

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

<b>PNC BANK, N.A.,</b>	)	
<b>Plaintiff,</b>	)	
	)	
<b>vs.</b>	)	<b>CIVIL ACTION NO. 14-00193-KD-B</b>
	)	
<b>POUNDS WRECKING, INC.,</b>	)	
<b>Defendants.</b>	)	

**RULE 54(b) JUDGMENT AS TO POUNDS WRECKING, INC.<sup>1</sup>**

In accordance with the Order issued on this date and Doc. 22, as well as after having determined that there is no just reason for delay, it is hereby **ORDERED, ADJUDGED** and **DECREED** that PNC’s motion for default judgment against Pounds Wrecking, Inc. (Docs. 17, 23) is **GRANTED in part** and **DENIED in part** such that a **DEFAULT JUDGMENT** is entered against Defendant Pounds Wrecking, Inc. and in favor of Plaintiff PNC Bank, N.A. as follows:

- 1) **GRANTED** as to PNC’s breach of promissory note claim such that PNC is awarded **\$151,026.57** (\$130,490.64 in outstanding principal, \$10,396.42 in unpaid accrued interest, \$7,040.51 in late charges, and \$3,099 in attorneys’ fees), *plus* per diem interest at the rate of \$24.466995 (from July 30, 2014 through the date of judgment); and
- 2) **DENIED** as to PNC’s request for costs.

The Court has determined that there is no just reason for delay and **DIRECTS** the Clerk to enter final judgment as to Defendant Pounds Wrecking, Inc. pursuant to Rule 54(b) of the Federal Rules of Civil Procedure. The Clerk is also **DIRECTED** to provide a copy of this Rule 54(b) Judgment to Defendant Pounds Wrecking, Inc. at its address of record.

**DONE and ORDERED** this the 24<sup>th</sup> day of **September 2014**.

/s/ Kristi K. DuBose  
**KRISTI K. DUBOSE**  
**UNITED STATES DISTRICT JUDGE**

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<sup>1</sup> Plaintiff’s other claims against individual defendant Joseph G. Pounds remain pending; however, the claims against Mr. Pounds have been stayed per bankruptcy.