order: September 22, 2026	Date of Postjudgment Motion: N/A
Notice is Hereby Given that the above-named appellant(s) appeal(s) to the above designated court from the ☐ Final Judgment ☒ Order entered in this cause (describe order): Preliminary Injunction appealable under Ala. R. App. P. 4(a)(1)(A).		Status of Postjudgment Motion: ☐ Disposed of on (date): ☐ Pending
Printed Name of Appellant(s)/Attorney(s) Filing Notice of Appeal: Ed R. Haden, James A. Byram, Jr., Christopher L. Yeilding, Louis M. Calligas, J. Bentley Owens, III	Signature(s) of Appellant(s) or Attorney(s): /s/ Ed R. Haden	
E-mail Address(es): ehaden@balch.com jbyram@balch.com, cyeilding@balch.com, lcalligas@balch.com		Mailing Address(es): Balch & Bingham LLP 1901 Sixth Avenue N, Suite 1500 Birmingham, AL 35203
Phone Number(s): 205-226-8795		
☐ Self-Represented Parties: Check this box to receive electronic notices from the appellate court at the e-mail address listed above. Please note that by choosing to receive electronic notices you are waiving the requirement under Rule 17(a), Alabama Rules of Appellate Procedure, that the appellate court send you a hard copy of notices via U.S. mail.		

Form ARAP-1
Rev 07/2026**Notice of Appeal**

(Page 2)

Check the proper description of the appealed case under the appropriate court:**Supreme Court of Alabama**

- ☐ Amount awarded more than \$50,000
- ☐ No award, but amount claimed more than \$50,000
- ☐ Probate (other than adoption)
- ☐ Public Service Commission
- ☒ Other: Prelim. Inj. in case worth over \$50,000.

Alabama Court of Civil Appeals

- ☐ Amount awarded equals \$50,000 or less
- ☐ No award, but amount claimed equals \$50,000 or less
- ☐ Administrative Agency
- ☐ Domestic Relations
- ☐ Juvenile (specify type): _____.
- ☐ Probate Adoption
- ☐ Workers' Compensation
- ☐ Other: _____.

Designation of the Record on Appeal:

The appellant(s) hereby request(s) the clerk of the trial court to include the following materials in the clerk's record:

- ☒ The entire record (less items set forth in Rule 10(A), Alabama Rules of Appellate Procedure).
- ☐ The following items only: _____
- _____
- _____

Transcript Status:

- ☐ Transcript(s) will not be ordered. See Rule 10(b), Alabama Rules of Appellate Procedure.
- ☒ Transcript(s) will be or has/have been ordered. See Rules 10(b)(2) and 11(a)(2), Alabama Rules of Appellate Procedure.

Provide the name and contact information for the court reporter(s) below:

Pamela Groover; P. O. Box 1374; Columbiana, AL 35051; (205) 670-5622

Within seven (7) days after filing the notice of appeal, the appellant(s) shall complete and file the Transcript Purchase Order form and, unless exempt by law, shall pay the court reporter the estimated cost of the reporter's transcript.

Appellant(s) File(s) with this Notice of Appeal:

- ☒ Security for costs of appeal (see below)
- ☐ A supersedeas bond in the amount of \$ _____.
- ☐ Deposited cash security of \$ _____.
- ☐ Is/are exempted by law from giving security for costs of appeal by virtue of _____.

Security for Costs

We hereby acknowledge ourselves security for costs of appeal. For the payment of all costs secured by this undertaking, we hereby waive our right of exemption as to personal property under the Constitution and laws of the State of Alabama. Executed with our seals this 1st day of October (month), 2026. (Electronic signatures are permitted.)

Appellant(s)/Principal(s): Alabama Power Company

Signature(s) /s/ J. Houston Smith, III

Its: Senior VP & General Counsel

Surety (printed name): Ed R. Haden

Signature /s/ Ed R. Haden

Attorney for Alabama Power Co.

