

# IN THE SUPREME COURT OF ALABAMA



February 21, 2020

**1180109** City of Daphne v. David Fannon and Sarah Fannon (Appeal from Baldwin Circuit Court: CV-15-900239).

## CERTIFICATE OF JUDGMENT

WHEREAS, the ruling on the application for rehearing filed in this case and indicated below was entered in this cause on February 21, 2020:

**Application Overruled. No Opinion.** Wise, J. - Parker, C.J., and Bolin, Shaw, Bryan, Sellers, Mendheim, and Stewart, JJ., concur. Mitchell, J., recuses himself.

WHEREAS, the appeal in the above referenced cause has been duly submitted and considered by the Supreme Court of Alabama and the judgment indicated below was entered in this cause on December 6, 2019:

**Affirmed In Part; Reversed In Part; Remanded.** Wise, J. - Bolin, Shaw, Mendheim, and Stewart, JJ., concur. Bryan and Sellers, JJ., concur in the result. Parker, C.J., dissents. Mitchell, J., recuses himself.

NOW, THEREFORE, pursuant to Rule 41, Ala. R. App. P., IT IS HEREBY ORDERED that this Court's judgment in this cause is certified on this date. IT IS FURTHER ORDERED that, unless otherwise ordered by this Court or agreed upon by the parties, the costs of this cause are hereby taxed as provided by Rule 35, Ala. R. App. P.

I, Julia J. Weller, as Clerk of the Supreme Court of Alabama, do hereby certify that the foregoing is a full, true, and correct copy of the instrument(s) herewith set out as same appear(s) of record in said Court.

Witness my hand this 21st day of February, 2020.

A handwritten signature in cursive script that reads "Julia Jordan Weller".

Clerk, Supreme Court of Alabama