

IN THE SUPREME COURT OF ALABAMA



September 17, 2021

1180945 Brett/Robinson Gulf Corporation; Claudette Brett, as the personal representative of the estate of Tillis M. Brett; Thomas Brett; William T. Robinson, Jr.; and Brett Real Estate and Robinson Development Company, Inc. v. Phoenix on the Bay II Owners Association, Inc., and Pamela A. Montgomery (Appeal from Baldwin Circuit Court: CV-15-900942).

CERTIFICATE OF JUDGMENT

WHEREAS, the ruling on the application for rehearing filed in this case and indicated below was entered in this cause on September 17, 2021:

Application Overruled. No Opinion. PER CURIAM - Bolin, Wise, Bryan, Sellers, Mendheim, Stewart, and Mitchell, JJ., concur. Parker, C.J., dissents.

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 June 30, 2021:

Reversed And Remanded with Instructions. PER CURIAM - Bolin, Wise, Bryan, Sellers, and Mitchell, JJ., concur specially. Mendheim and Stewart, JJ., concur in the result. Parker, C.J., dissents.

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 17th day of September, 2021.

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

Clerk, Supreme Court of Alabama