Notice of Appeal**Certificate of Service of Notice of Appeal**

I/we hereby certify that a true and correct copy of the foregoing has been furnished to the following **parties to this appeal** and by the manner specified on this 1st day of October (month), 20 26 , to (attach additional pages if necessary):

Name & Party Represented

(example: "John Smith, Attorney for Acme Corporation" or
"John Doe, Pro Se")

Service Method

(U.S. Mail, E-Mail, AlaFile,
Hand Delivery, etc.)

Service Address

(E-mail address, mailing
address)

(1) Martin W. Evans and Jarred C. Welborn Attorneys for Grady Fenn Church, et al. (SEE ATTACHED)	☐ U.S. Mail ☐ E-Mail ☐ Hand Delivery ☒ AlaFile ☐ Other: _____	Evans & Evans; 2001 Park Place N, Ste 540 Birmingham, AL 35203; me@eefirm.com (SEE ATTACHED)
(2)	☐ U.S. Mail ☐ E-Mail ☐ Hand Delivery ☐ AlaFile ☐ Other: _____	
(3)	☐ U.S. Mail ☐ E-Mail ☐ Hand Delivery ☐ AlaFile ☐ Other: _____	
(4)	☐ U.S. Mail ☐ E-Mail ☐ Hand Delivery ☐ AlaFile ☐ Other: _____	
(5)	☐ U.S. Mail ☐ E-Mail ☐ Hand Delivery ☐ AlaFile ☐ Other: _____	

/s/ Ed R. Haden

Ed R. Haden

09/22/2026

*Signature(s) of Appellant(s) or Attorney(s) for Appellant(s)**Printed Name(s)**Date***Docket Fee**

The filing of the notice of appeal shall be accompanied by payment of a \$200 docket fee. If the notice of appeal is hand-filed, the appellant(s) shall include with a Notice of Appeal a check in the amount of \$200 made payable to the appropriate appellate court. If the Notice of Appeal is filed electronically, payment of the \$200 docket fee may be paid by credit card on the electronic-filing system, or it must be mailed or hand-delivered within seven (7) days to the attention of the clerk of the appropriate appellate court at 300 Dexter Avenue, Montgomery, AL 36104. The payment shall be accompanied by a means of identifying the case to which the payment is applicable. See Rule 35A(a)(1), Alabama Rules of Appellate Procedure. If the appellant(s) seek(s) waiver of the appellate docket fee, please indicate below as appropriate:

- ☐ The trial court granted the appellant(s) indigency status, and that status has not been revoked.
- ☐ The appellant(s) has/have filed a motion in the trial court requesting leave to proceed in forma pauperis and that motion is pending. See Rule 24(a), Alabama Rules of Appellate Procedure.

ATTACHMENT TO NOTICE OF APPEAL
Alabama Power Company v. Church, et al.
No.: CV-2026-900929

Certificate of Service:

Martin W. Evans
Evans & Evans
2001 Park Place North, Suite 540
Birmingham, AL 35203
Email: me@eelaw.com

Jarred C. Welborn
5417 Caldwell Mill Rd
Birmingham, AL 35242
Email: jarred@jwelborn.com

Attorneys for Grady Fenn Church; Grady Fenn Church as Personal Representative
of the Estate of Earle Farley Moody, II; and GF Church Properties II L.L.C.

Appellate Case Number:
(to be filled in by appellate court)



ELECTRONICALLY FILED
10/1/2026 3:33 PM
58-CV-2026-900929.00
CIRCUIT COURT OF
SHELBY COUNTY, ALABAMA
MARY HARRIS, CLERK

State of Alabama
Unified Judicial System Form
ARAP-24 (front)
Rev. 10/2019

DOCKETING STATEMENT

Appeal to the Supreme Court of Alabama

NOTE: completed Civil Case Cover Sheet must be attached

COUNTY Shelby

CIVIL ACTION NUMBER CV-2026-900929

TRIAL JUDGE Jonathan A. Spann

I. APPELLANT(s)(list the parties appealing):

Alabama Power Company

Appellant's Attorney: Ed R. Haden (See Attached) Address: Balch & Bingham LLP; 1901 Sixth Avenue North, Ste 1500
Phone: 205-226-8795 Email: ehaden@balch.com Birmingham, AL 35203

II. APPELLEE(S)(list the parties appealed):

Grady Fenn Church; Grady Fenn Church as Personal Representative of the Estate of Earle Farley Moody, II; and GF Church Properties II L.L.C.

Appellee's Attorney: Martin W. Evans Address: Evans & Evans; 2001 Park Place North, Ste 540
Phone: 205-545-8085 Email: me@eefirm.com Birmingham, AL 35203

III. APPELLANT IS THE TRIAL COURT: ☒ Plaintiff ☐ Defendant ☐ Other

IV. IS THIS A CROSS-APPEAL? ☐ Yes ☒ No

V. RELIEF AWARDED/REQUESTED: please check the appropriate block (s):

A. ☐ Monetary damages were either sought or awarded, as set out below:

1. Compensatory damages were:
 - (a) ☐ awarded in the amount of \$ _____;
 - (b) ☐ not awarded, but sought in the amount of \$ _____;
 - (c) ☐ sought, but not awarded - the amount sought was not specified in the complaint.
2. Punitive damages were:
 - (a) ☐ awarded in the amount of \$ _____;
 - (b) ☐ not awarded, but sought in the amount of \$ _____;
 - (c) ☐ sought, but not awarded - the amount sought was not specified in the complaint.
3. A general award of damages (not differentiating between compensatory and punitive) was:
 - (a) ☐ made in the amount of \$ _____;
 - (b) ☐ not made, but sought in the amount of \$ _____;
 - (c) ☐ sought, but not made - the amount sought was not specified in the complaint.
4. Other monetary damages (Type: _____)were:
 - (a) ☐ awarded in the amount of \$ _____;
 - (b) ☐ not awarded, but sought in the amount of \$ _____;
 - (c) ☐ sought, but not awarded - the amount sought was not specified in the complaint.

5. Was there a remittitur or additur at issue in the trial court? Yes No
(if yes, please provide the details in the "FACTS" section on the back of this form)

B. ☒ Equitable and/or declaratory relief was sought in the trial court

C. ☐ Other

(Please provide in the details of the issue(s) before the Court in the "ISSUES" section on the back of this form.)

VI. TYPE OF JUDGMENT OR ORDER APPEALED. (Please check one):

- | | | |
|--|--|--|
| A ☐ Judgment based on a jury Verdict | D ☐ Order granting a New Trial | G ☐ Dismissal |
| B ☐ Judgment based on a Non-jury Decision | E ☐ Judgment as a Matter of Law | H ☐ Default Judgment |
| C ☐ Judgment Notwithstanding the Verdict (JNOV) | F ☐ Summary Judgment | I ☒ Other (Prel. Inj.) |

VII. IF THE CASE WENT TO TRIAL, HOW MANY DAYS DID THE TRIAL TAKE? N/A

VIII. FINALITY OF JUDGMENT: Date of entry of judgment or order appealed from: September 22nd 2026
Month Day Year

1. Is the judgment or order appealed from in compliance with Rule 58, Ala.R.Civ.P.? ☒ Yes ☐ No
2. Does the order appealed from constitute a disposition of all claims as to all parties? ☐ Yes ☒ No
3. If not, did the trial court enter an order intended to make the order final pursuant to Rule 54(b), Ala. R. Civ. P.? ☐ Yes ☒ No
4. If the trial court intended to make the order appealed from final pursuant to Rule 54 (b), Ala. R. Civ. P., did the court in the Rule 54 (b) order expressly determine that there was no just reason for delay and expressly direct that final judgment be entered? ☐ Yes ☒ No
5. If the answer to question 2 is "NO", and the trial court did not make the order final by full compliance with Rule 54(b), Ala. R. Civ. P., please explain the basis for seeking appellate review and cite the authority for this appeal:

Alabama Power Company appeals the entry of a preliminary injunction against it under Ala. R. App. P. 4(a)(1)(A), an order granting a preliminary injunction is appealable.

IX. POST-JUDGMENT MOTIONS: List all post-judgment motions by date of filing, type, and date of disposition
(whether by trial court order or by the provisions of Rule 59.1, A.R.Civ.P.): N/A

DATE OF FILING			TYPE OF POST-JUDGMENT MOTION	DATE OF DISPOSITION		
Month	Date	Year		Month	Date	Year

DOCKETING STATEMENT Appeal to the Supreme Court of Alabama**X. CONSTITUTIONAL ISSUES:**

1. Are the provisions of Rule 44, Ala.R.App.P., applicable to this appeal? ☐ Yes ☒ No
 2. If so, have the provisions been complied with? N/A ☐ Yes ☐ No

XI. NATURE OF CASE ON APPEAL: In the left column of boxes proceeding the categories listed below, check the box (check only one) that best describes or categorizes the basis or theory of the primary issue on appeal. In the right column of boxes, check any secondary theories that are applicable to the suit.

TORTS:

- 01 ☐ ☐ Bad Faith
 02 ☐ ☐ Fraud
 03 ☐ ☐ Legal Malpractice
 04 ☐ ☐ Medical Malpractice
 05 ☐ ☐ Other Malpractice
 06 ☐ ☐ Products/AEMLD
 07 ☐ ☐ Negligence (Vehicular)
 08 ☐ ☐ Negligence (Gen./other)
 09 ☐ ☐ Personal Property

- 10 ☐ ☐ Real property
 11 ☐ ☐ Wrongful Death (All Types)
 12 ☐ ☐ Wantonness
 13 ☐ ☐ Conversion
 14 ☐ ☐ Wrongful Employment Termination
 15 ☐ ☐ Premises Liability
 16 ☐ ☐ Outrage
 29 ☐ ☐ Other: _____
CONTRACTS:
 30 ☐ ☐ Commercial

- 31 ☐ ☐ Personal
 32 ☐ ☐ Pension
 33 ☐ ☐ Insurance
 34 ☐ ☐ Employment
 39 ☐ ☐ Other: _____
OTHER:
 40 ☒ ☐ Real Property
 41 ☐ ☐ Civil Rights (Prisoner)
 42 ☐ ☐ Civil Rights (Other)
 43 ☐ ☐ Wills/Trusts/Estates

- 44 ☐ ☐ Declaratory Judgment
 45 ☐ ☒ Injunction (Commercial)
 46 ☐ ☐ Injunction (Employment)
 47 ☐ ☐ Injunction (Other)
 48 ☐ ☐ Extraordinary Writ Pub.
 49 ☐ ☐ Service Comm. RR/
 50 ☐ ☐ Seaman (FELA)
 51 ☐ ☐ RICO
 99 ☐ ☐ Other: _____

XII. APPELLATE REVIEW: Please take notice that your case may be initially reviewed by the Court of Civil Appeals. Pursuant to § 12-2-7, Ala. Code 1975, the Supreme Court has the authority to transfer any civil case within its jurisdiction to the court of Civil Appeals, except cases presenting a substantial question of federal or state constitutional law; cases involving a novel legal question, the resolution of which will have significant statewide impact; utility rate cases appealed pursuant to § 31-1-140, Ala. Code 1975, bond validation cases appealed pursuant to § 6-6-754, Ala. Code 1975, or Alabama State bar disciplinary proceedings. If you believe this case should not be transferred to the Court of Civil Appeals, please state with specificity the reason(s) why it should not be transferred, referring to pertinent sections of § 12-2-7. Reasons should be supported in the ISSUES and FACTS sections of this docketing statement.

This case involves a substantial question of state constitutional law, specifically section 235, and involves a novel legal question of state-wide impact, specifically the power of a circuit court to enjoin condemning authorities from exercising their constitutional and statutory rights to enter property condemned in probate court following payment of the award and posting of bond pending appeal.

XIII. ISSUES: Briefly summarize the issue(s) on appeal.

[See Attached]

XIV. FACTS: Without argument, briefly summarize the facts to inform the court of the nature of the case.

[See Attached]

October 1, 2026

Date

/s/ Ed R. Haden

Signature of Attorney/Party Filing this Form

Printed Name

Certificate of Service

I certify I have this date filed electronically with the clerk of the trial court the foregoing docketing statement through the trial court electronic-filing system or that I have this date hand-filed the original and _____ (number) copies of the foregoing docketing statement. A true or electronic copy of the docketing statement will be served by the clerk of the trial court or by the trial court's electronic-filing system on each of the following: (1) the clerk of the appellate court; (2) the court reporter; and (3) attorney for each appellee or the appellee if no attorney as follows (provide names and addresses):

I further certify pursuant to Rules 3(d), 25(d), and 57(h)(5), Alabama Rules of Appellate Procedure, that I have this date served a copy of this Notice of Appeal on each party to the proceedings in the trial court in the manner indicated below (attach additional pages if necessary):

Name of Party
 Grady Fenn Church;
 Grady Fenn Church as Personal Representative of
 the Estate of Earle Farley Moody, II; and
 GF Church Properties II, L.L.C.

Method of Service (US Mail, AlaFile, etc.)
 Electronic (Alafile)

Service Address
 me@eefirm.com; jarred@jwelborn.com

*If electronic service is selected, the e-mail address at which service was made via AlaFile must be listed as the service address.

Date: October 1, 2026

/s/ Ed R. Haden

(Signature of Appellant or Attorney for Appellant)

Ed R. Haden

(Printed Name)

ATTACHMENT TO DOCKETING STATEMENT
Alabama Power Company v. Church, et al.
No.: CV-2026-900929

XIII. ISSUES:

The issues in this appeal include, but are not limited to, the following:

1. Did the circuit court err by issuing a preliminary injunction to bar Alabama Power’s entry onto condemned property pending appeal which deprived Alabama Power of its constitutional and statutory right of entry under Alabama Constitution § 235 and Alabama Code § 18-1A-284, which provide that a condemning authority “shall not” be deprived of the right of entry under certain conditions which have undisputedly been met here?

2. Did the trial court err by issuing the preliminary injunction to bar Alabama Power’s entry onto the condemned land pending the appeal to the circuit court when: (a) there is no irreparable injury because the only constitutionally cognizable interest is obtaining monetary compensation and damages (just compensation); (b) there is an adequate remedy at law — damages for just compensation paid and a bond posted before entry; (c) there is no likelihood of success on the merits—dismissal of this condemnation action under Ala. Code § 18-1A-230(1)—where Alabama Power has statutory authority under Ala. Code § 37-4-130, §10A-21-2.04(a), and § 37-16-7(e) to condemn for the purposes alleged in the complaint, the project is important and necessary for Alabama Power’s public service under Ala. Code § 37-1-49, there is no clear and convincing evidence as required by Ala. Code § 18-1A-94 that the location of the line was arbitrary, capricious or wantonly injurious, and where Alabama Power Company complied with applicable conditions precedent for condemnation under Ala. Code § 18-1A-20(a); and (d) the equities and public interest favor Alabama Power where the Constitution and the Legislature have provided a comprehensive system of rights, remedies, and procedure that does not include barring entry during appellate proceedings?

XIV. FACTS:

To relieve overloading on its existing electric grid, Alabama Power is constructing an important new 74-mile, \$248 million transmission line from Shelby County to Autauga County. The new transmission line has been routed over land (the “Property”) owned by the Grady Fenn Church and Church Properties, II, LLC (the “Church Defendants”). Alabama Power initiated condemnation proceedings to acquire the necessary easement rights on the Property and obtained an order of condemnation from the Shelby County Probate Court. Thereafter, the Church Defendants appealed to the circuit court. Alabama Power has paid the condemnation award into court and given a bond of double the amount of the condemnation award. The Church Defendants moved for a preliminary injunction to bar Alabama Power from entering the Property to begin construction on the transmission line. The circuit court granted the motion for preliminary injunction and barred Alabama Power from entering the Property unless and until the circuit court orders otherwise. Alabama Power has appealed to this Court (the Supreme Court) and will file an emergency motion to stay the preliminary injunction so it can put the new transmission line into service by a strict deadline.



State of Alabama
Unified Judicial System

**TRANSCRIPT PURCHASE ORDER
OF APPELLANT – CIVIL**

Form ARAP-1A

Rev. 10/24

(See Rules 10(b) and 11(a) of the Alabama Rules of Appellate Procedure)

APPELLANT	ALABAMA POWER COMPANY
v. APPELLEE	GRADY FENN CURCH; et al.

Civil Action Number CV-2026-900929	Trial Judge The Honorable Jonathan A. Spnn
Court Reporter Pamela Groover - (205) 670-5622	County Shelby Date of Notice of Appeal October 1, 2026

PART I. TO BE COMPLETED AND FILED WITH THE COURT REPORTER BY APPELLANT WITHIN 7 DAYS OF THE FILING OF THE NOTICE OF APPEAL.

A. Request is hereby made to the reporter for a transcript of the following proceedings (give particulars):

NOTE: exhibits are included in the clerk's record and need not be specified - see Rule 10 (b)(1), A.R.App.p.

- | | |
|---|---|
| ☒ Entire Transcript | ☐ Oral Charges to the Jury |
| ☐ Testimony of Plaintiff | ☐ Objection to Oral Charge |
| ☐ Testimony of Defendant | ☐ Objection to Refused Requested Written |
| ☐ Testimony of Witness _____ | Charge(s), Numbers _____ |
| ☐ Testimony of Witness _____ | ☐ Others: _____ |

NOTE: Unless the entire transcript is ordered, appellant must attach a statement of the issues to pages 4 and 5.

B. I CERTIFY that I HAVE paid the Court Reporter the estimated cost of transcribing that part of the proceedings I have deemed necessary to be included in the record.

October 1, 2026	/s/ Ed R. Haden	205-226-8795
Date	Signature	Telephone Number

NOTE: Upon Completion of PART I, appellant should distribute pages as follows:

* Pages 1, 2 and 3 – Court Reporter	Page 4 – Trial Court	Pages 5 – Appellee	Pages 6 – Retained by appellant
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PART II. TO BE COMPLETED BY COURT REPORTER ON SAME DATE TRANSCRIPT PURCHASE ORDER IS RECEIVED.

A. Date Transcript Purchase Order Received	Estimated Completion Date
Estimated Number of Pages	Estimated Cost

B. I CERTIFY THAT ☐ I HAVE ☐ I HAVE NOT (Check one) been paid the estimated cost of the transcript.

Date	Signature	Telephone Number
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NOTE: Upon Completion of PART II, Court Reporter should distribute pages as follows:

* Pages 1 and 2 – Retained by the Court Reporter	Pages 3 – Transmitted to the Appropriate Appellate Court on Same Date Transcript Purchase Order is Received.
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PART III. CERTIFICATE OF COMPLETION OF REPORTER'S TRANSCRIPT

NOTE: This is to be completed by court reporter on date of filling of transcript in trial court. On the day of completion, this certificate must be forwarded to the appropriate appellate court (page 2) and copies thereof shall be served on the clerk of the trial court and each of the parties.

I CERTIFY that I have this date completed and filled with the clerk of the trial court the original of a true and correct transcript of the evidence and matters designated by the parties. All pages are numbered serially in the upper right corner of the pages, prefaced by an index, and ending with the following number: _____

I CERTIFY that photocopies of this certificate are this date being served on the clerk of the trial court and each of the parties, along with a copy of the index (with copies of the transcript as ordered).

Dated this _____ day of _____, _____

Court Reporter

NOTE: Upon Completion of PART III, Court Reporter should distribute pages as follows:

* Pages 1 - Retained by the Court Reporter	Page 2 – Transmitted to the Appropriate Appellate Court
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* Distribution Code:	Page 1: White	Page 2: Blue	Page 3: Green	Page 4: Canary	Page 5: Pink	Page 6: Goldenrod
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